

**1998**

**HOUSE  
FINANCE –  
LOCAL, REGIONAL &  
STATE REVENUES**

**MINUTES**

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

### Membership - 1997-98 Session

Rep. Dewey L. Hill, Chairman .....	Room 1309 LB	733-5830
Rep. Cherie K. Berry .....	Room 1006 LB	733-5861
Rep. Charles F. Buchanan.....	Room 536 LOB	733-5825
Rep. J. Russell Capps.....	Room 419-B LOB	715-3005
Rep. William Pete Cunningham .....	Room 607 LOB	733-5755
Rep. Andrew T. Dedmon .....	Room 1211 LB	733-5654
Rep. Rick L. Eddins .....	Room 1219 LB	733-5776
Rep. Daniel F. McComas .....	Room 2123 LB	733-5758
Rep. Richard T. Morgan .....	Room 404 LOB	715-3028
Rep. Amelia A. H. Morris .....	Room 1315 LB	733-5741
Rep. Charles B. Neely, Jr. ....	Room 420 LOB	715-3001
Rep. John M. Rayfield .....	Room 418-C LOB	715-3009
Rep. Edgar V. Starnes .....	Room 418-A LOB	715-3012
EX OFFICIO MEMBERS:		
Rep. Stephen W. Wood .....	Room 2208 LB	733-5807
Speaker Pro Tem		
Rep. Namon Leo Daughtry .....	Room 2302 LB	715-0850
Majority Leader		
Rep. Julia C. Howard .....	Room 1021 LB	733--5904
Majority Whip		

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# House Subcommittee on Local, Regional, and State Revenues 1997-98 Session



Rep. Dewey L. Hill  
Chairman

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Rep. Berry



Rep. Buchanan



Rep. Capps



Rep. Cunningham



Rep. Dedmon



Rep. Eddins



Rep. McComas



Rep. Morgan



Rep. Morris



Rep. Neely



Rep. Rayfield



Rep. Starnes

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Rep. McComas



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Rep. Morris



Rep. Neely



Rep. Rayfield



Rep. Starnes



# 1997 HOUSE OF REPRESENTATIVES PERMANENT ROOM/PHONE ASSIGNMENTS

3- (733 prefix)		5- (715 prefix)		3 digit room = LOB		Effective 2/19/97	
Room	Phone	Room	Phone	Room	Phone	Room	Phone
2304	3-3451 SPEAKER	1303	3-5821 ELLIS	638	3-5959 MITCHELL		
542	3-5902 ADAMS	634	5-2530 ESPOSITO	1019	3-5661 MOORE		
640	3-5958 ALDRIDGE	1202	5-2241 FITCH	404	5-3028 MORGAN		
1209	3-5605 ALEXANDER	1217	3-5757 FOX	1315	3-5741 MORRIS		
2223	3-5773 ALLRED	416B	5-3021 GAMBLE	2221	3-5781 MOSLEY		
535	3-5747 ARNOLD	417B	5-3017 GARDNER	420	5-3001 NEELY		
501	3-5903 BADDOUR	502	3-4838 GOODWIN	1213	5-0873 NESBITT		
632	3-5787 BAKER	402	5-3024 GRADY	616	5-9644 NICHOLS		
1025	3-5908 BARBEE	532	3-5995 GRAY	639	3-5477 NYE		
510	3-5868 BEALL	1307	3-5860 GULLEY	538	3-5877 OLDHAM		
1006	3-5861 BERRY	1321	3-5752 HACKNEY	608	3-0010 OWENS		
1229	5-4946 BLACK	637	3-5906 HALL	403	5-3026 PRESTON		
1227	5-2528 BLUE	1323	3-5775 HARDAWAY	2217	3-5606 RAMSEY		
617	5-9664 BONNER	417A	5-3019 HARDY	418C	5-3009 RAYFIELD		
1206	3-5853 BOWIE	509	3-5936 HENSLEY	1204	3-4948 REDWINE		
507	3-5905 BOYD-MCINTYRE	1008	3-5862 HIATT	533	3-5820 REYNOLDS		
539	3-5809 BRASWELL	541	3-5778 HIGHTOWER	416A	5-3023 ROGERS		
513	3-5931 BRAWLEY	1309	3-5830 HILL	2207	5-0875 RUSSELL		
11	3-5935 BROWN	631	3-5900 HOLMES	1017	3-5530 SAUNDERS		
506	3-5825 BUCHANAN	1021	3-5904 HOWARD	506	3-5974 SEXTON		
419A	5-3007 CANSLER	613	3-2962 HUNTER, H.	2215	3-5601 SHERRILL		
419B	5-3005 CAPPS	1201	3-5987 HUNTER, R.	2119	3-5771 SHUBERT		
537	3-5777 CARPENTER	1004	3-5859 HURLEY	1221	3-5827 SMITH		
1311	3-5805 CHURCH	1319	3-5800 INSKO	418A	5-3012 STARNES		
418B	5-3011 CLARY	633	3-5784 IVES	1317	3-5782 SUTTON		
1218	3-5779 COLE	1426	3-5602 JARRELL	1104	3-5934 TALLENT		
1301	3-5824 CRAWFORD	1013	3-5191 JEFFUS	1002	3-5828 THOMPSON		
635	3-5829 CREECH	2204	3-5956 JUSTUS	609	3-5607 TOLSON		
1010	3-5865 CULP	527A	3-5867 KINNEY	614	3-5898 WAINWRIGHT		
604	3-5802 CULPEPPER	1313	3-5803 KISER	1420	3-5806 WARNER		
607	3-5755 CUNNINGHAM	1325	3-5772 LUEBKE	1015	3-5886 WARWICK		
2301	5-0850 DAUGHTRY	603	3-5706 MCALLISTER	417C	5-3015 WATSON		
419C	5-3003 DAVIS	2123	3-5758 MCCOMAS	503	3-5849 WEATHERLY		
2121	3-7208 DECKER	514	3-5881 MCCOMBS	1220	3-5746 WILKINS		
1211	3-5654 DEDMON	610	3-5780 MCCRARY	529	3-7663 WILSON, C.		
530	3-5662 DICKSON	2213	3-5732 MCMAHAN	1109	3-7727 WILSON, G.		
1106	3-5822 DOCKHAM	1424	5-2526 MERCER	540	3-5751 WOMBLE		
502	5-4466 EARLE	1409	3-5609 MICHAUX	2208	3-5807 WOOD		
106	3-5786 EASTERLING	611	3-5878 MILLER	528	3-5754 WRIGHT		
1219	3-5776 EDDINS	2219	3-5749 MINER	1305	3-5823 YONGUE		

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## ATTENDANCE

**SUBCOMMITTEE ON LOCAL FINANCE**

(Name of Committee)

[illegible]

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**SUBCOMMITTEE ON LOCAL FINANCE**

(Name of Committee)

[illegible]

NORTH CAROLINA GENERAL ASSEMBLY  
COMMITTEE SUMMARY REPORT

1997-98 Regular Session		HOUSE: FINANCE--LOCAL, REGIONAL AND STATE REVENUE		Valid Through 30-OCT-1998	
BILL	INTRODUCER	SHORT TITLE	LATEST ACTION ON BILL	IN DATE	OUT DATE
H 39	ALLRED	SWEPSONVILLE INCORPORATION	*R -CH. SL 97-0448	03-05-97	03-06-97
H 62=	IVES	HENDERSON CO. ANNEXATION AGREEMENTS	*S -RE-REF COM ON FINANCE	03-06-97	03-11-97
H 63	NICHOLS	RIVER BEND ZONING/ANNEXATION	*R -CH. SL 97-0363	03-17-97	03-19-97
H 65	BEALL	CANTON DEANNEXATION	R -CH. SL 97-0100	03-05-97	03-06-97
H 67	DECKER	SUMMERFIELD/LELAND AMENDMENTS	*R -CH. SL 97-0249	04-08-97	04-10-97
H 71	CRAWFORD	HALIFAX-ROANOKE RAPIDS AIRPORT	R -CH. SL 97-0275	03-06-97	03-11-97
H 72	DECKER	OAK RIDGE INCORPORATED	*R -CH. SL 98-0113	04-14-97	04-16-97
H 99=	HUNTER H	CAMDEN/BURKE SCHOOL AQUISITION	*R -CH. SL 97-0409	04-08-97	07-17-97
H 101	BAKER	EXTEND TRI-COUNTY ADMIN.	*R -CH. SL 97-0280	03-05-97	03-06-97
H 105	BEALL	JACKSON COUNTY AIRPORT AUTHORITY	*R -CH. SL 97-0022	03-05-97	03-06-97
H 283	CULPEPPER	PERQUIMANS SCHOOL ACQUISITION	R -CH. SL 97-0162	04-08-97	04-10-97
H 286	ARNOLD	DORTCHES/ROCKY MOUNT BOUNDARIES	*S -REF TO COM ON RULES &	03-17-97	03-19-97
H 319	CARPENTER J	HIGHLANDS OCCUPANCY TAX	H -ASSIGNED TO FIN-REV	04-22-97	
H 335	NICHOLS	GRANTSBORO INCORPORATED	*H -CAL PURSUANT RULE 36 (A)	05-28-97	06-04-97
H 337	CULP	RANDOLPH OCCUPANCY TAX	*R -CH. SL 97-0342	03-27-97	04-01-97
H 342	ALEXANDER	MECKLENBURG BID LIMIT INCREASED	*R -CH. SL 97-0184	03-27-97	04-01-97
H 373	STARNES	CALDWELL ANNEXATION RESTRICTED	*S -REF TO COM ON ST GVT	04-16-97	04-23-97
H 411	OWENS	CURRITUCK GAME COMM. CHANGES	R -CH. SL 97-0163	04-08-97	04-10-97
H 417	THOMPSON	MITCHELL/MADISON RIVER RAFTING	*HF-POSTPONED INDEFINITELY	06-03-97	06-26-97
H 418	THOMPSON	MISCELLANEOUS LOCAL ACTS	*R -CH. SL 97-0410	07-17-97	07-21-97
H 420	THOMPSON	KINGS MT./MOSS LAKE AMENDMENTS	*S -REF TO COM ON ST GVT	07-17-97	07-21-97
H 457	WEATHERLY	AMEND FOREST DEVELOPMENT ACT	*R -CH. SL 97-0352	04-23-97	04-29-97
H 460	CULPEPPER	ABOLISH AQUARIUMS COMMISSION	*R -CH. SL 97-0286	04-29-97	04-30-97
H 476=	HURLEY	VITAL RECORDS ACCESS	*R -CH. SL 97-0242	04-29-97	04-30-97
H 506	HUNTER H	HERTFORD LOCAL ACT	*S -RE-REF COM ON FINANCE	05-01-97	05-06-97
H 542	DAVIS D	HARNETT COMM. COLL. ACQUISITION	H -ASSIGNED TO FIN-REV	04-08-97	
H 549	IVES	ASHEVILLE/BILTMORE BOUNDARY	R -CH. SL 97-0250	04-08-97	04-16-97
H 566	ELLIS	WAKE SCHOOLS DEVELOPMENT CHARGES	*R -CH. SL 97-0450	07-09-97	07-16-97
H 568	ELLIS	WAKE FOREST/BEAUFORT ANNEXATION	*R -CH. SL 97-0432	07-07-97	07-16-97
H 570	SAUNDERS	MECKLENBURG SPHERES OF INFLUENCE	H -ASSIGNED TO FIN-REV	05-01-97	

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BOLDED LINE INDICATES BILL INDEXED AS AFFECTING APPROPRIATIONS.

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H 590	CREECH	WILSON'S MILLS CHARTER	R -CH. SL 97-0413	04-08-97	04-10-97
H 595=	COLE	REIDSVILLE ANNEXATIONS	HF-POSTPONED INDEFINITELY	04-24-97	04-30-97
H 600	HOLMES	FOX FIRE ASSESSMENT CLARIFICATION	*R -CH. SL 97-0451	07-10-97	07-16-97
H 604	SMITH	NEWPORT-MOREHEAD BOUNDARIES	*R -CH. SL 97-0185	05-01-97	05-06-97
H 614	ELLIS	SWIFT CREEK INCORPORATED	*HF-FAILED 2ND READING	05-20-97	06-04-97
H 631	DECKER	FORSYTH LOCAL ACT	*R -CH. SL 97-0408	07-08-97	07-10-97
H 643	RAYFIELD	BELMONT ANNEXATION AGREEMENT	R -CH. SL 97-0105	04-16-97	04-23-97
H 653	SEXTON	WENTWORTH CHARTER AMENDMENTS	*R -CH. SL 97-0322	04-24-97	04-30-97
H 653	SEXTON	WENTWORTH CHARTER AMENDMENTS	*R -CH. SL 97-0322	05-07-97	05-12-97
H 655	SEXTON	MADISON ANNEXATION	*R -CH. SL 97-0251	04-28-97	04-30-97
H 656	BRAWLEY	WATERSHED EXEMPTION/ANNEXATION	*S -REF TO COM ON ST GVT	04-17-97	04-23-97
H 681=	WILKINS	ROXBORO CHARTER	*R -CH. SL 97-0282	04-16-97	04-23-97
H 695	MORGAN	ABERDEEN ANNEXATION	R -CH. SL 97-0252	04-16-97	04-23-97
H 698	SMITH	MOREHEAD-NEWPORT/MOORESVILLE ANNEX.	*R -CH. SL 97-0219	05-01-97	05-06-97
H 722	HARDY	WASHINGTON ANNEXATION AGREEMENTS	*R -CH. SL 97-0323	05-01-97	05-06-97
H 748	GULLEY J	MATTHEWS/CHARLOTTE BOUNDARY	R -CH. SL 97-0220	04-22-97	04-29-97
H 750	BEALL	CHARTER OF FOREST HILLS	*R -CH. SL 97-0345	04-29-97	04-30-97
H 751	TALLENT	CABARRUS 3-YEAR SALES TAX/SCHOOLS	*HF-POSTPONED INDEFINITELY	06-03-97	06-26-97
H 753	MORGAN	ABERDEEN/SOUTHERN PINES BOUNDARY	R -CH. SL 97-0253	04-16-97	04-23-97
H 773	REDWINE	BALD HEAD ISLAND CHARTER	*R -CH. SL 97-0324	04-24-97	04-30-97
H 777	WEATHERLY	KINGS MT. ANNEXATION/MOSS LAKE USE	*HF-POSTPONED INDEFINITELY	04-23-97	04-29-97
H 777	WEATHERLY	KINGS MT. ANNEXATION/MOSS LAKE USE	*HF-POSTPONED INDEFINITELY	07-01-97	07-03-97
H 778	WEATHERLY	KINGS MOUNTAIN ETJ	HF-POSTPONED INDEFINITELY	04-23-97	04-29-97
H 779	WILKINS	PERSON OCCUPANCY TAX	HF-REPTD UNFAV	04-24-97	04-30-97
H 789	BARBEE	TOWN OF OAKBORO	*R -CH. SL 97-0254	05-01-97	05-06-97
H 804	KISER	LINCOLN LOCAL ROADS	*R -CH. SL 97-0169	05-01-97	05-07-97
H 810	TOLSON	NASH ROOM TAX/ROCKY MOUNT ANNEX	*R -CH. SL 97-0255	04-23-97	04-29-97
H 811	TOLSON	GOLD ROCK/ROCKY MOUNT ANNEXATION-2	*H -ASSIGNED TO FIN-REV	06-18-97	
H 816	WARNER	HOPE MILLS/WEAVERVILLE ANNEXATIONS	*H -ASSIGNED TO FIN-REV	05-13-97	
H 832	THOMPSON	COLLECT DELINQUENT PROPERTY TAX	*HF-POSTPONED INDEFINITELY	04-23-97	04-29-97

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H 836=	WRIGHT	NEW HANOVER AIRPORT DEVELOP ZONE	*R -CH. SL 97-0415	04-22-97	04-29-97
H 843	STARNES	CEDAR ROCK INCORPORATED	*R -CH. SL 97-0317	04-22-97	04-29-97
H 844	COLE	REIDSVILLE ANNEXATION RESTRICTED	*R -CH. SL 97-0360	04-28-97	04-30-97
H 859	REDWINE	ROOM TAX CHANGES	*R -CH. SL 97-0364	07-07-97	07-10-97
H 860=	REDWINE	CALABASH/CAROLINA SHORES	*R -CH. SL 98-0075	07-15-98	07-22-98
H 865=	PRESTON	SNEADS FERRY INCORPORATED	*H -RE-REF COM ON FINANCE	04-16-97	04-23-97
H 867	GULLEY J	MATTHEWS ANNEXATION/ZONING	*R -CH. SL 97-0283	05-13-97	05-21-97
H 893	HUNTER R	MCDOWELL/BURKE AIRPORT AUTHORITY	HF-POSTPONED INDEFINITELY	04-24-97	08-05-98
H1044	ROGERS	COUNTY TAX INFORMATION RECIPIENT	*R -CH. SL 97-0340	04-23-97	04-29-97
H1082	SUTTON	NATIVE AMERICAN PLATES/HOUSING	*R -CH. SL 98-0155	05-15-97	05-21-97
H1137	CULP	SOIL AND WATER CONSERVATION PLATES	*R -CH. SL 97-0477	05-15-97	05-21-97
H1156	MORRIS	SPECIAL PLATES	*R -CH. SL 97-0484	05-15-97	05-21-97
H1246=	HOWARD	MODIFY DAVIE ROOM TAX DUE	R -CH. SL 98-0014	06-01-98	06-10-98
H1264	BUCHANAN	CERTAIN COUNTIES SCHOOL ACQUISITION	H -ASSIGNED TO FIN-REV	06-17-98	
H1274	DICKSON	GASTONIA SPECIAL ASSESSMENTS	R -CH. SL 98-0025	06-04-98	06-17-98
H1275	MITCHELL	STATESVILLE AIRPORT LEASE LENGTH	R -CH. SL 98-0102	06-04-98	06-10-98
H1278	BADDOUR	CERTAIN COUNTIES SCH. ACQUISITION-3	*R -CH. SL 98-0033	06-15-98	06-17-98
H1284	BROWN	CERTAIN SCHOOL ACQUISITIONS	*R -CH. SL 98-0048	06-01-98	06-10-98
H1309	THOMPSON	BANNER ELK ANNEXATIONS	*R -CH. SL 98-0077	07-20-98	07-28-98
H1312	GOODWIN	MOUNT GILEAD UTILITY BILLS	S -REF TO COM ON FINANCE	08-03-98	08-06-98
H1330=	MERCER	FARMVILLE ANNEXATION	H -ASSIGNED TO FIN-REV	05-21-98	
H1332	ROGERS	GREENVILLE DOWNTOWN PROJECT	*R -CH. SL 98-0144	08-20-98	08-27-98
H1401	DECKER	PLEASANT GARDEN BOUNDARIES	H -RATIFIED	06-04-98	06-17-98
H1475	REDWINE	OCEAN ISLE BEACH ANNEXATION	R -CH. SL 98-0034	06-15-98	06-17-98
H1497	BUCHANAN	CRANBERRY INCORPORATED	*R -CH. SL 98-0091	06-22-98	06-30-98
H1504	SUTTON	PEMBROKE ANNEXATION	*R -CH. SL 98-0039	06-22-98	06-23-98
H1527	REDWINE	YAUPON BEACH SPECIAL ASSESSMENTS	H -RATIFIED	06-22-98	06-30-98
H1528	REDWINE	LONG BEACH ROOM TAX/N. TOPSAIL BEACH	*H -RATIFIED	06-01-98	06-17-98
H1546	TOLSON	ACCIDENT REPORTS/WEEDY LOTS	*R -CH. SL 98-0108	07-13-98	07-15-98
H1556	DAVIS D	DUNN EXTRATERRITORIAL JURISDICTION	R -CH. SL 98-0028	06-17-98	06-23-98

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H1568	YONGUE	ST. PAULS/STATESVILLE OCCUPANCY TAX	*R -CH. SL 98-0112	06-29-98	07-15-98
H1579	HIGHTOWER	MONTGOMERY DELINQUENT UTILITY BILL	S -REF TO COM ON FINANCE	07-14-98	07-22-98
H1587	BARBEE	STANLY/LOCUST UTILITY BILLS	*R -CH. SL 98-0084	06-22-98	06-30-98
H1594=	WEATHERLY	FRANCHISE DISTRIBUTION PAYMENT	S -RE-REF COM ON FINANCE	06-04-98	06-10-98
H1602	BONNER	ROWLAND CHARTER REVISION	R -CH. SL 98-0105	06-29-98	07-22-98
H1611	WAINWRIGHT	CARTERET-CRAVEN BOUNDARY	R -CH. SL 98-0049	06-22-98	06-30-98
H1622=	WATSON	WALLACE/FAISON PRIVATE SALE	*R -CH. SL 98-0040	06-22-98	06-23-98
H1629	CULP	ASHEBORO ANNEXATIONS	*R -CH. SL 98-0203	07-15-98	07-28-98
H1633	BUCHANAN	SPRUCE PINE/LK. WACCAMAW LIMITS	*R -CH. SL 98-0152	09-04-98	09-09-98
H1637	SMITH	CAPE CARTERET ANNEXATION REPEAL	*R -CH. SL 98-0041	06-15-98	06-17-98
H1638	SMITH	MOREHEAD CITY SATELLITE ANNEXATIONS	*R -CH. SL 98-0042	06-15-98	06-17-98
H1660=	MILLER G	CITY OF DURHAM STORMWATER FEES	S -REF TO COM ON FINANCE	06-15-98	06-23-98
H1661=	MILLER G	DURHAM DUMPSTER SERVICE	R -CH. SL 98-0050	06-15-98	06-23-98
S 69	FOXX	STOKES SCHOOL ACQUISITION	*R -CH. SL 97-0190	05-29-97	06-04-97
S 186	FOXX	DELAY GASTON PROPERTY TAX INTEREST	*R -CH. SL 98-0067	05-29-97	06-04-97
S 186	FOXX	DELAY GASTON PROPERTY TAX INTEREST	*R -CH. SL 98-0067	06-22-98	06-23-98
S 198=	JENKINS	HENDERSON CO. ANNEXATION AGREEMENTS	R -CH. SL 97-0188	05-29-97	06-04-97
S 262=	ODOM	HUNTERSVILLE ANNEXATION AGREEMENT	*R -CH. SL 97-0266	06-11-97	06-26-97
S 321	KERR	MODIFY WAYNE AIRPORT LEGISLATION	*R -CH. SL 98-0020	06-01-98	06-10-98
S 356=	FOXX	REIDSVILLE ANNEXATIONS	*R -CH. SL 97-0343	05-13-97	05-21-97
S 363	PAGE	HARNETT COMM. COLL. ACQUISITION	R -CH. SL 97-0042	04-15-97	04-23-97
S 390	ODOM	HUNTERSVILLE ANNEXATION	*R -CH. SL 97-0267	06-11-97	06-26-97
S 424	MILLER B	WAKE ANNEXATIONS	*SA-CONF REPORT ADOPTED	08-20-97	08-21-97
S 453=	BALLANTINE	AIRPORT ECON. DEVELOP. ZONE ACT	H -RE-REF COM ON FINANCE	05-13-97	
S 529	RAND	HOPE MILLS/WEAVERVILLE ANNEXATIONS	*R -CH. SL 97-0151	05-14-97	05-21-97
S 548	FOXX	STOKES/DELINQUENT PROP. TAXES	S -REF TO COM ON FINANCE	06-12-97	07-08-97
S 578	FOXX	MOUNT AIRY/AVERY OCCUPANCY TAX	*H -RE-REF COM ON RULES	07-14-97	07-16-97
S 585	WEINSTEIN	LUMBERTON/SHELBY ROOM TAX CHANGES	*R -CH. SL 97-0361	06-30-97	07-10-97
S 615	HORTON	KERNERSVILLE VEHICLE TAX	H -CAL PURSUANT RULE 36 (A)	06-12-97	06-30-97
S 666	REEVES	RALEIGH/PINEHURST LOCAL ACT	*R -CH. SL 98-0200	09-30-98	10-07-98

NOTES- = AFTER BILL NUMBER SHOWS THAT BILL IS IDENTICAL, AS INTRODUCED, TO ANOTHER BILL.

\* AFTER NUMBERS INDICATES THAT TEXT OF BILL WAS ALTERED BY ACTION ON THE BILL.

BOLDLED LINE INDICATES BILL INDEXED AS AFFECTING APPROPRIATIONS.

NORTH CAROLINA GENERAL ASSEMBLY  
COMMITTEE SUMMARY REPORT

1997-98 Regular Session		HOUSE: FINANCE--LOCAL, REGIONAL AND STATE REVENUE		Valid Through 30-OCT-1998	
<u>BILL</u>	<u>INTRODUCER</u>	<u>SHORT TITLE</u>	<u>LATEST ACTION ON BILL</u>	<u>IN DATE</u>	<u>OUT DATE</u>
S 672	ODOM	CHARLOTTE-DOUGLAS CONSTRUCTION EXEMT	*R -CH. SL 98-0173	09-24-98	09-29-98
S 711=	SOLES	GRANTSBORO INCORPORATED-2	*R -CH. SL 97-0446	06-30-97	07-14-97
S 719=	KERR	GOLDSBORO ROOM TAX USE	*R -CH. SL 97-0447	08-25-97	08-27-97
S1103	CARPENTER R	FRANKLIN ANNEXATION	R -CH. SL 98-0051	07-07-98	07-15-98
S1137	PLYLER	WESLEY CHAPEL INCORPORATED	*R -CH. SL 98-0043	07-06-98	07-08-98
S1166=	MARTIN R	FARMVILLE ANNEXATION	*R -CH. SL 98-0032	06-25-98	06-29-98
S1203=	WINNER	CHARLOTTE STORMWATER FEES	R -CH. SL 98-0066	07-13-98	07-22-98
<b>S1263</b>	<b>PLYLER</b>	<b>UNIONVILLE CHARTER REVISED</b>	<b>*R -CH. SL 98-0151</b>	<b>09-04-98</b>	<b>09-09-98</b>
S1312	ALLRAN	CERTAIN COUNTIES SCH. ACQUISITION-2	*R -CH. SL 98-0201	07-29-98	08-27-98
S1333	HARTSELL	LANDIS ANNEXATION	*R -CH. SL 98-0065	07-13-98	07-15-98
S1360	PLYLER	UNION BOARD OF E & R	*R -CH. SL 98-0174	07-20-98	07-22-98
S1397=	GULLEY W	DURHAM COUNTY STORMWATER FEES	*R -CH. SL 98-0060	06-30-98	07-15-98
S1398	GULLEY W	RDU CONSTRUCTION BID EXEMPTIONS	*R -CH. SL 98-0141	09-02-98	09-09-98
S1399=	GULLEY W	CITY OF DURHAM/STORMWATER FEES	R -CH. SL 98-0052	07-13-98	07-15-98
S1410	SOLES	CHADBOURN ANNEXATION	*R -CH. SL 98-0053	07-13-98	07-15-98
S1451	BALLANTINE	SLOOP POINT VILLAGE CHARTER REPEAL	*R -CH. SL 98-0054	07-08-98	07-15-98
S1478	HORTON	FORSYTH COUNTY INVESTMENTS	*R -CH. SL 98-0044	07-06-98	07-08-98
S1479	HORTON	WINSTON-SALEM INVESTMENTS	R -CH. SL 98-0036	07-06-98	07-08-98
S1514	PLYLER	HEMBY BRIDGE INCORPORATED	*R -CH. SL 98-0143	08-13-98	08-27-98

NOTES- = AFTER BILL NUMBER SHOWS THAT BILL IS IDENTICAL, AS INTRODUCED, TO ANOTHER BILL.  
 \* AFTER NUMBERS INDICATES THAT TEXT OF BILL WAS ALTERED BY ACTION ON THE BILL.  
 BOLDLED LINE INDICATES BILL INDEXED AS AFFECTING APPROPRIATIONS.

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: June 9, 1999

The subcommittee met in Room 415 and Rep. Dewey L. Hill, Chairman, called the meeting to order. Those members in attendance were: Rep. Cherie K. Berry; Rep. Charles F. Buchanan; Rep. William Pete Cunningham; Rep. Andrew K. Dedmon; Rep. Rick L. Eddins; Rep. Daniel F. McComas; Rep. Mia Morris; Rep. John M. Rayfield; Rep. Edgar V. Starnes and Ex Officio Member, Rep. Julia C. Howard.

The subcommittee heard the following five bills:

SB 321 - Modify Wayne Airport Legislation. Rep. Phillip A. Baddour, Jr. spoke in support of the bill. Rep. Dedmon made the motion for the proposed committee substitute. The motion was without objection. Rep. Baddour stated that this bill was a technical amendment which allows the authority to lease a portion of their property to Wayne Community College for a 50 year period. Rep. Cunningham made the motion for a favorable report on the committee substitute, unfavorable on original bill, and it passed without objection.

HB 1246 - Modify Davie Room Tax Due. Rep. Julia Howard stated that the General Assembly authorized Davie County to levy a 3% occupancy tax in 1989 and 1/3 of that tax was to be used for travel and tourism - this bill increases the net proceeds to 50% instead of the 1/3 %. Rep. Berry made the motion for a favorable report on the bill and there were no objections.

HB 1275 - Statesville Airport Lease Length. Rep. Mitchell stated that the bill authorizes the Statesville Municipal Airport to execute leases for a term of 25 years. Currently, the airport can execute leases for a term of 20 years pursuant to a local act. Rep. Buchanan made the motion for a favorable report and there were no objections.


HB 1284 - Alexander School Acquisition. Rep. John Brown stated that the bill puts Alexander County in the same position as 59 other counties. Rep. Buchanan was recognized for the amendment on the bill (see attached) which adds one more county to the bill. Rep. Buchanan moved for adoption of the amendment. Rep. Buchanan moved for an unfavorable report on the original bill and favorable to the amended bill - there were no objections.



HB 1594 - Franchise Dist. Payment. Rep. John Weatherly stated that an error had been made in the distribution of franchise taxes. This bill is a remedy to that situation.

Rep. Dedmon made the motion for a favorable report on the bill and there were no objections.

Chairman Hill called for Rep. Dickson (HB 1274) or Rep. Decker (HB 1401) to come forward and support their bills which were on the subcommittee's agenda today. Neither member was present to speak today, and Chairman Hill stated that both bills would be calendared for the next meeting on June 16, 1998. There being no further business, Chairman Hill adjourned the meeting.

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman

SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Agenda: June 9, 1998

CALL TO ORDER.....Rep. Dewey L. Hill, Chairman

BILLS TO BE CONSIDERED:

SB 321 - Modify Wayne Airport Legislation - Senator John Kerr

HB 1246 - Modify Davie Room Tax Due - Rep. Julia Howard

HB 1274 - Gastonia Special Assessments - Rep. Dickson

HB 1275 - Statesville Airport Lease Length - Rep. Mitchell

HB 1284 - Alexander School Acquisition - Rep. John Brown

HB 1401 - Pleasant Garden Boundaries - Rep. Decker

HB 1528 - Modify Long Beach Room Tax - Rep. Redwine

HB 1594 - Franchise Dist. Payment - Rep. Weatherly

ADJOURNMENT

**Senate Bill 321 - Modify Wayne Airport Legislation**  
**Sponsor - Sen. Kerr**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 9, 1998

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Senate Bill 321 makes a technical correction in the authorizing legislation for the Wayne Airport Authority.

Chapter 711 of the Session Laws of 1993 provided that leases by the Airport Authority to the City of Goldsboro, Wayne County, or the Wayne Community College were to be governed by G.S. 160A-274 which covers the sale or lease of property between governmental units. That section of the General Statutes, however, only addresses the sale or lease of property owned by a unit of local government. Since some of the property that the Authority leases to the Community College is held by lease, Senate Bill 321 makes the correction by repealing Chapter 711.

The bill also changes the maximum term of a lease by the Authority to the City of Goldsboro, Wayne County, or Wayne Community College from 20 to 50 years. The term of a lease to any other lessee is capped at 20 years. These provisions of the bill are retroactively effective back to July 7, 1994.

The bill, in Section 4, was intended to advance the time of the first election of the merged Alamance-Burlington Board of Education from November 3, 1998 to November 4, 1997. The school system has been operating under an interim board since the effective date of the merger, July 1, 1996. Technically, this section of the bill is moot since the election time period has elapsed.

Section 5 provides that the Lee County Board of Commissioners shall consist of seven members elected at large for four-year staggered terms on a nonpartisan basis beginning with the general election in 1998. Currently, the board consists of seven members. Four members are elected in single member districts and three are elected at large. Lee County electoral procedures must be precleared by the U.S. Department of Justice under Section 5 Voting Rights Act.

Sections 4 and 5 are effective when the act becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

D

SENATE BILL 321  
House Committee Substitute Favorable 8/4/97  
Proposed House Committee Substitute

Short Title: Modify Wayne Airport Legislation.

(Local)

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Sponsors:

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Referred to:

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March 6, 1997

1 A BILL TO BE ENTITLED  
2 AN ACT TO CLARIFY AND MODIFY A 1994 ACT CONCERNING THE LEASE OF  
3 PROPERTY BY THE GOLDSBORO-WAYNE AIRPORT AUTHORITY.  
4 The General Assembly of North Carolina enacts:  
5 Section 1. Chapter 711 of the 1993 Session Laws is  
6 repealed.  
7 Section 2. Section 8(c) of Chapter 927 of the 1963  
8 Session Laws, as amended by Chapter 1006 of the 1987 Session  
9 Laws, reads as rewritten:  
10 "(c) To lease real or personal property under the supervision  
11 of or administered by the Authority, without ~~(without the joinder~~  
12 in the lease agreements of the owning municipalities, units of  
13 local government, to wit, the County of Wayne and the City of  
14 Goldsboro) for a term not to exceed 20 years, and for purposes  
15 Goldsboro, for purposes that the board considers advantageous or  
16 conducive to the development of the Airport and that are not  
17 inconsistent with the grants and agreements under which the said  
18 Airport is held by said owning municipalities, real or personal  
19 property under the supervision of or administered by the said  
20 Authority. the owning units of local government. The term of a  
21 lease to the City of Goldsboro, Wayne County, or Wayne Community

1 College may not exceed 50 years. The term of a lease to any  
2 other lessee may not exceed 20 years."

3           Section 3.   Section 12 of Chapter 927 of the 1963  
4 Session Laws, as amended by Chapter 1006 of the 1987 Session  
5 Laws, is further amended by deleting the phrase "20 years" and  
6 substituting the phrase "the maximum term provided in Section 8  
7 of this act".

8           Section 7.   This act is effective on and after July 7,  
9 1994.

**House Bill 1246 - Modify Davie Room Tax Use**  
**Sponsor - Rep. Howard**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 9, 1998

---

House Bill 1246 increases the amount of the occupancy tax net proceeds Davie County must use to promote travel and tourism in the county. It also modernizes the language in the current local authorizing legislation.

Chapter 928 of the 1989 Session Laws authorizes Davie County to levy a 3% occupancy tax. The legislation requires that one-third of the net proceeds from the tax be used to promote travel and tourism and to finance tourism related capital projects. The remaining two-thirds may be used for any lawful purpose. House Bill 1246 increases the percentage of the net proceeds that must be used for travel and tourism from 33.3% to at least 50%. The remaining net proceeds may continue to be used for any lawful purpose.

In 1997, the General Assembly enacted G.S. 153A-155. This statute sets forth uniform provisions for county room occupancy taxes. The uniform provisions address the following points:

- The room occupancy tax may be levied only by resolution.
- The room occupancy tax is collected by the operator of businesses subject to the tax. An operator who collects the tax may deduct from the amount remitted to the taxing county a discount equal to the discount the State allows the operator for State sales and use tax. Under current law, there is no discount allowed retailers who collect the State sales and use tax.
- The taxing county administers the room occupancy tax.
- The penalties for failing to file a return or pay the tax are the same as for the sales tax. Hotels and motels are already subject to the sales tax and its penalties. The relevant penalties are as follows: Failure to file return is 5% per month up to a maximum of 25%; Failure to pay tax is 10%; Negligent failure to comply with the law is 10%, but may be 25% if the negligence resulted in a substantial understatement of tax; Fraud is 50%; Intentional tax evasion is a Class I felony; and Intentional failure to collect, file, or pay is a Class 1 misdemeanor. Under the current local act, the penalty is \$10 for each day's omission plus an additional penalty equal to 5% of the tax due if the return is more than 30 days late. The county board of commissioners may waive the penalties.
- The room occupancy tax may be repealed by resolution.

House Bill 1246 also modernizes the local act by incorporating the uniform provisions contained in G.S. 153A-155 (Section 2), repealing the redundant provisions in the current local act, and incorporating a definition for "net proceeds" and "promote travel and tourism". The definition of "net proceeds" limits the county's cost of collecting and administering the tax to 7% of the amount collected. The term "promote travel and tourism" means "to advertise or market an area or activity, publish and distribute pamphlets and other materials, conduct market research, or engage in similar promotional activities that attract tourists or business travelers to the area." The term also includes administrative expenses incurred in engaging in the listed activities. The bill is effective on July 1, 1998.

**House Bill 1275 - Statesville Airport Lease Length**  
**Sponsor - Rep. Mitchell**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 9, 1998

---

House Bill 1275 authorizes the Statesville Municipal Airport to execute leases for a term of 25 years. Currently, the airport can execute leases for a term of 20 years pursuant to a local act (Chapter 883 of the 1987 Session Laws). Generally, pursuant to G.S. 160A-272, municipal leases are limited to 10 years. The bill is effective when it becomes law.



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

1

HOUSE BILL 1275

Short Title: Statesville Airport Lease Length.

(Local)

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Sponsors: Representative Mitchell.

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Referred to: Local and Regional Government II, if favorable, Finance.

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May 14, 1998

- 1 A BILL TO BE ENTITLED  
2 AN ACT TO EXTEND THE PERMISSIBLE LENGTH OF LEASES ENTERED  
3 INTO BY THE STATESVILLE MUNICIPAL AIRPORT FROM TWENTY TO  
4 TWENTY-FIVE YEARS.  
5 The General Assembly of North Carolina enacts:  
6 Section 1. Section 1 of Chapter 883 of the 1987 Session Laws is amended  
7 by deleting "20 years" and substituting "25 years."  
8 Section 2. This act is effective when it becomes law.

**House Bill 1284 - Alexander School Acquisition**  
**Sponsor - Rep. Brown**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 9, 1998

---

House Bill 1284 authorizes the following changes for the acquisition and financing of public school facilities in Alexander County:

- (1) It authorizes Alexander County to acquire real or personal property for use by a school administrative unit located in the county when requested to do so by the unit. Under current law, only those counties listed in G.S. 153A-158.1(a) have this authority. Under general law, a county is authorized to acquire real or personal property only on behalf of the county or an agency of the county and a school administrative unit is not an agency of the county.
- (2) It authorizes the local boards of education to contract with Alexander County for the erection or repair of a public school building that is located on a site owned by the county. Under current general law, local boards of education are required to hold title to all school property and therefore have no authority to make contracts concerning the construction or repair of school buildings located on sites not owned by them.
- (3) It authorizes the local boards of education to transfer to the county property on which a school building in need of renovation or repair is located for any price agreed to by the board of education and the county. Current law requires transfers from a local board of education to a county to be at fair market value and allows a local board of education to transfer property to a county only if the board does not believe the property is necessary or desirable for a school.

The effect of these changes is to allow installment purchase financing to be used for public school construction or renovation. Installment purchase financing is a type of local government debt in which the local unit enters into an installment contract secured by a security interest in the building constructed or renovated. Unlike the issuance of general obligation bonds, installment purchase financing is not subject to a vote of the people. Certificates of participation may be issued as part of the installment purchase financing. A certificate of participation is a document setting out the share of the local unit's debt that is owed to the holder of the certificate. In practice, the holder receives interest and principal payments in a manner similar to interest and principal payments on a bond issued by the borrowing unit.

Under current law, installment purchase financing is available to counties but is not generally available to school administrative units. G.S. 160A-20 grants installment purchase financing authority only to a school administrative unit located in a county

whose population exceeds 90,000 and whose local board of education can levy a school tax. In addition, G.S. 143-64.17C authorizes school administrative units and community colleges to use installment purchase financing to finance energy conservation measures.

If a county builds and equips a school on behalf of a local school administrative unit, the county can receive a refund of sales and use taxes paid on the project. In contrast, the local school administrative unit could not receive a refund of these taxes if it built and equipped the school itself. This is because a local school administrative unit is not one of the governmental entities that are allowed refunds of sales and use taxes under G.S. 105-164.14(c).

The bill is effective when it becomes law.



*file*  
*John B. ...*

NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 1284

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)  
Page 1 of \_\_\_\_

H1284-ARK-1

Date \_\_\_\_\_, 1998

Comm. Sub. [ ]  
Amends Title [yes]

1 moves to amend the bill on page 1, line 2, by rewriting that line to  
2 read:  
3 "AN ACT TO ALLOW ALEXANDER AND DAVIDSON COUNTIES TO ACQUIRE PROPERTY  
4 FOR"; and  
5  
6 on page 2, line 7, by rewriting that line to read:  
7 "Currituck, Dare, Davidson, Duplin, Edgecombe, Forsyth, Franklin,  
8 Gates, Graham, Greene,".  
9

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 1284

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)  
Page 1 of \_\_\_\_

H1284-ARK-1

Date \_\_\_\_\_, 1998

Comm. Sub. [☐  
Amends Title [yes]

1 moves to amend the bill on page 1, line 2, by rewriting that line to  
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3 "AN ACT TO ALLOW ALEXANDER AND DAVIDSON COUNTIES TO ACQUIRE PROPERTY  
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6 on page 2, line 7, by rewriting that line to read:  
7 "Currituck, Dare, Davidson, Duplin, Edgecombe, Forsyth, Franklin,  
8 Gates, Graham, Greene,".  
9

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

file

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

H.B. 1246

☐ A BILL TO BE ENTITLED AN ACT TO MODIFY THE  
PURPOSES FOR WHICH DAVE OCCUPANCY TAX PROCEEDS MAY BE USED AND TO  
MAKE TECHNICAL AND CONFORMING CHANGES TO THE LAW.

REPORTED TO THE STANDING COMMITTEE ON \_\_\_\_\_

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on \_\_\_\_\_
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on \_\_\_\_\_
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill \_\_\_\_\_ which changes the title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, \_\_\_\_\_ which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # \_\_\_\_\_ ), ☐ which changes the title, unfavorable as to original bill (Committee Substitute Bill # \_\_\_\_\_). (and recommendation that the committee substitute bill ( # \_\_\_\_\_ ) be referred to the Committee on \_\_\_\_\_.)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

**H.B. 1594**

☐ A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY  
OF THE TOWN OF COLUMBUS FOR REPAYMENT OF ERRONEOUS FRANCHISE TAX  
DISTRIBUTIONS.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

☐ With a favorable recommendation.

☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on

☐ With a favorable recommendation, as amended.

☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on

☐ With an unfavorable recommendation.

☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.

☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.

☐ Without prejudice.

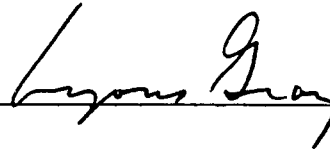
☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



☒ With a favorable report.

☐ With a favorable report, as amended.

☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)

☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on \_\_\_\_\_.

☐ Committee Substitute for

**H.B. 1275**

☐ A BILL TO BE ENTITLED AN ACT TO EXTEND THE  
PERMISSIBLE LENGTH OF LEASES ENTERED INTO BY THE STATESVILLE MUNICIPAL  
AIRPORT FROM TWENTY TO TWENTY-FIVE YEARS.

REPORTED TO THE STANDING COMMITTEE ON \_\_\_\_\_

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**RECOMMENDED ACTION:**

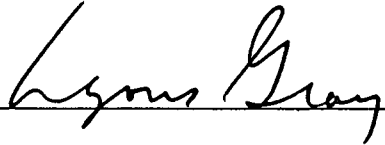
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on \_\_\_\_\_.
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on \_\_\_\_\_.
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill \_\_\_\_\_ which changes the title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, \_\_\_\_\_ which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_.

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # \_\_\_\_\_ ), ☐ which changes the title, unfavorable as to original bill (Committee Substitute Bill # \_\_\_\_\_ ) (and recommendation that the committee substitute bill ( # \_\_\_\_\_ ) be referred to the Committee on \_\_\_\_\_ ).
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97



1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

<sup>House</sup>

☒ Committee Substitute for

S.B. 321

☐ A BILL TO BE ENTITLED AN ACT TO CLARIFY AND

MODIFY A 1994 ACT CONCERNING THE LEASE OF PROPERTY BY THE GOLDSBORO-  
WAYNE AIRPORT AUTHORITY, PROVIDE FOR ELECTIONS FOR THE ALAMANCE-  
BURLINGTON BOARD OF EDUCATION, AND PROVIDE THAT THE BOARD OF  
COMMISSIONERS OF LEE COUNTY SHALL CONSIST OF SEVEN MEMBERS ELECTED AT  
LARGE FOR FOUR-YEAR STAGGERED TERMS ON A NONPARTISAN BASIS AT THE TIME  
OF THE GENERAL ELECTION.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

*Lynn Gray*

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to <sup>House</sup> committee substitute bill (# 2), ☒ which changes the title, unfavorable as to original <sup>House</sup> bill (Committee Substitute Bill # 1) (and recommendation that the committee substitute bill (# ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

H.B. 1284

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW ALEXANDER  
COUNTY TO ACQUIRE PROPERTY FOR USE BY THE COUNTY BOARDS OF EDUCATION.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

☐ With a favorable recommendation.

☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on

☐ With a favorable recommendation, as amended.

☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on

☐ With an unfavorable recommendation.

☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.

☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.

☐ Without prejudice.

☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

*Lynne Gray*

☐ With a favorable report:

☐ With a favorable report, as amended.

☒ With a favorable report as to committee substitute bill (~~#~~), ☒ which changes the title,  
unfavorable as to original bill (~~Committee Substitute Bill #~~), (and recommendation that the  
committee substitute bill (~~#~~) be referred to the Committee on \_\_\_\_\_.)

☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

## VISITOR REGISTRATION SHEET

Subcommittee on Local, Regional &amp; State Revenues

**June 9, 1998**

Name of Committee

Date \_\_\_\_\_

VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK

**NAME**

**FIRM OR AGENCY AND ADDRESS**[illegible]

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: Wednesday, June 17, 1998

The subcommittee met in Room 415 of the Legislative Office Building. Those members in attendance were: Rep. Charles F. Buchanan; Rep. Russell Capps; Rep. Mia Morris; Rep. Charles B. Neely and Rep. Edgar V. Starnes. Chairman Dewey L. Hill called the meeting to order and recognized the bill sponsors who were present to support their bills. The subcommittee heard the following bills:

HB 1637 - Cape Carteret Annexation - Rep. Smith stated that the bill was self-explanatory and that there was no opposition. Rep. Capps was recognized for the motion, and the bill received a favorable report.

HB 1638 - Morehead City Local Act - Rep. Smith stated that there were no objections to the bill. Rep. Buchanan was recognized for the motion, and the bill received a favorable report. (Brief explanation attached)

HB 1278 - Wayne School Acquisition - Rep. Baddour stated that the bill had been requested by the school board and the county commissioners. He further stated that the Wayne County Delegation was in agreement on the bill. Rep. Buchanan and Rep. Starnes asked the bill sponsor if he would consider adding three more counties to his bill. Rep. Baddour stated that he had no problem with that. Rep. Buchanan was recognized for the motion - unfavorable as to original bill and favorable on the committee substitute. The motion carried without objection.

HB 1274 - Gastonia Special Assessments - Rep. Dickson stated that the bill was self-explanatory and asked the subcommittee for a favorable report. Rep. Buchanan was recognized for the motion and the bill received a favorable report.

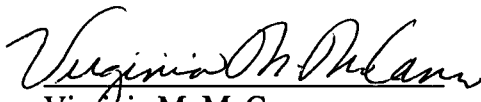
HB 1401 - Pleasant Garden Boundaries. Rep. Decker stated that the bill simply moves the boundary line of a road to the interim side, and that there was no objection to the bill. He further stated that the road would still be the responsibility of the Department of Transportation. Rep. Buchanan was recognized for the motion, and the bill received a favorable report.

At this point, Chairman Hill stated that the next two bills on the agenda were Rep. David Redwine's bills. Rep. Redwine was unable to attend the meeting, and requested Rep. Hill to explain the bills for him. As chairman of the subcommittee, Rep. Hill could not act as chairman while supporting these bills, and Rep. Dickson - who is a co-chair of the House Finance Committee came forward to chair this portion of the subcommittee meeting.

HB 1475 - Ocean Isle Beach Annexation. Rep. Hill stated that there was no objection to the bill, and Rep. Buchanan was recognized for the motion. The bill received a favorable report.

HB 1528 - Modify Long Beach. Rep. Hill stated that he had committee substitute for the subcommittee for discussion (see attached). Rep. Buchanan was recognized for the motion and the committee substitute was approved for discussion. Rep. Hill stated that the committee substitute was correcting some technical error in wording. Rep. Buchanan made the motion for an unfavorable report on the original bill and favorable on the committee substitute.

There being no further business, Rep. Dickson adjourned the meeting.

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman

# A G E N D A

## Subcommittee on Local, Regional & State Revenues

Wednesday, June 17, 1998

CALL TO ORDER: Rep. Dewey L. Hill, Chairman

### BILLS TO BE HEARD:

HB 1637 - Cape Carteret Annexation Repeal - Rep. Smith

HB 1638 - Morehead City Local Act - Rep. Smith

HB 1274 - Gastonia Special Assessments - Rep. Dickson

HB 1401 - Pleasant Garden Boundaries - Rep. Decker

HB 1475 - Ocean Isle Beach Annexation - Rep. Redwine

HB 1528 - Modify Long Beach - Rep. Redwine

HB 1278 - Wayne School Acquisition - Rep. Baddour

### ADJOURNMENT

## VISITOR REGISTRATION SHEET

### **Subcommittee on Local, Regional & State Revenues**

**June 17, 1998**

Name of Committee

Date \_\_\_\_\_

**VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK**

**NAME**

**FIRM OR AGENCY AND ADDRESS**[illegible]

**House Bill 1638 - Morehead City Satellite Annexations**  
**Sponsor - Rep. Smith**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 17, 1998

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G.S. 160A-58.1 sets forth the standards a city must meet to annex, by petition, an area that is not contiguous to its corporate limits. Currently, in most cities, satellite areas may not exceed 10% of the area within a city's primary corporate limits. House Bill 1638 would allow Morehead City to expand its limit to 25%. The bill is effective when it becomes law.



**House Bill 1278 - Wayne School Acquisition**  
**Sponsor - Rep. Baddour**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 17, 1998

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House Bill 1278 authorizes the following changes for the acquisition and financing of public school facilities in Wayne County:

- (1) It authorizes Wayne County to acquire real or personal property for use by a school administrative unit located in the county when requested to do so by the unit. Under current law, only those counties listed in G.S. 153A-158.1(a) have this authority. Under general law, a county is authorized to acquire real or personal property only on behalf of the county or an agency of the county and a school administrative unit is not an agency of the county.
- (2) It authorizes the local boards of education to contract with Wayne County for the erection or repair of a public school building that is located on a site owned by the county. Under current general law, local boards of education are required to hold title to all school property and therefore have no authority to make contracts concerning the construction or repair of school buildings located on sites not owned by them.
- (3) It authorizes the local boards of education to transfer to the county property on which a school building in need of renovation or repair is located for any price agreed to by the board of education and the county. Current law requires transfers from a local board of education to a county to be at fair market value and allows a local board of education to transfer property to a county only if the board does not believe the property is necessary or desirable for a school.

The effect of these changes is to allow installment purchase financing to be used for public school construction or renovation. Installment purchase financing is a type of local government debt in which the local unit enters into an installment contract secured by a security interest in the building constructed or renovated. Unlike the issuance of general obligation bonds, installment purchase financing is not subject to a vote of the people. Certificates of participation may be issued as part of the installment purchase financing. A certificate of participation is a document setting out the share of the local unit's debt that is owed to the holder of the certificate. In practice, the holder receives interest and principal payments in a manner similar to interest and principal payments on a bond issued by the borrowing unit.

Under current law, installment purchase financing is available to counties but is not generally available to school administrative units. G.S. 160A-20 grants installment purchase financing authority only to a school administrative unit located in a county

whose population exceeds 90,000 and whose local board of education can levy a school tax. In addition, G.S. 143-64.17C authorizes school administrative units and community colleges to use installment purchase financing to finance energy conservation measures.

If a county builds and equips a school on behalf of a local school administrative unit, the county can receive a refund of sales and use taxes paid on the project. In contrast, the local school administrative unit could not receive a refund of these taxes if it built and equipped the school itself. This is because a local school administrative unit is not one of the governmental entities that are allowed refunds of sales and use taxes under G.S. 105-164.14(c).

The bill is effective when it becomes law.

**House Bill 1528 - Modify Long Beach Room Tax**  
**Sponsor - Rep. Redwine**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 17, 1998

---

House Bill 1528 recodifies and rewrites the occupancy tax for the Town of Long Beach. Currently, the town may levy a room occupancy tax of up to 3% of the gross receipts derived from rental accommodations. The proceeds of these taxes are used for tourism-related expenditures. House Bill 1528 makes no changes in these taxes. **However, the bill gives the town authority to levy an additional room occupancy tax of up to 2% of the gross receipts of rental accommodations. The proceeds of this additional tax may be used only for beach renourishment and protection.** The bill is effective when it becomes law.

**Note:** A technical correction is required to correct a reference to Ocean Isle on page 2, line 20.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

D

1

HOUSE BILL 1528  
Proposed Committee Substitute H1528-CSRK-1

Short Title: Modify Long Beach Room Tax.

(Local)

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Sponsors:

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Referred to: Finance.

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May 27, 1998

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE THE TOWN OF LONG BEACH TO LEVY AN ADDITIONAL  
3 TWO PERCENT OCCUPANCY TAX TO BE USED FOR BEACH RENOURISHMENT  
4 AND PROTECTION.  
5 The General Assembly of North Carolina enacts:  
6 Section 1. Part IX of Chapter 908 of the 1983 Session  
7 Laws, as amended by Chapter 985 of the 1983 Session Laws and  
8 Chapter 857 of the 1989 Session Laws, as it relates to the Town  
9 of Long Beach only, is recodified and rewritten as Section 2 of  
10 this act.  
11 Section 2. Long Beach occupancy tax. (a) Authorization  
12 and scope. The Long Beach Town Council may levy a room occupancy  
13 tax of up to three percent (3%) of the gross receipts derived  
14 from the rental of any room, lodging, or accommodation furnished  
15 by a hotel, motel, inn, tourist camp, or similar place within the  
16 town that is subject to sales tax imposed by the State under G.S.  
17 105-164.4(a)(3) and from the rental of private residences and  
18 cottages, whether or not the residence or cottage is rented for  
19 less than 15 days. This tax is in addition to any State or local  
20 sales tax.  
21 (b) Authorization of additional tax. In addition to  
22 the tax authorized by subsection (a) of this section, the Long  
23 Beach Town Council may levy an additional room occupancy tax of

1 up to two percent (2%) of the gross receipts derived from the  
2 rental of accommodations taxable under subsection (a). The levy,  
3 collection, administration, and repeal of the tax authorized by  
4 this subsection shall be in accordance with the provisions of  
5 this section. The governing body of a town may not levy a tax  
6 under this subsection unless it also levies the tax authorized  
7 under subsection (a) of this section.

8 (c) Administration. A tax levied under this section  
9 shall be levied, administered, collected, and repealed as  
10 provided in G.S. 160A-215. The penalties provided in G.S.  
11 160A-215 apply to a tax levied under this section.

12 The tax collector may collect any unpaid taxes levied  
13 under this act through the use of attachment and garnishment  
14 proceedings as provided in G.S. 105-368 for collection of  
15 property taxes. The tax collector has the same enforcement  
16 powers concerning the tax imposed by this act as does the  
17 Secretary of Revenue in enforcing the State sales tax under G.S.  
18 105-164.30.

19 (d) Distribution and use of tax revenue. The Town of  
20 Long Beach may use the proceeds of the tax levied pursuant to  
21 subsection (a) of this section only for tourism-related  
22 expenditures. As used in this section, "tourism-related  
23 expenditures" includes any of the following expenditures:  
24 criminal justice system, fire protection, public facilities and  
25 utilities, health facilities, solid waste and sewage treatment,  
26 and the control and repair of waterfront erosion. The term does  
27 not include, however, expenditures for services normally provided  
28 by the town on behalf of its citizens unless these services  
29 promote tourism and enlarge its economic benefits by enhancing  
30 the ability of the town to attract and provide for tourists.

31 The Town of Long Beach may use the proceeds of the tax  
32 levied pursuant to subsection (b) of this section only for beach  
33 renourishment and protection.

34 Section 3. This act is effective when it becomes law.

*file*

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

**H.B. 1278**

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW WAYNE  
COUNTY TO ACQUIRE PROPERTY FOR USE BY THE COUNTY BOARDS OF EDUCATION.

REPORTED TO THE STANDING COMMITTEE ON \_\_\_\_\_

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on \_\_\_\_\_
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on \_\_\_\_\_
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill \_\_\_\_\_ which changes the title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, \_\_\_\_\_ which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

*Lyons Gray*

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill ( # \_\_\_\_\_ ), ☒ which changes the title, unfavorable as to original bill, (Committee Substitute Bill # \_\_\_\_\_ ). (and recommendation that the committee substitute bill ( # \_\_\_\_\_ ) be referred to the Committee on \_\_\_\_\_ .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

**H.B. 1528**

☐ A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE  
TOWN OF LONG BEACH TO LEVEY AN ADDITIONAL TWO PERCENT OCCUPANCY TAX  
TO BE USED FOR BEACH RENOURISHMENT AND PROTECTION.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ 

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (~~Committee Substitute Bill #~~ ). (and recommendation that the  
committee substitute bill (~~#~~ ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

*File*

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☐ Committee Substitute for  
**H.B. 1401** ☐ A BILL TO BE ENTITLED AN ACT TO ADJUST THE  
BOUNDARIES OF THE TOWN OF PLEASANT GARDEN TO INCLUDE THE ENTIRE RIGHT-  
OF-WAY OF CERTAIN ROADS.

REPORTED TO THE STANDING COMMITTEE ON

---

RECOMMENDED ACTION:

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ *Lyons Gray*

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97



**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

**H.B. 1274**

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF  
GASTONIA TO WAIVE WATER AND SEWER SPECIAL ASSESSMENTS ON CERTAIN  
BENEFITED PROPERTY.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

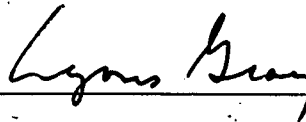
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_.

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues F  
of the Standing Committee on FINANCE.

☒ Committee Substitute for

**H.B. 1638**

☐ A BILL TO BE ENTITLED AN ACT TO EXPAND FROM TEN PERCENT TO TWENTY-FIVE PERCENT OF THE PRIMARY CORPORATE LIMITS OF THE TOWN OF MOREHEAD CITY THAT MAY BE IN SATELLITE ANNEXATIONS.

REPORTED TO THE STANDING COMMITTEE ON \_\_\_\_\_

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on \_\_\_\_\_
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on \_\_\_\_\_
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill \_\_\_\_\_ which changes the title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, \_\_\_\_\_ which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ \_\_\_\_\_

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # \_\_\_\_\_ ), ☐ which changes the title, unfavorable as to original bill (Committee Substitute Bill # \_\_\_\_\_). (and recommendation that the committee substitute bill ( # \_\_\_\_\_ ) be referred to the Committee on \_\_\_\_\_.)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for

**H.B. 1637**

☐ A BILL TO BE ENTITLED AN ACT TO SETTLE ANNEXATION  
LITIGATION BY REPEALING AN ANNEXATION ORDINANCE OF THE TOWN OF CAPE  
CARTERET.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

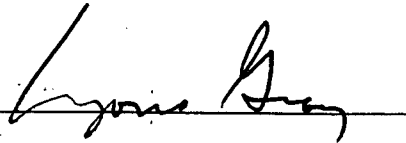
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☐ Committee Substitute for  
**H.B. 1475** ☐ A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN  
DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF OCEAN ISLE  
BEACH.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ 

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

NOTICE OF CANCELLATION

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

You are hereby notified that the Committee on FINANCE/Subcommittee on Local, Regional & State Revenues scheduled for today, Tuesday, June 16, 1998 has been canceled. The Subcommittee will meet as follows:

**DAY & DATE:**            **Wednesday, June 17, 1998**

**TIME:**                    **12:00 Noon**

**LOCATION:**              **415 LOB**

The following bills will be considered (Bill # & Short Title):

**HB 1274 - Gastonia Special Assessments - Rep. Dickson**

**HB 1401 - Pleasant Garden Boundaries - Rep. Decker**

**HB 1528 - Modify Long Beach - Rep. Redwine**

**Additions to original agenda:**

**HB 1278 - Wayne School Acquisition - Rep. Baddour**

**HB 1475 - Ocean Isle Beach Annexation - Rep. Redwine**

**HB 1660 - City of Durham Stormwater Fees - Rep. Miller**

**HB 1661 - Durham Dumpster Service - Rep. Miller**

**HB 1637 - Cape Carteret Annexation Repeal - Rep. Smith**

**HB 1638 - Morehead City Local Act - Rep. Smith**

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
10:00            on **Tuesday, June 16**            , 1998.

\_\_\_\_ Principal Clerk

\_\_\_\_ Reading Clerk - House Chamber

Ginny McCann, Committee Clerk

*file*

## A G E N D A

Subcommittee on Local, Regional & State Revenues  
Tuesday, June 23, 1998

CALL TO ORDER: Rep. Dewey L. Hill, Chairman

Brief presentation: Mr. Gerry Hancock, Travel & Tourism Coalition

### BILLS TO BE CONSIDERED:

HB 1264 - Certain Counties School Acquisition - Rep. Buchanan

HB 1556 - Dunn Extraterritorial Jurisdiction - Rep. Davis

HB 1660 - City of Durham Stormwater Fees - Rep. Miller

HB 1661 - Durham Dumpster Service - Rep. Miller

### Additions to today's agenda:

HB 1504 - Pembroke Annexation - Rep. Sutton

HB 1622 - Wallace/Faison Private Sale - Rep. Watson

SB - 186 - Delay Gaston Property Tax Interest - Rep. Dickson

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: June 23, 1998

The subcommittee met in Room 415 at noon. Those members in attendance were: Rep. Cherie K. Berry; Rep. Charles F. Buchanan; Rep. Russell Capps; Rep. Andrew T. Dedmon; Rep. Rick Eddins; Rep. Mia Morris and Rep. John Rayfield.

Chairman Hill called the meeting to order, and the subcommittee proceeded to hear the following bills:

HB 1556 - Dunn Extraterritorial Jurisdiction. Rep. Donald Davis stated that the bill concerns four commercial property owners, and that there were no objections to the bill. (Please see attached explanation) Rep. Buchanan was recognized for the motion, and the bill received a favorable report.

HB 1504 - Pembroke Annexation. Rep. Ronnie Sutton stated that the bill incorporates two areas into the town of Pembroke, and the reason was to bring in new and old water treatment plant and town wells. Rep. Sutton stated that there was no objection to the bill. Rep. Buchanan was recognized for the motion and the bill received a favorable report.

HB 1622 - Wallace/Faison Private Sale. Rep. Cynthia B. Watson stated that the bill upgraded their water treatment facility. She stated that timing was important if they were to connect with a pipeline, and that there was no controversy regarding the bill. Rep. Buchanan was recognized for the motion and the bill received a favorable report.

SB 186 - Delay Gaston Property Tax Interest. Rep. Walter Dickson stated that the bill simply corrects a situation in which the tax notices were slow going out, and the people involved were interested in the accrued interest on the unpaid balance. (See attached explanation). Rep. Rayfield was recognized for the motion and the bill received a favorable report.

HB 1660 - City of Durham Stormwater Fees. Rep. Miller stated that the bill was at the request of and approved by the City of Durham. (See attached explanation) Rep. Capps was recognized for the motion, and the bill received a favorable report

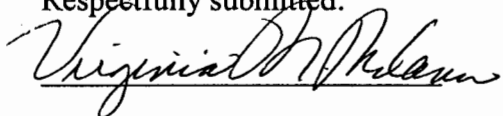
HB 1661 - Durham Dumpster Service. Rep. Miller stated that the bill allows the city to provide a dumpster without a charge to housing units that would otherwise use roll out carts. (See attached explanation) Rep. Capps was recognized for the motion, and the bill received a favorable report.

At this point, Chairman Hill recognized Mr. Gerry Hancock of the Travel and Tourism Coalition who gave some general guidelines on the coalition's position regarding local occupancy taxes. Mr. Hancock stated that they would try to follow these

guidelines; however he stated that they are not binding. Please see attached copy of the coalition's position, which he urged the members to scrutinize.

There being no further business, Rep. Hill adjourned the meeting.

Respectfully submitted:



Virginia M. McCann

Committee Clerk



Rep. Dewey L. Hill, Chairman



**House Bill 1556 - Dunn Extraterritorial Jurisdiction**  
**Sponsor - Rep. Davis**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 23, 1998

---

House Bill 1556 adds the area described in Section 1 to the extraterritorial jurisdiction of the City of Dunn. Pursuant to G.S. 160A-360(f), county regulations and enforcement shall remain in effect until the City adopts regulations for the area or until 60 days from the date of the extension has elapsed. The bill is effective when it becomes law.

## **Senate Bill 186 - Delay Gaston Property Tax**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 23, 1998

---

Senate Bill 186 allows a taxing unit's governing body to adopt resolution providing that interest will not accrue on 1997-98 taxes unless the taxes remain unpaid after June 6, 1998; and that if taxes remain unpaid after June 6, 1998, interest is computed under GS 105-360 as if taxes were unpaid as of Jan. 6, 1998. It also requires a governing board that adopts such a resolution to refund interest paid by taxpayer for period between Jan. 6, 1998 and June 6, 1998. The bill is effective when it becomes law.

**(Modified IOG summary)**

**House Bill 1660 - Durham/Stormwater Fees**  
**Sponsor - Rep. Miller**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 23, 1998

---

House Bill 1660 amends the Durham City Charter to authorize the City to: (1) use stormwater fee funds toward the repair, improvement and maintenance of the stormwater system on private property; and (2) to allow the cost of the private share to be paid over a period not to exceed 10 years and at an interest rate not to exceed 9%.

The bill also provides that unpaid portions of any private share becomes a lien on real property. The lien shall be collected in the same manner by which the City collects delinquent personal or real property taxes. The lien is inferior to all prior and subsequent liens for federal, state and local taxes. It is equal to liens for special assessments, and superior to all other liens and encumbrances.

The bill is effective when it becomes law.

**House Bill 1661 - Durham Dumpster Service**  
**Sponsor - Rep. Miller**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** June 23, 1998

---

House Bill 1661 amends G.S. 160A-314 as it applies to the City of Durham. The amendment allows the City to provide stationary container service to housing units that would otherwise qualify for roll out cart service. This service may be provided without charging fees in addition those applicable to roll out cart service. The bill is effective when it becomes law.

# COALITION

## Policy Statement For Legislation Authorizing Local Occupancy Taxes

The NORTH CAROLINA TRAVEL AND TOURISM COALITION supports fair and uniform taxation. Most hotels, motels and transient rental properties in North Carolina are subject to a local occupancy tax of 3% to 6%, *in addition to 6% sales tax*. Within reasonable limits, certainly no higher than 6%, occupancy taxes can encourage economic development if they are used wisely to promote the area as a tourism destination, which is the traditional use of occupancy taxes. However, if occupancy taxes are too high, or if they are used to pay for projects that properly should be paid for by the community as a whole, such taxes become a discriminatory and onerous burden.

To encourage the future growth and development of North Carolina travel and tourism, and the hundreds of thousands of jobs that depend on this vast industry, the NORTH CAROLINA TRAVEL AND TOURISM COALITION has adopted this Policy Statement For Legislation Authorizing Local Occupancy Taxes.

The COALITION *will oppose* all new local occupancy taxes above 6% for any purpose.

The COALITION *will oppose* any attempt to reduce the portion of existing occupancy taxes that are allocated to promotional activities, as that term is defined in this Policy.

The COALITION *will not oppose* new or revised local occupancy taxes up to 6% IF, and only IF, ALL the following conditions are specifically set forth in the authorizing legislation:

1. **The net revenues shall be administered by a local tourism promotion agency.** All net revenues, after deduction of collections costs as limited in this Policy, shall be remitted to a local tourism promotion agency as defined in this Policy. The local tourism promotion agency, as defined in this Policy, shall be solely responsible for directing the use of the net revenues in accordance with the authorizing legislation.
2. **The use of the net revenues shall be defined and limited.** All net revenues of the occupancy tax must be used only for the following purposes:
  - (a) **Promotional activities.** *At least 2/3 (and preferably all)* of the net revenue shall be used for the promotion of travel and tourism, as defined in this Policy.
  - (b) **Local tourism projects.** *No more than 1/3* of the net revenue shall be used for local tourism projects, as defined in this Policy.
3. **Costs of collection.** Before remitting the net revenues to the local tourism promotion agency, the county may retain from the revenues only its actual costs of collecting the tax, not to exceed 3% of the first \$500,000 collected each year plus 1% of the remainder collected each year.
4. **Definitions.** Bills authorizing new occupancy taxes should include the following definitions:
  - (a) **Net revenues.** All revenues of the local occupancy tax less the costs of collection.
  - (b) **Promotion of travel and tourism.** To advertise or market an area or activity, publish and distribute pamphlets and other materials, conduct market research, or engage in similar promotional activities that attract tourists or business travelers to the area; the term includes administrative expenses incurred in engaging in these activities.
  - (c) **Local tourism projects.** Expenditures, that, in the judgment of the local tourism promotion agency as defined in this Policy, are designed to increase the use of lodging, meeting and convention facilities in a county by attracting tourists or business travelers to the county.
  - (d) **Local tourism promotion agency.** All revenue from the local occupancy tax should be administered by a single local tourism promotion agency, by whatever name called (tourism development authority, convention and visitors bureau, etc.). The legislation authorizing the tax must provide that at least three fourths of the members of the board of directors of the tourism promotion agency must be currently active in the promotion of travel and tourism in the taxing jurisdiction, and at least one-third of the members of the board must be affiliated with organizations, such as hotels and motels, that collect the tax.

April 6, 1998

## COALITION

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April 6, 1998

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April 6, 1998



*file*

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

You are hereby notified that the Committee on **FINANCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:**        **Tuesday, June 23, 1998**

**TIME:**                **12:00 Noon**

**LOCATION:**           **415 LOB**

The following bills will be considered (Bill # & Short Title):

**HB 1264 - Certain Counties School Acquisition - Rep. Buchanan**

**HB 1556 - Dunn Extraterritorial Jurisdiction - Rep. Davis**

**HB 1660 - City of Durham Stormwater Fees - Re. Miller**

**HB 1661 - Durham Dumpster Service - Rep Miller**

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
**12:15 on Thursday, June 18, 1998.**

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

## VISITOR REGISTRATION SHEET

## Subcommittee on Local, Regional & State Revenues

**June 23** , 1998

Name of Committee

Date \_\_\_\_\_

**VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK**

**NAME**

**FIRM OR AGENCY AND ADDRESS**

Rep Cindy Watson

Susan Markham

Jim Hobbs

nc BA 417-C L03 Dal nc 27601-1096

Égils

NCMA

*Fede*

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for  
**H.B. 1622**

☐ A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE  
TOWNS OF WALLACE AND FAISON TO CONVEY CERTAIN PROPERTY AT A PRIVATE  
SALE.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ *Lyons Gray*

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE:  
The following report(s) from permanent sub committee(s) is/are presented.

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

House  
☒ Committee Substitute for  
S.B. 186

☐ A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE  
GOVERNING BODY OF A TAXING UNIT MAY DELAY THE ACCRUAL OF INTEREST ON  
CERTAIN UNPAID PROPERTY TAXES.

REPORTED TO THE STANDING COMMITTEE ON

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on
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- ☐ Other recommended action: \_\_\_\_\_

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title, unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.
- (PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE

The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of the Standing Committee on FINANCE.

☒ Committee Substitute for

**H.B. 1504**

☐ A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF PEMBROKE.

REPORTED TO THE STANDING COMMITTEE ON \_\_\_\_\_

**RECOMMENDED ACTION:**

☐ With a favorable recommendation.

☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on \_\_\_\_\_.

☐ With a favorable recommendation, as amended.

☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on \_\_\_\_\_.

☐ With an unfavorable recommendation.

☐ With a favorable recommendation as to proposed committee substitute bill \_\_\_\_\_ which changes the title, unfavorable as to original bill.

☐ With a favorable recommendation as to proposed House committee substitute bill, \_\_\_\_\_ which changes the title, unfavorable as to Senate committee substitute bill.

☐ Without prejudice.

☐ Other recommended action: \_\_\_\_\_.

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ \_\_\_\_\_

☒ With a favorable report.

☐ With a favorable report, as amended.

☐ With a favorable report as to committee substitute bill ( # \_\_\_\_\_ ), ☐ which changes the title, unfavorable as to original bill (Committee Substitute Bill # \_\_\_\_\_ ). (and recommendation that the committee substitute bill ( # \_\_\_\_\_ ) be referred to the Committee on \_\_\_\_\_ .)

☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for  
H.B. 1556

☐ A BILL TO BE ENTITLED AN ACT TO EXTEND THE  
EXTRATERRITORIAL JURISDICTION OF THE CITY OF DUNN.

REPORTED TO THE STANDING COMMITTEE ON

RECOMMENDED ACTION:

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

Lynne Gray

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title, unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☐ Committee Substitute for  
**H.B. 1660** ☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF  
DURHAM TO PARTICIPATE IN THE COST OF STORM DRAINAGE IMPROVEMENTS ON  
PRIVATE PROPERTY AND TO ALLOW PRIVATE PARTIES TO PAY OVER TIME FOR THEIR  
PORTION OF THE COST OF THE IMPORVEMENTS.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

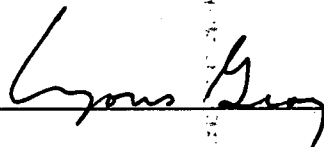
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

H.B. 1661

☐ A BILL TO BE ENTITLED AN ACT TO CLARIFY THE  
AUTHORITY OF THE CITY OF DURHAM TO PROVIDE STATIONARY CONTAINER  
SERVICE TO HOUSING UNITS THAT QUALIFY FOR ROLL OUT CART SERVICE WITHOUT  
CHARGING ADDITIONAL FEES.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

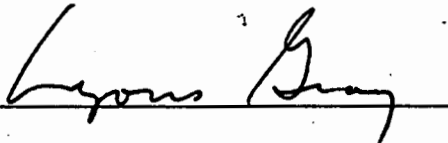
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97



## COALITION

## Policy Statement For Legislation Authorizing Local Occupancy Taxes

The NORTH CAROLINA TRAVEL AND TOURISM COALITION supports fair and uniform taxation. Most hotels, motels and transient rental properties in North Carolina are subject to a local occupancy tax of 3% to 6%, *in addition to 6% sales tax*. Within reasonable limits, certainly no higher than 6%, occupancy taxes can encourage economic development if they are used wisely to promote the area as a tourism destination, which is the traditional use of occupancy taxes. However, if occupancy taxes are too high, or if they are used to pay for projects that properly should be paid for by the community as a whole, such taxes become a discriminatory and onerous burden.

To encourage the future growth and development of North Carolina travel and tourism, and the hundreds of thousands of jobs that depend on this vast industry, the NORTH CAROLINA TRAVEL AND TOURISM COALITION has adopted this Policy Statement For Legislation Authorizing Local Occupancy Taxes.

The COALITION *will oppose* all new local occupancy taxes above 6% for any purpose.

The COALITION *will oppose* any attempt to reduce the portion of existing occupancy taxes that are allocated to promotional activities, as that term is defined in this Policy.

The COALITION *will not oppose* new or revised local occupancy taxes up to 6% IF, and only IF, ALL the following conditions are specifically set forth in the authorizing legislation:

1. **The net revenues shall be administered by a local tourism promotion agency.** All net revenues, after deduction of collections costs as limited in this Policy, shall be remitted to a local tourism promotion agency as defined in this Policy. The local tourism promotion agency, as defined in this Policy, shall be solely responsible for directing the use of the net revenues in accordance with the authorizing legislation.
2. **The use of the net revenues shall be defined and limited.** All net revenues of the occupancy tax must be used only for the following purposes:
  - (a) **Promotional activities.** *At least 2/3 (and preferably all) of the net revenue shall be used for the promotion of travel and tourism, as defined in this Policy.*
  - (b) **Local tourism projects.** *No more than 1/3 of the net revenue shall be used for local tourism projects, as defined in this Policy.*
3. **Costs of collection.** Before remitting the net revenues to the local tourism promotion agency, the county may retain from the revenues only its actual costs of collecting the tax, not to exceed 3% of the first \$500,000 collected each year plus 1% of the remainder collected each year.
4. **Definitions.** Bills authorizing new occupancy taxes should include the following definitions:
  - (a) **Net revenues.** All revenues of the local occupancy tax less the costs of collection.
  - (b) **Promotion of travel and tourism.** To advertise or market an area or activity, publish and distribute pamphlets and other materials, conduct market research, or engage in similar promotional activities that attract tourists or business travelers to the area; the term includes administrative expenses incurred in engaging in these activities.
  - (c) **Local tourism projects.** Expenditures, that, in the judgment of the local tourism promotion agency as defined in this Policy, are designed to increase the use of lodging, meeting and convention facilities in a county by attracting tourists or business travelers to the county.
  - (d) **Local tourism promotion agency.** All revenue from the local occupancy tax should be administered by a single local tourism promotion agency, by whatever name called (tourism development authority, convention and visitors bureau, etc.). The legislation authorizing the tax must provide that at least three fourths of the members of the board of directors of the tourism promotion agency must be currently active in the promotion of travel and tourism in the taxing jurisdiction, and at least one-third of the members of the board must be affiliated with organizations, such as hotels and motels, that collect the tax.

April 6, 1998

SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

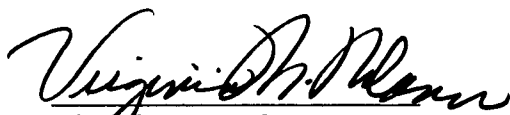
Minutes: June 25, 1998

The subcommittee met in the Chamber around Chairman Hill's desk immediately following session. Those members in attendance were: Rep. Charles F. Buchanan; Rep. Andrew T. Dedmon; Rep. Daniel F. McComas; Rep. Mia Morris and Rep. John M. Rayfield.

Chairman Hill called the meeting to order, and SB 1166 was open for discussion. Rep. Dedmon was recognized for the motion - which was seconded by Rep. Morris - and the bill received a favorable report.

There being no further business, Chairman Hill adjourned the meeting.

Respectfully submitted:



Virginia M. McCann  
Committee Clerk



Rep. Dewey L. Hill  
Chairman

file

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☒ Committee Substitute for  
S.B. 1166      ☐ A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN  
DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF FARMVILLE AND  
TO EXTEND THE TERMS OF THE MAYOR AND BOARD OF COMMISSIONERS OF THE  
TOWN OF LEGGETT FROM TWO TO FOUR YEARS.

REPORTED TO THE STANDING COMMITTEE ON

---

RECOMMENDED ACTION:

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill      which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill,      which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( #      ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill #      ). (and recommendation that the  
committee substitute bill ( #      ) be referred to the Committee on      .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

3

SENATE BILL 1166

State Government, Local Government, and Personnel Committee Substitute Adopted  
6/10/98

Finance Committee Substitute #2 Adopted 6/15/98

Short Title: Farmville Annexation.

(Local)

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Sponsors:

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Referred to:

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May 19, 1998

1 A BILL TO BE ENTITLED  
2 AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE  
3 LIMITS OF THE TOWN OF FARMVILLE AND TO EXTEND THE TERMS  
4 OF THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF  
5 LEGGETT FROM TWO TO FOUR YEARS.  
6 The General Assembly of North Carolina enacts:  
7 Section 1. The following described property is added to the corporate  
8 limits of the Town of Farmville:  
9 BEING a portion of Greenfield Heights Subdivision in Farmville  
10 Township, Pitt County, North Carolina, and bounded on the south by the northern  
11 line of US Highway 264 Alternate, on the west by Henry L. Smith, on the north by  
12 R. K. Britt heirs, and on the east by Carolyn D. Mewborn, and being more  
13 particularly described as follows:  
14 BEGINNING at a concrete monument marking the southwest corner of  
15 Greenfield Heights Subdivision, said concrete monument being located \*S 57-26-58 E  
16 7201.223 feet from a bronze disk in a traffic island marking North Carolina Geodetic  
17 Survey Station "MARLBORO" having North Carolina Coordinate System  
18 Coordinates of x = 2,418, 132.697 feet, y = 669,537.965 feet, North American Datum  
19 of 1927, and running thence with the west line of Greenfield Heights and with Henry  
20 L. Smith's east line N 12-42-45 E 1011.355 feet to an iron pipe, a corner with the R.  
21 K. Britt heirs; thence with the said Britt heirs south line and along the north lines of

1 lot 109 and lot 110 N 87-53-02 E 225.000 feet to an iron pipe; thence with the  
2 common line between lot 110 and lot 111 S 22-43-58 E 186.974 feet to an iron pipe in  
3 the north line of Brooks Drive; thence crossing Brooks Drive S 41-00-55 E 74.769 feet  
4 to the northeast corner of lot 73; thence with the east line of lot 73, S 11-26-43 W  
5 197.970 feet to a point at the southeast corner of lot 73; thence with the east line of  
6 lot 76 and lot 77, S 24-20-07 W 235.066 feet to the southeast corner of lot 77; thence  
7 along the south line of lot 78, S 57-36-29 E 115.391 feet to the western line of a street;  
8 thence along the western line of said street N 36-47-45 E 105.680 feet; thence crossing  
9 said street S 56-56-15 E 60.127 feet to the northwest corner of lot 62; thence along the  
10 northern line of lot 62 S 56-56-15 E 175.000 feet; thence along the west line of lot 56,  
11 lot 55, lot 54, and lot 53, N 36-47-45 E 344.000 feet; thence along the west line of lot  
12 52, N 27-00-45 E 86.300 feet; thence along the north line of lot 52, S 56-56-15 E  
13 189.700 feet to a point in the west line of Shackleford Street; thence crossing said  
14 street S 56-56-09 E 60.122 feet to a point in the east line of said street; thence along  
15 the north line of lot 44 S 56-56-15 E 175.000 feet; thence along the west line of lots  
16 28, 27, and 26, N 36-47-45 E 258.000 feet to the northwest corner of lot 26; thence  
17 along the west line of lot 25, N 54-03-45 E 108.000 feet; thence along the west line of  
18 lots 24 and 21, N 01-49-15 W 157.930 feet to the southern line of Brooks Drive;  
19 thence along the south line of Brooks Drive N 88-10-45 E 382.590 feet to the  
20 northeast corner of lot 19; thence along the east line of lot 19, S 01-49-15 E 163.860  
21 feet to a point in the north line of lot 17; thence along the north line of lot 17 S 67-  
22 41-15 E 49.260 feet to a point in the west line of the Carolyn D. Mewborn tract;  
23 thence along the eastern line of Greenfield Heights and the west line of Carolyn D.  
24 Mewborn the following 6 courses: (1) S 36-43-00 W 916.838 feet to a corner of lot 9;  
25 (2) thence with lot 9, S 58-20-28 E 49.773 feet, (3) thence S 40-30-32 W 285.016 feet,  
26 (4) thence S 40-30-32 W 42.002 feet, (5) thence S 43-14-11 W 338.901 feet to a  
27 concrete monument, (6) thence S 49-13-04 W 97.908 feet to a concrete monument on  
28 the north line of US 264A; thence with the north line of US 264A along a curve  
29 whose chord bears N 52-34-01 W 169.830 feet to the intersection of the eastern line of  
30 Hagan Street with the north line of US 264A; thence with the north line of US 264A  
31 N 56-39-13 W 61.041 feet to the western line of Hagan Street; thence along the  
32 northern line of US 264A N 56-58-51 W 1015.451 feet to the point of beginning  
33 containing 37.74 acres, all according to a survey and plat by McDavid Associates, Inc.  
34 dated May 6, 1998, entitled "Annexation Survey Town of Farmville, Part of  
35 Greenfield Heights Subdivision."

36 Section 2. Section 3 of the Charter of the Town of Leggett, being  
37 Chapter 4 of the Local Laws of 1973, reads as rewritten:

38 "Sec. 3. The town shall be governed by a mayor and a board of commissioners who  
39 shall be elected from the town at large for terms of ~~two~~ four years. The powers and  
40 duties of the mayor shall be those conferred by law, together with such powers and  
41 duties as the board of commissioners may confer upon him pursuant to law. The  
42 government and general management of the town shall be vested in the board of  
43 commissioners."

1           Section 3. Section 1 of this act is effective when it becomes law. Section  
2 2 of this act is effective for elections beginning with the next general election in  
3 November 1999.

## A G E N D A

Subcommittee on Local, Regional & State Revenues

Tuesday, June 30, 1998

CALL TO ORDER: Rep. Dewey L. Hill, Chairman

### BILLS TO BE CONSIDERED:

HB 1497 - Cranberry Incorporated - Rep. Buchanan

HB 1527 - Yaupon Beach Special Assessments - Rep. Redwine

HB 1587 - Stanfield/Locust Utility Bills - Rep. Barbee

HB 1611 - Carteret-Craven Boundary Clarification - Rep. Wainwright

ADJOURNMENT

## VISITOR REGISTRATION SHEET

LOCAL FINANCE

VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK

NAME	FIRM OR AGENCY
1. <u>John Phelps</u>	<u>NC League of Municipalities</u>
2. _____	_____
3. _____	_____
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28. _____	_____
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30. _____	_____
31. _____	_____



*file*

## NORTH CAROLINA HOUSE OF REPRESENTATIVES COMMITTEE MEETING NOTICE

You are hereby notified that the Committee on FINANCE/Subcommittee on Local,  
Regional & State Revenues will meet as follows:

**DAY & DATE:** Tuesday, June 30, 1998

**TIME:** 12:00 Noon

**LOCATION:** 415 LOB

The following bills will be considered (Bill # & Short Title):

- ✓ HB 1497 - Cranberry Incorporated - Rep. Buchanan
- ✓ HB 1527 - Yaupon Beach Special Assessments - Rep. Redwine
- ✓ HB 1587 - Stanfield/Locust Utility Bills - Rep. Barbee
- HB 1611 - Carteret-Craven Boundary Clarification - Rep. Wainwright

*Denise Smith*

*Approved  
notified  
Rest 6/25*

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
12:15 on Thursday, June 25, 1998.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: June 30, 1999

The subcommittee met at 12:00 noon in Room 415 of the Legislative Office Building. Those members in attendance were: Rep. Cherie K. Berry; Rep. Charles F. Buchanan; Rep. J. Russell Capps; Rep. Rick Eddins; Rep. Daniel F. McComas; Rep. John M. Rayfield and Rep. Edgar V. Starnes.

Chairman Hill called the meeting to order, and the bills were heard in the following order:

HB 1497 - Cranberry Incorporated. Rep. Buchanan stated that the bill was at the request of the people in Avery County. He had seven or eight pages of signatures and further stated that the bill allows a referendum. Rep. Starnes was recognized for the motion, and the bill received a favorable report.


HB 1527 - Yaupon Beach Special Assessments. Rep. Redwine stated that the bill adds Yaupon Beach to the list of others who have special assessments for underground utilities. He further stated that this is very popular because of the esthetics, and protection in hurricanes. Rep. Rayfield was recognized for the motion, and the bill received a favorable report.

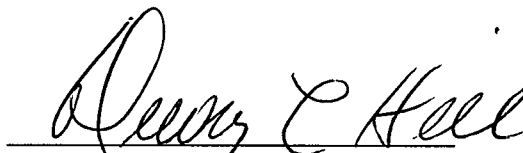
HB 1587 - Stanfield/Locust Utility Bills. Rep. Barbee came forward to support the bill and there were no questions or debate. Rep. Capps was recognized for the motion, and the bill received a favorable report.

HB 1611 - Carteret-Craven Boundary Clarification. Rep. Wainwright stated that the bill was straight forward and the survey had now been completed. Rep. Buchanan was recognized for the motion, and the bill received a favorable report.

There being no further business, Chairman Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman

*file*

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for

**H.B. 1497**

**TOWN OF CRANBERRY.**

☐ A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

☐ With a favorable recommendation.

☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on

☐ With a favorable recommendation, as amended.

☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on

☐ With an unfavorable recommendation.

☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.

☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.

☐ Without prejudice.

☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

*Lyons Gray*

☒ With a favorable report.

☐ With a favorable report, as amended.

☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)

☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

**H.B. 1527**

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN  
OF YAUPON BEACH TO MAKE SPECIAL ASSESSMENTS FOR THE INSTALLATION OF  
UTILITIES UNDERGROUND.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

☐ With a favorable recommendation.

☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on

☐ With a favorable recommendation, as amended.

☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on

☐ With an unfavorable recommendation.

☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.

☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.

☐ Without prejudice.

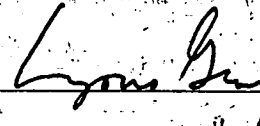
☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



☒ With a favorable report.

☐ With a favorable report, as amended.

☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on - )

☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

H.B. 1587

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN  
OF STANFIELD AND THE CITY OF LOCUST TO COLLECT UTILITY BILLS AS IF THEY  
WERE TAXES DUE THE TOWN AND THE CITY.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

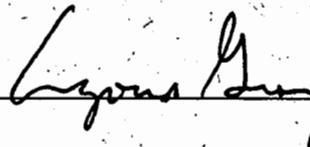
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

**H.B. 1611**

☐ A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PART  
OF THE CARTERET/CRAVEN COUNTY BOUNDARY MODIFIED BY CHAPTER 207 OF THE  
1993 SESSION LAWS NOW THAT THE SURVEY REQUIRED BY THAT ACT HAS BEEN  
MADE.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

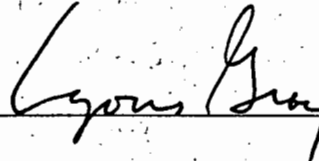
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( #      ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill #      ). (and recommendation that the  
committee substitute bill ( #      ) be referred to the Committee on      .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: July 7, 1998

The subcommittee met at 12:00 noon in Room 415 of the Legislative Office Building. Those members in attendance were: Rep. Charles F. Buchanan; Rep. Rick Eddins; Rep. Danny McComas; Rep. Richard Morgan; Rep. John Rayfield and Rep. Edgar Starnes.

Chairman Hill called the meeting to order and recognized Senator Plyler to come forward and support SB 1137, Wesley Chapel Incorporated. Senator Plyler stated that Union County had done a great job getting this bill together - going through the commissioners, public hearings etc. He further stated that the county was rapidly growing and they want to remain as they have been, and that there was no opposition. Chairman Hill recognized Rep. Starnes for the motion, and the bill received a favorable report.

Chairman Hill recognized Rep. Yongue to come forward and support HB 1568, St. Pauls Occupancy Tax.. Rep. Yongue stated that he had a proposed committee substitute for the subcommittee, and Chairman Hill recognized Rep. Buchanan who moved for adoption for discussion purposes, and the motion carried. (Please see attached copy of proposed committee substitute - St Pauls/Statesville Occupancy Tax.. Rep. Yongue stated that the original bill dealt with St. Pauls only - standard protocol. Only one motel in St. Pauls and the potential revenue was about \$5,000 all revenues for tourism. Rep. McComas was recognized for the motion on a favorable report, and Rep. Yongue proceeded to explain the committee substitute which adds Statesville to the bill. Rep. Yongue stated further that Rep. Mitchell was in attendance and he was recognized to come forward and support the committee substitute. Rep. Mitchell thanked Rep. Yongue for permitting him to add Statesville to the bill. He then asked the chair if the Mayor of Statesville, John Marshall could come forward and support the bill. Rep. McComas had a question regarding opposition to the bill. However, at this point the chair recognized the Mayor of Statesville to come forward for his remarks. He stated that Statesville had been collecting an occupancy tax since 1986 for the sole purpose of building a civic center. He further stated that they are now experiencing some operational costs they did not expect, and they requested their local delegation to increase said tax. One percent for travel and tourism and the other for construction and maintenance. There was a unanimous vote by the city council with the full support of the county commissioners. However, Rep. Brawley was opposed as well as hotel motel businesses in the area.. He further stated that Statesville is committed to this project.

Rep. Buchanan was recognized concerning the fact that one member of the delegation was opposed. The Mayor stated that Rep. Brawley was never on a ballot in Statesville, he never had a conversation with Rep. Brawley on a bill nor has he ever offered any advice or introduce any legislation for the City of Statesville. He expressed

his concerns as to why Rep. Brawley is now interested in this bill. Further discussion continued on this issue. Chairman Hill then recognized Rep. Morgan who stated that when the occupancy tax was started, we need to make it clear that once you start an occupancy tax you cannot stop. It must be used for travel and tourism. Mayor Marshall stated that once the mission is completed the tax will be abolished and the money would then go to travel and tourism. He reiterated his support for something which ultimately will happen.

Rep. McComas was recognized for a question on who exactly will use the facility. The Mayor stated that it was not being built primarily to handle the citizens of Statesville, but it will be used for small conventions as well. Statesville sits at an intersection of two interstates and Statesville needs to utilize this advantage. He stated that the center will be 30,000 square feet - divisible five ways. Chairman Hill had a question of the Mayor with regard to what facility they are presently using. The Mayor stated that they are not currently attracting that type of business.

Chairman Hill recognized Mr. Jim Hobbs of the Travel and Tourism Coalition who stated that he only heard of this amendment several minutes ago, and this is the worst occupancy tax bill he has seen in three years. He stated that had other interested parties been made aware of this bill, the room would be full. The lodging community is adamantly opposed to this bill. He stated that this bill is a local use facility.

Rep. McComas was recognized to withdraw his motion and delay the bill until July 14<sup>th</sup>. Further discussion continued and Chairman Hill recognized Rep. Mitchell who asked the chair if the Mayor could respond to some of the questions, and at this point Chairman Hill recognized Rep. Morgan who stated that this sort of questioning between these two parties was not proper at this time, and Chairman Hill stated that the subcommittee had before it the motion of Rep. McComas. There were no objections, and the bill was delayed until Tuesday, July 14<sup>th</sup>.

Chairman Hill recognized Senator Gulley to support SB 1397 - Durham County/Stormwater Fees. Senator Gulley stated that the bill allows property owners to pay for stormwater fees over a period of time. Rep. Buchanan was recognized for the motion, and a discussion began regarding the fees for property owners. Rep. Eddins questioned Senator Gulley regarding the unanimous delegation support. He asked if Rep. Capps was present and Senator Gulley stated that he was not aware of exactly who was in attendance. Rep. Eddins then asked if it could be held till next week so that Rep. Capps could be present. There were further questions with regard to the fees in rural areas as opposed to city areas. Senator Gulley stated that Durham County is different from other counties and that Federal legislation is already in place there and this would change nothing. He further stated there was no controversy concerning the bill. Rep. Starnes had a question with regard to liens, and Senator Gulley stated that the county is not trying to sue these people, but if they do not take care of these fees, then when the property is sold, the money is collected. He stated that this is a better way of handling it rather than a civil law suit. The members had further questions of staff, and Carolyn Johnson, Committee



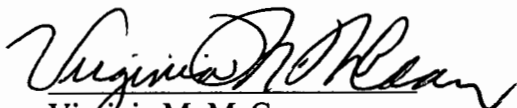
Counsel stated that she would get further fees information for the members who requested it. Further discussion continued and at this point Senator Gulley stated that all this was at the request of the Durham County Commissioners and that he had never in the Senate held a bill up that was unanimously approved by everybody that showed up or cared to show up who might have some comment about it. This is very unusual, but he stated that he would be happy to do whatever this subcommittee decided. Rep. Buchanan was recognized for the motion to remove from today's calendar and schedule till the next meeting. There were no objections.

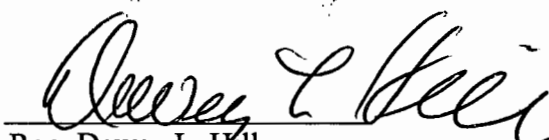
Senator Horton was recognized to support HB 1478 - Forsyth County Investments. Senator Horton stated that he had an amendment for the bill which was later made into a committee substitute. Committee Counsel, Ms. Carolyn Johnson explained the amendment to the subcommittee members. Rep. Buchanan was recognized for the motion to adopt and there were no objections. Senator Horton stated that the bill precisely states that money could be put into equities instead of fixed income investments. Rep. Starnes was recognized for the motion and the bill received a favorable report.

Senator Horton continued by support SB 1479 - Winston Salem Investments. The bill involved municipal cemeteries and the income from the endowments is not sufficient to maintain these cemeteries and this will allow them to use equities instead. Rep. Starnes was recognized for the motion and the bill received a favorable report.

There being no further business, Chairman Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman

*file*

## A G E N D A

### Subcommittee on Local, Regional & State Revenues July 7, 1998

CALL TO ORDER: Rep. Dewey L. Hill, Chairman

#### BILLS TO BE CONSIDERED:

HB 1568 - St. Pauls Occupancy Tax - Rep. Doug Yongue

SB 1137 - Wesley Chapel Incorporated - Senator Aaron Plyler

SB 1397 - Durham County/Stormwater Fees - Senator Wilbur Gulley

SB 1478 - Forsyth County Investments - Senator Hamilton Horton

SB 1479 - Winston-Salem Investments - Senator Hamilton Horton

ADJOURNMENT

*file*

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

You are hereby notified that the Committee on **FINANCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:** Tuesday, July 7, 1998

**TIME:** 12:00 Noon

**LOCATION:** 415 LOB

The following bills will be considered (Bill # & Short Title):

**HB 1568 - St. Pauls Occupancy Tax - Rep. Yongue**

**SB 1397 - Durham County/Stormwater Fees - Sen. Gulley**

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
**12:00 on Thursday, July 2, 1998.**

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

## VISITOR REGISTRATION SHEET

### Subcommittee on Local, Regional & State Revenues

**July 7** , 1998

Name of Committee

Date \_\_\_\_\_

VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK

**NAME**

**FIRM OR AGENCY AND ADDRESS**

ROBERT W. HITE: TR

CITY OF STANBIVILLE

John E Marshall

Mayor of Statesville

Jim Hobbs

NCHMA

Kim Smith

NCLM

Greta Bolick

## Hickory

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE BILL 1568  
Committee Substitute Favorable 6/24/98  
Proposed Committee Substitute H1568-CSRK-1

Short Title: St. Pauls/Statesville Occupancy Tax. (Local)

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Sponsors:

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Referred to:

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May 28, 1998

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE THE TOWN OF ST. PAULS TO LEVY A ROOM  
3 OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO AUTHORIZE THE CITY  
4 OF STATESVILLE TO LEVY AN ADDITIONAL ROOM OCCUPANCY TAX TO FUND  
5 TOURISM PROMOTION AND OPERATING EXPENSES OF A CIVIC CENTER.  
6 The General Assembly of North Carolina enacts:  
7 Section 1. Occupancy tax. (a) Authorization and  
8 scope. The board of commissioners of the Town of St. Pauls may  
9 levy a room occupancy tax of up to one percent (1%) of the gross  
10 receipts derived from the rental of any room, lodging, or  
11 accommodation furnished by a hotel, motel, inn, tourist camp, or  
12 similar place within the town that is subject to sales tax  
13 imposed by the State under G.S. 105-164.4(a)(3). This tax is in  
14 addition to any State or local sales tax. This tax does not  
15 apply to accommodations furnished by nonprofit charitable,  
16 educational, or religious organizations when furnished in  
17 furtherance of their nonprofit purpose.  
18 (b) Administration. A tax levied under this section  
19 shall be levied, administered, collected, and repealed as  
20 provided in G.S. 160A-215. The penalties provided in G.S.  
21 160A-215 apply to a tax levied under this section.

1 (c) Distribution and use of tax revenue. The Town of  
2 St. Pauls shall, on a quarterly basis, remit the net proceeds of  
3 the occupancy tax to the St. Pauls Tourism Development Authority.  
4 The Authority shall use at least two-thirds of the funds remitted  
5 to it under this subsection to promote travel and tourism in St.  
6 Pauls and shall use the remainder for tourism-related  
7 expenditures.

8 The following definitions apply in this subsection:

9 (1) Net proceeds. -- Gross proceeds less the cost to  
10 the town of administering and collecting the tax,  
11 as determined by the finance officer, not to exceed  
12 one percent (1%) of gross receipts collected each  
13 year.

14 (2) Promote travel and tourism. -- To advertise or  
15 market an area or activity, publish and distribute  
16 pamphlets and other materials, conduct market  
17 research, or engage in similar promotional  
18 activities that attract tourists or business  
19 travelers to the area; the term includes  
20 administrative expenses incurred in engaging in the  
21 listed activities.

22 (3) Tourism-related expenditures. -- Expenditures that,  
23 in the judgment of the Tourism Development  
24 Authority are designed to increase the use of  
25 lodging facilities, meeting facilities, or  
26 convention facilities in a town or to attract  
27 tourists or business travelers to the town. The  
28 term includes tourism-related capital expenditures.

29 Section 2. Tourism Development Authority. (a)  
30 Appointment and membership. When the board of commissioners  
31 adopts a resolution levying a room occupancy tax under this act,  
32 it shall also adopt a resolution creating a town Tourism  
33 Development Authority, which shall be a public authority under  
34 the Local Government Budget and Fiscal Control Act. The  
35 resolution shall provide for the membership of the Authority,  
36 including the members' terms of office, and for the filling of  
37 vacancies on the Authority. At least one-third of the members  
38 must be individuals who are affiliated with businesses that  
39 collect the tax in the town and at least three-fourths of the  
40 members must be individuals who are currently active in the  
41 promotion of travel and tourism in the town. The board of  
42 commissioners shall designate one member of the Authority as  
43 chair and shall determine the compensation, if any, to be paid to  
44 members of the Authority.

1           The Authority shall meet at the call of the chair and  
2 shall adopt rules of procedure to govern its meetings. The  
3 Finance Officer for the Town of St. Pauls shall be the ex officio  
4 finance officer of the Authority.

5           (b) Duties. The Authority shall expend the net  
6 proceeds of the tax levied under this act for the purposes  
7 provided in Section 1 of this act. The Authority shall promote  
8 travel, tourism, and conventions in the town, sponsor  
9 tourist-related events and activities in the town, and finance  
10 tourist-related capital projects in the town.

11           (c) Reports. The Authority shall report quarterly and  
12 at the close of the fiscal year to the board of commissioners on  
13 its receipts and expenditures for the preceding quarter and for  
14 the year in such detail as the board of commissioners may  
15 require.

16           Section 3. Part V of Chapter 570 of the 1985 Session  
17 Laws, as amended by Chapter 930 of the 1985 Session Laws, reads  
18 as rewritten:

19                     "Part V. Statesville Occupancy Tax.

20       Sec. 16. Authorization and Scope. -- The city council of the  
21 City of Statesville may, if the Board of Commissioners of Iredell  
22 County has adopted a resolution under Section 15 of this act, ~~by~~  
23 ~~resolution~~ levy a tax ~~on~~ of up to three percent (3%) of the  
24 gross receipts from the rental of accommodations within the  
25 ~~corporate limits of the city, not to exceed three percent (3%).~~  
26 city that are subject to the sales tax imposed by the State under  
27 G.S. 105-164.4(a)(3). ~~This tax applies to the rental of~~  
28 ~~accommodations subject to sales tax under G.S. 105-164.4(3).~~

29       Sec. 16.1. Additional Tax. -- In addition to the tax authorized  
30 by Section 16 of this Part, the city council of the City of  
31 Statesville may levy an additional room occupancy tax of up to  
32 two percent (2%) of the gross receipts derived from the rental of  
33 accommodations taxable under Section 16. The levy, collection,  
34 administration, and repeal of the tax authorized by this  
35 subsection shall be in accordance with the provisions of this  
36 Part. The City of Statesville may not levy a tax under this  
37 Section unless it also levies the tax authorized under section 16  
38 of this Part.

39       Sec. 17. Definition of Collector. -- As used in this Part,  
40 "collector" means the Iredell County Tax Collector if the City of  
41 Statesville and Iredell County have so provided by contract,  
42 otherwise it means the city finance officer and/or city clerk, as  
43 may be designated by resolution of the city council.

1    Sec. 18. Collector to Collect Tax. -- The collector shall  
2 collect and administer the occupancy tax levied by the city  
3 pursuant to this Part. The city council may adopt rules as  
4 needed by the collector to implement this Part.

5    Sec. 19. Administration. -- A tax levied under this section  
6 shall be levied, administered, collected, and repealed as  
7 provided in G.S. 160A-215. The penalties provided in G.S.  
8 160A-215 apply to a tax levied under this section. Every owner of  
9 a business subject to the tax levied by this Part shall, on and  
10 after the first day of the calendar month set by the governing  
11 body in the resolution levying the tax, collect the occupancy tax  
12 provided by this Part. This tax shall be collected as part of the  
13 charge for the furnishing of any taxable accommodations. The tax  
14 shall be stated and charged separately from the sales records,  
15 and shall be paid by the purchaser to the owner of the business  
16 as trustee for and on account of the city. The occupancy tax  
17 levied under this Part shall be added to the sales price and  
18 shall be passed on to the purchaser instead of being borne by the  
19 owner of the business. The city tax collector shall design,  
20 print, and furnish to all appropriate businesses in the city the  
21 necessary forms for filing returns and instructions to ensure the  
22 full collection of the tax. Every person liable for the tax  
23 imposed pursuant to this Part shall, on or before the 15th day of  
24 each month, prepare and submit a return on the prescribed form  
25 stating the total gross receipts derived during the preceding  
26 month from rentals upon which the tax is levied. The tax shall  
27 be due and payable to the tax collector on a monthly basis.

28    ~~Any person who fails or refuses to file the return required by~~  
29 ~~this Part shall pay a penalty of ten dollars (\$10.00) for each~~  
30 ~~day's omission. In addition, any person who refuses to file the~~  
31 ~~return or pay the tax for a period of 30 days after the time~~  
32 ~~required for filing the return or for paying the tax shall pay a~~  
33 ~~penalty of five percent (5%) of the tax due. An additional~~  
34 ~~penalty of five percent (5%) shall be imposed for each additional~~  
35 ~~month or fraction thereof in which the occupancy tax is not paid.~~

36    ~~Any person who willfully attempts in any manner to evade the~~  
37 ~~occupancy tax or who willfully fails to pay the tax or make and~~  
38 ~~file the required return, shall, in addition to all other~~  
39 ~~penalties provided by law, be guilty of a misdemeanor and be~~  
40 ~~punishable by a fine not to exceed one thousand dollars (\$1,000),~~  
41 ~~imprisonment not to exceed six months, or both.~~

42    Sec. 20. Use of Proceeds. -- The collector shall remit the  
43 proceeds of ~~this tax~~ the taxes levied under this Part to the city  
44 on a monthly basis. The city shall allocate the net proceeds of



1 the three percent (3%) tax levied under Section 16 ~~The funds~~  
2 ~~received by the city pursuant to this Part shall be allocated to~~  
3 ~~a special fund and used only~~ use them only for operation  
4 construction, operation, and maintenance of a civic center, for  
5 payment of interest or retiring principal on debt related to a  
6 civic center, or for promotion of travel and tourism. The city  
7 shall remit one-half of the net proceeds of the two percent (2%)  
8 tax levied under Section 16.1 to the Statesville Tourism  
9 Development Authority to be used to promote travel and tourism in  
10 the City of Statesville. The city shall use the remaining net  
11 proceeds of the two percent (2%) tax levied under Section 16.1  
12 for operation and maintenance of a civic center and for payment  
13 of interest or retiring principal on debt related to a civic  
14 center.

15 The following definitions apply in this section:

16 (1) Net proceeds. -- Gross proceeds less the cost to  
17 the city of administering and collecting the tax,  
18 as determined by the finance officer, not to exceed  
19 three percent (3%) of the first five hundred  
20 thousand dollars (\$500,000) of gross proceeds  
21 collected each year and one percent (1%) of the  
22 remaining gross receipts collected each year.

23 (2) Promote travel and tourism. -- To advertise or  
24 market an area or activity, publish and distribute  
25 pamphlets and other materials, conduct market  
26 research, or engage in similar promotional  
27 activities that attract tourists or business  
28 travelers to the area; the term includes  
29 administrative expenses incurred in engaging in the  
30 listed activities.

31 Sec. 21. Collection Powers. -- The collector may collect any  
32 unpaid taxes levied under this Part through the use of attachment  
33 and garnishment proceedings as provided in G.S. 105-368 for  
34 collection of property taxes. The collector has the same  
35 enforcement powers concerning the tax imposed under this Part as  
36 does the Secretary of Revenue in enforcing the State sales tax  
37 under G.S. 105-164.30.

38 ~~Sec. 22. The city council may by resolution repeal the levy of~~  
39 ~~the occupancy tax authorized by this Part. No liability for any~~  
40 ~~tax levied under this Part that attached prior to the date on~~  
41 ~~which a levy is repealed is discharged by the repeal, and no~~  
42 ~~right to a refund of a tax that accrued prior to the effective~~  
43 ~~date on which a levy is repealed shall be denied as a result of~~  
44 ~~the repeal.~~

~~1 Sec. 23. The definitions set forth in G.S. 105-164.3 apply to~~  
~~2 this Part insofar as those definitions are not inconsistent with~~  
~~3 this Part.~~

4 Sec. 24. Civic Center Authority. -- Before levying a tax under  
5 Section 16 of this Part, the City of Statesville shall either  
6 establish a civic center authority, adopt a resolution that the  
7 city intends to pursue and develop goals involving a civic center  
8 and travel and tourism in the City of Statesville, or by  
9 resolution provide that a civic center shall be administered as  
10 or by a department of the city. If an authority is established,  
11 it shall have the number of members set forth in the resolution  
12 establishing it, which members shall be appointed by the Mayor.  
13 The city council may grant to the Authority any or all of the  
14 powers provided by Section 3 of Chapter 329, Session Laws of  
15 1971.

16 Sec. 24.1. Statesville Tourism Development Authority. --

17 (a) Appointment and membership. When the Statesville City  
18 Council adopts a resolution levying a room occupancy tax under  
19 Section 16.1 of this Part, it shall also adopt a resolution  
20 creating a city Tourism Development Authority, which shall be a  
21 public authority under the Local Government Budget and Fiscal  
22 Control Act. The resolution shall provide for the membership of  
23 the Authority, including the members' terms of office, and for  
24 the filling of vacancies on the Authority. At least one-third of  
25 the members must be individuals who are affiliated with  
26 businesses that collect the tax in the city and at least  
27 three-fourths of the members must be individuals who are  
28 currently active in the promotion of travel and tourism in the  
29 city. The Statesville City Council shall designate one member of  
30 the Authority as chair and shall determine the compensation, if  
31 any, to be paid to members of the Authority.

32 The Authority shall meet at the call of the chair and shall  
33 adopt rules of procedure to govern its meetings. The Finance  
34 Officer for the City of Statesville shall be the ex officio  
35 finance officer of the Authority.

36 (b) Duties. The Authority shall expend the funds remitted to  
37 it under this Part for the purposes provided in Section 20 of  
38 this Part. The Authority shall promote travel, tourism, and  
39 conventions in the city and sponsor tourist-related events and  
40 activities in the city.

41 (c) Budget; Reports. The Authority may not expend any funds  
42 except pursuant to a budget that has been approved by the  
43 Statesville City Council. The Authority shall submit its  
44 proposed budgets to the Statesville City Council for review and

1 shall report quarterly and at the close of the fiscal year to the  
2 Statesville City Council on its receipts and expenditures for the  
3 preceding quarter and for the year in such detail as the city  
4 council may require."

5           Section 4. Administrative Provisions. -- Section 3 of  
6 S.L. 1997-410, as amended by Section 2 of S.L. 1997-447, reads as  
7 rewritten:

8       "Section 3. Municipal Administrative Provisions. G.S. 160A-  
9 215, as enacted by S.L. 1997-361 and S.L. 1997-364, applies to  
10 the Cities of Goldsboro, Lumberton, Mount Airy, and Shelby, and  
11 Statesville, to the Town of St. Pauls, and to the municipalities  
12 in Brunswick County."

13           Section 5. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

D

SENATE BILL 1478  
Proposed House Committee Substitute S1478-PCS8843-RK1

Short Title: Forsyth County Investments.

(Local)

---

Sponsors:

---

Referred to:

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May 29, 1998

1 A BILL TO BE ENTITLED  
2 AN ACT RELATING TO INVESTMENTS OF THE COUNTY OF FORSYTH.  
3 The General Assembly of North Carolina enacts:

4 Section 1. The County of Forsyth, or any governing body, agency,  
5 person, or other corporation that contracts with Forsyth County for the investment,  
6 care, or administration of monies held by the County in its Community Health  
7 Special Revenue Fund (hereinafter "Fund") may invest and reinvest monies  
8 constituting the Fund in one or more of the types of securities or other investments  
9 authorized by State law for the State Treasurer in G.S. 147-69.2.

10 Section 2. This act shall apply only to monies constituting the Fund as  
11 established by resolution adopted by the Forsyth County Board of Commissioners on  
12 October 13, 1997. All limitations on investment and reinvestment of monies in the  
13 Fund set forth in that resolution, and other limitations as may be enacted by the  
14 Forsyth County Board of Commissioners, shall apply.

15 Section 3. This act, insofar as it authorizes certain investments, amends  
16 G.S. 159-30 with regard to the investment of the Community Health Special Reserve  
17 Fund, as designated by the Forsyth County Board of Commissioners, only.

18 Section 4. This act is effective when it becomes law.



*file*  
51478

NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 1478

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)  
Page 1 of \_\_\_\_

S1478-ARK-1

Date \_\_\_\_\_, 1998

Comm. Sub. [☐  
Amends Title [☐

- 1 moves to amend the bill on page 1, lines 14 and 15,  
2 by inserting between those lines the following:  
3 " Section 3. This act, insofar as it authorizes certain  
4 investments, amends G.S. 159-30 with regard to the investment of the  
5 Community Health Special Revenue Fund, as designated by the Forsyth  
6 County Board of Commissioners, only."; and  
7  
8 by renumbering the remaining section accordingly.

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

file

*Wanted from members*

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☐ Committee Substitute for  
S.B. 1479 ☐ A BILL TO BE ENTITLED AN ACT RELATING TO  
INVESTMENTS MADE BY THE CITY OF WINSTON-SALEM.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

Rep. Shulert

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☒ Committee Substitute for  
S.B. 1137 ☐ A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE  
VILLAGE OF WESLEY CHAPEL.

REPORTED TO THE STANDING COMMITTEE ON

RECOMMENDED ACTION:

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Gray

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

*Rep. Oleson*

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for  
S.B. 1478

☐ A BILL TO BE ENTITLED AN ACT RELATING TO  
INVESTMENTS OF THE COUNTY OF FORSYTH.

REPORTED TO THE STANDING COMMITTEE ON

RECOMMENDED ACTION:

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

*Lyons Gray*

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill, (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97



## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: July 14, 1998

The subcommittee met in Room 415 at noon. Those members in attendance were: Rep. Charles F. Buchanan; Rep. J. Russell Capps; Rep. Andrew Dedmon; Rep. Rick Eddins; Rep. Mia Morris; Rep. John Rayfield and Rep. Edgar Starnes.

Chairman Hill called the meeting to order, and Rep. Dickson was called upon to preside while Chairman Hill presented SB 1410 - Chadbourn Annexation.

Rep. Hill stated that the bill was sponsored by Senator R. C. Soles who was present and would be willing to answer questions upon completion of Chairman Hill's remarks. Rep. Hill stated that Chadbourn was a small town in Columbus County, and noted that it is the strawberry capitol of the world. Rep. Hill further stated that the town's economic development has been lagging in the past several years, and that two or three textile plants have actually left the area. This has resulted in hardship. There is now a great deal of interest in economic development in the area, and in fact the proposed area to be annexed has several companies interested in locating there. One urgent business is Burger King. This necessitates water and sewer and, consequently the town is asking for annexation. This bill will only allow the town board to annex. The bill is sponsored and endorsed by the city council, the Mayor of Chadbourn, the Chadbourn Committee of 100, and the Columbus County Committee of 100. Rep. Hill stated that there is not opposition - the citizens are for the bill. It will allow Chadbourn to control their destiny and annex an area for economic development. Rep. Hill stated that he was aware of the fact that there will be questions about the Fantasy Club - which this bill does include. Rep. Hill further stated that the bill is not about the Fantasy Club, it is strictly about economic development. Upon completion of his remarks, Chairman Hill stated that he would be glad to answer any questions.

Rep. Dickson recognized Rep. Buchanan for the motion, and the bill received a favorable report.

The next bill on the agenda was HB 1546 - Accident Reports/Weedy Lots. Rep. Buchanan was recognized for an amendment (see attached) which adds the Town of Farmville, and the amendment was adopted. Rep. Tolson was recognized to come forward and support the bill as amended. Rep. Tolson stated that the Town of Greenville had requested the bill and several other towns had requested to be added to it as well. This bill allows the city to charge a fee of \$10 for accident reports. The second part of the time is for chronic violators (notified three times each year) who do not cut their grass, they will be charged or added on as a tax.

Rep. Capps had a question regarding the innocent victim and Rep. Tolson stated that they would be charged as well. Rep. Capps stated that he was uncomfortable with that, and would like to amend the bill to waive the \$10 fee for an innocent victim. Committee Counsel, Ms. Carolyn Johnson read the amendment as follows: "Amend the bill on page 1 line 12 by adding the following sentence, a city may waive this fee for good cause as determined by the city". Discussion continued regarding uncertified copies, and the amount of the fee. At this point, Rep. Tolson stated that he would not oppose Rep. Capps' original amendment. Rep. Capps offered a substitute amendment which stated: "The operator of a vehicle involved in an accident shall be entitled to one free copy of an uncertified report". Rep. Tolson stated that this would enable attorneys to send the people involved to go and get the accident report. Consequently, there would be no fees paid to the city. Further discussion continued regarding accident reports. Chairman Hill stated that the subcommittee now had before it HB 1546 as amended. Rep. Buchanan was recognized for the motion to roll it into a committee substitute (see attached) and give it a favorable report. The bill received a favorable report.

Senator Wib Gulley was recognized to come forward and support SB 1399 - City of Durham/Stormwater Fees. Senator Gulley stated it was identical to a bill had passed this subcommittee earlier this session. Rep. Capps questioned Senator Gulley concerning a related newspaper quote and he and the senator had a brief discussion. Chairman Hill called the meeting back to order and Rep. Buchanan was recognized for the motion, and the bill received a favorable report.

Senator Gulley had an additional bill on the agenda today, SB 1397 - Durham County/Stormwater Fees. Rep. Buchanan moved that the subcommittee consider the proposed committee substitute for discussion purposes, and the motion carried. Senator Gulley stated that this substitute changes it to the exact same bill as the city bill that the subcommittee just passed. Rep. Buchanan was recognized for the motion to give the house committee substitute a favorable report, and the motion carried.

HB 1568 - St. Pauls/Statesville Occupancy Tax was the next item on the agenda, and Chairman Hill recognized Rep. Yongue to come forward and support his bill. Rep. Buchanan was recognized for the motion to adopt the committee substitute, and the motion carried. Rep. Yongue stated that the Statesville component was removed from the bill and Rep. Buchanan moved to give the house committee substitute a favorable report, unfavorable as to original bill, and the motion carried.

SB 1103 - Franklin Annexation by Senator Carpenter was next on the agenda. Senator Carpenter stated that it was a very non-controversial bill. The delegation is in support and there is no objection he is aware of. He asked the subcommittee members to look at a resolution and explanation (see attached). Rep. Rayfield was recognized for the motion and the bill received a favorable report.

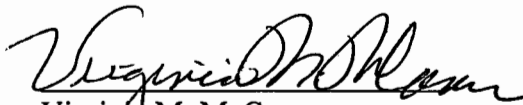
SB 1331 - Landis Annexation by Senator Hartsell was next on the agenda, and Senator Hartsell came forward to support his bill. The Senator stated that the

two cities are in agreement on this and that there is no opposition. Rep. Buchanan was recognized for the motion, and the bill received a favorable report.

Chairman Hill recognized Senator Ballantine to come forward and support SB 1451 - Sloop Point Village Charter Repeal. The Senator stated that the bill was requested by the Village of Sloop Point and it was unanimous. Rep. Rayfield was recognized for the motion, and the bill received a favorable report.

There being no further business, Chairman Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman



North Carolina General Assembly  
House of Representatives  
State Legislative Building  
Raleigh 27601-1096

REPRESENTATIVE DEWEY L. HILL  
14TH DISTRICT

OFFICE ADDRESS: ROOM 1309  
RALEIGH, N.C. 27601-1096  
TELEPHONE: (919) 733-5830  
(919) 733-2599 FAX

HOME ADDRESS: LAKE COVE ROAD  
LAKE WACCAMAW, N.C. 28450

BUS. ADDRESS: P. O. Box 723  
WHITEVILLE, N.C. 28472

July 9, 1998

COMMITTEES:

ENVIRONMENT - CO-CHAIRMAN  
FINANCE - RANKING MINORITY MEMBER  
SUBCOMMITTEE ON LOCAL, REGIONAL, & STATE  
REVENUES - CHAIRMAN  
AGRICULTURE - RANKING MINORITY MEMBER  
COMMERCE  
SUBCOMMITTEE ON BUSINESS & LABOR  
CONGRESSIONAL REDISTRICTING - RMM  
RULES  
STATE GOVERNMENT  
SUBCOMMITTEE ON PARKS, FACILITIES, & PROPERTY  
WELFARE REFORM  
ADVISORY BUDGET COMMISSION

STATEMENT IN SUPPORT OF CHADBOURN ANNEXATION BY:

Rep. Dewey L. Hill  
14<sup>th</sup> District

The bill will allow the Town of Chadbourn to annex an area into the town. The bill was requested unanimously by the town board, the Columbus County Board of Commissioners, Columbus County Committee of 100, Chadbourn Committee of 100, the Merchants Association and the legislative delegation: Senator R. C. Soles; Rep. Dewey L. Hill; Rep. Thomas Wright and Rep. David Redwine.

The areas to be annexed are moving in the direction of Southeastern Community College, and the Columbus Industrial Park - approximately 125 acres and about 5 acres in another area. Developers have already begun construction of a retail complex with three tenants plus others such as Burger King, Movie Max and Campbell Oil. The Town of Chadbourn is the Strawberry Capitol of the World. The also have a new mayor who is very ambitious, aggressive type person who is very eager to see growth for the town.



**POPE, SESSOMS & SASSER,  
ATTORNEYS**

**TELECOPIER COVER MEMORANDUM**

**DATE: 05/20/98**

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named below. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is wrongful and may subject you to civil liability. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the below address via U.S. Postal Service. Thank You.

**TO: Atten: SENATOR R.C. SOLES, JR.**

**ADDRESSEE TELECOPIER PHONE:(919) 715/9594**

**TOTAL PAGES TRANSMITTED: 5 INCLUDING COVER MEMORANDUM**

**FROM: HAROLD G. POPE**

706 N. Madison Street  
Post Office Box 749  
Whiteville, NC 28472  
Tel.: (910) 642-7157/5086  
Fax.: (910) 642-5087

\*\*\*\*\*  
IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL AS  
SOON AS POSSIBLE AND ASK FOR THE "TELECOPIER OPERATOR."  
\*\*\*\*\*

**TELECOPIER OPERATOR: SARAH L. O'BRYAN**

**DEAR R.C.:**

**MAYOR MARC WILDER ASKED ME TO FAX THIS TO YOU. I HOPE THAT YOU ARE DOING WELL.**

**IF YOU NEED MORE INFORMATION ON THIS ANNEXATION, PLEASE CALL MARC AT (910) 654/4148 OR ME AT (910) 642/7157. THANK YOU!**

**BUTCH**



J. MARC WILDER  
MAYOR

# *Town of Chadbourn*

406 EAST 1st AVENUE  
CHADBOURN, NORTH CAROLINA 28431  
BUS. (910) 654-1701 • RES. (910) 654-3483

May 20, 1998

Senator R.C. Soles, Jr.  
Eighteenth District  
2022 Legislative Building  
Raleigh, N.C. 27611

**RE: TOWN OF CHADBOURN  
COLUMBUS COUNTY  
PROPOSED ANNEXATION**

Dear Senator Soles:

The Town of Chadbourn needs to increase its tax base. During recent years, development has moved north along N.C. 410, old U.S. 74, eastern towards Southeastern Community College, and along N.C. 130. Within the past month four new businesses have proposed building plans on N.C. 410 north of the town limits.

The North Carolina Department of Commerce provided the Town with a Annexation Feasibility Study dated February 11, 1998. I am enclosing a map designating the following:

- Area A. U.S. 74 (old); (Now R.P. 1574 and U.S. 74 Business)
- Area B. N.C. 410; and
- Area C. N.C. 130.

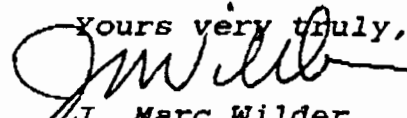
The Feasibility Study calls for annexation of Area A and C. Area B was deemed unprofitable primarily due to the open space ratio since the study was done prior to the anticipation of the four new businesses. A proposed restaurant is now requesting water and sewer services and hopes to open within ninety (90) days.

The Feasibility Study provided by the Division of Community Assistance indicated a deficit of approximately \$300,000.00 in funds necessary to annex Area B. Based on the completion of this study, information from our engineers and recent consultations with representatives of prospective businesses, the Town needs \$500,000.00 in order to provide the essential services to the areas of annexation.

Page 2 of 2  
Senator R.C. Soles Jr.  
May 20, 1998

Your support in obtaining legislation that would provide for the annexation of the shaded areas on the enclosed map together with the appropriation of \$500,000.00 will enable Chadbourn to meet the needs of new business demands and to grow in several directions. We believe that the growth and development of Chadbourn is vital to Columbus County. As you know, Chadbourn is the home of the oldest agricultural festival in the State, the North Carolina Strawberry Festival. Chadbourn will be a vital link with the proposed Highway 73/74. Highway 410 is a major thoroughfare for North Carolina motorists traveling to and from the coast. Your support of Chadbourn in the past is greatly appreciated and we respectfully request that you help us now.

If you need a copy of the Feasibility Study, please let me know and I will provide you with a copy. If you need any other information, please feel free to contact me.

Yours very truly,  
  
J. Marc Wilder,  
Mayor

JMW:slo

Enclosure: Map

cc: Dewey L. Hill,  
Representative

E. David Redwine,  
Representative

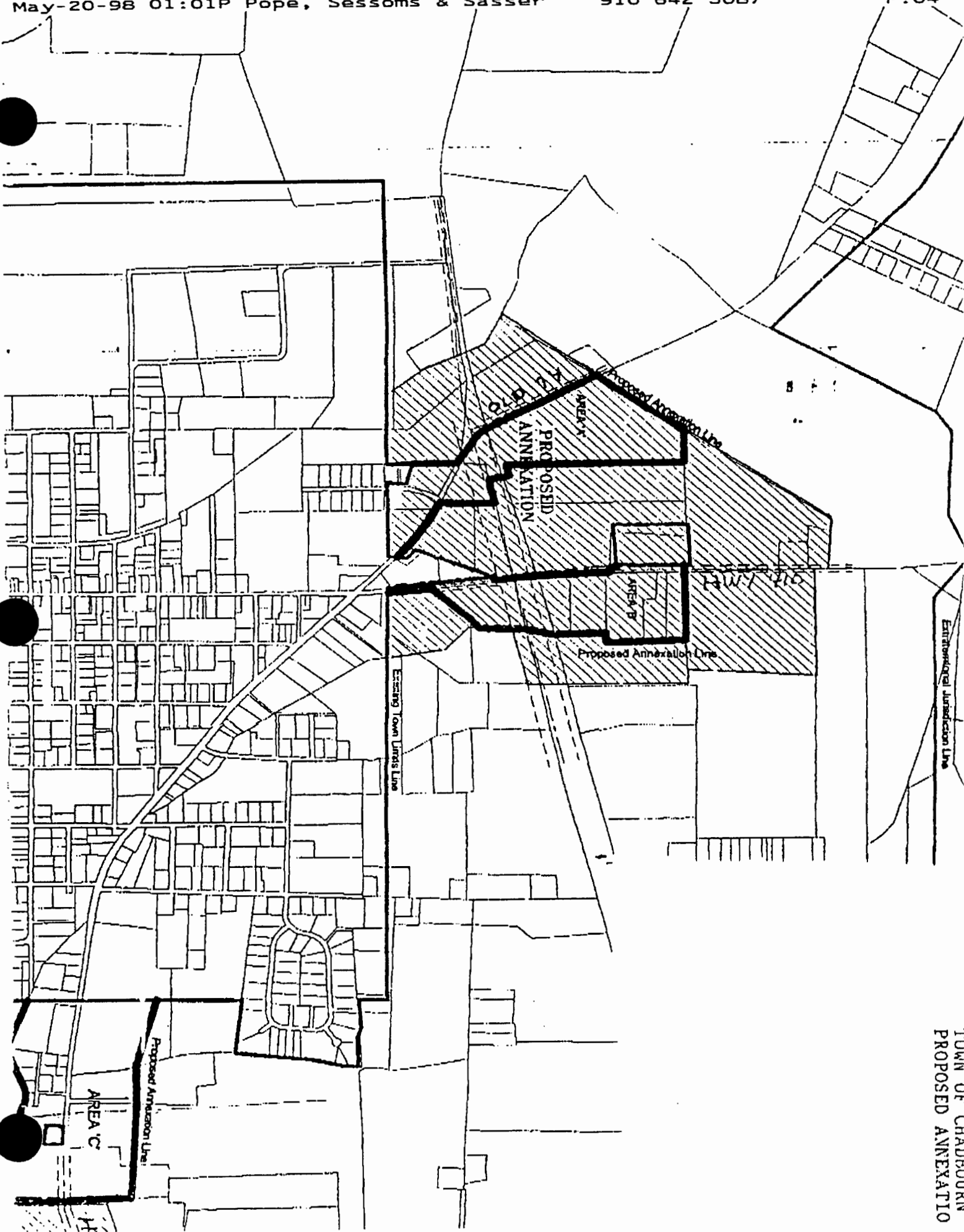
Thomas E. Wright,  
Representative

Town Council Members:

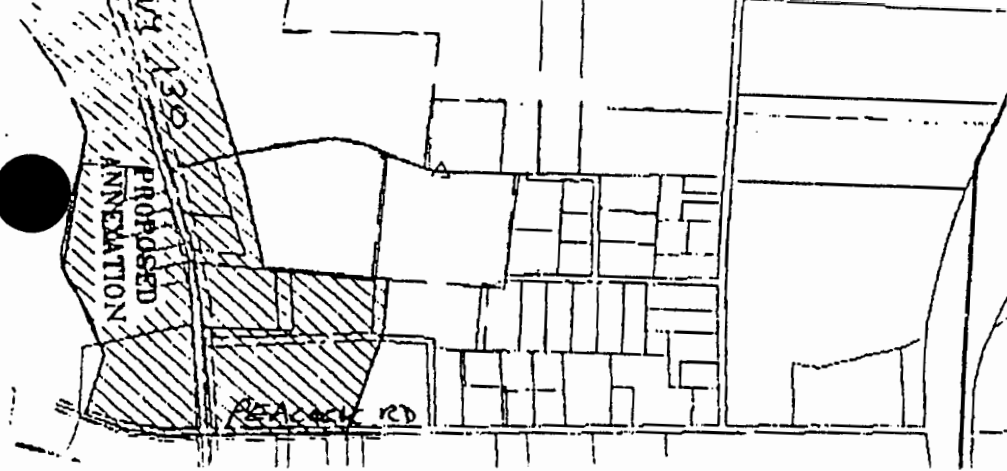
Kenneth N. Waddell  
Harold Hayes  
Timothy Guy Long  
David Lawrence  
Jimmie S. Ward

Howard A. Jones,  
Town Manager

Harold G. Pope,  
Town Attorney









HOWARD A. JONES  
Town Manager

## Town of Chadbourn

208 EAST FIRST AVENUE  
CHADBOURN, NORTH CAROLINA 28431  
TELEPHONE: (910) 654 4147

DATE: May 19, 1998

TO: Mayor & Council

FROM: Howard Jones 

SUBJECT: Burger King

Yesterday Wanda Barfield, owner of the property at the intersection of 74-76 and 410, came to my office and requested that the Town of Chadbourn put Water & Sewer to her property that is located adjacent and beside of the old UCB Bank Building.

I advised Ms. Barfield that I did not have the authority to commit to running water and sewer to the property that is going to be sold to Burger King. It is almost impossible to provide sewer to this site without spending a large sum of money. Water is not as much of a problem, but is not in the vicinity of this property.

I have requested that Joe Hardee (Cavanaugh & Associates) review this project before design, and give me a tentative cost of providing water & sewer within 60 days. It is not smart management to go the short term route. Also, all of you well know, this property consisting of two acres is inside the town limits and the other property she owns is outside of the town limits. There are two other business considering locating on Ms. Barfields property, and Weldon Lewis' property which has no water and sewer. As all of you well know, if the Town decides to Annex, the cost to providing services in area B is estimated to be \$240,000.00.

Ms. Barfield is requesting a letter of commitment, which I did not consent to give. I will have to receive instructions from Town Council before I write any type of letter. Burger King plans to be open within 90 days. My question to you people, where do I go from here, short term or long term?

If any of you have any question regarding the Water & Sewer services in the area, I will be happy to explain them to you.



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 1546

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)  
Page 1 of \_\_\_\_

H1546-ARK-1

Date \_\_\_\_\_, 1998

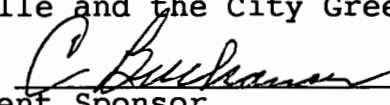
Comm. Sub. [Yes]  
Amends Title []  
Second

1 moves to amend the bill on page 1, lines 22 and 23,  
2 by rewriting those lines to read:

3

4 " Section 3. This act applies to the Towns of Denton and  
5 Farmville and the City Greenville only."

SIGNED

  
Amendment Sponsor

SIGNED \_\_\_\_\_

Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_

FAILED \_\_\_\_\_

TABLED \_\_\_\_\_

*Capps Amendment  
#2 (2)  
Buckanan  
Amendment*

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE BILL 1546  
Committee Substitute Favorable 7/2/98  
Proposed Committee Substitute H1546-CSRK-1

Short Title: Greenville Fees/Weedy Lots.

(Local)

Sponsors:

Referred to:

**DRAFT  
FOR REVIEW ONLY**

May 27, 1998

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES TO CHARGE A FEE NOT TO  
3 EXCEED TEN DOLLARS FOR UNCERTIFIED COPIES OF POLICE INCIDENT OR  
4 ACCIDENT REPORTS AND TO AUTHORIZE THE CITY TO GIVE ANNUAL  
5 NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S  
6 OVERGROWN VEGETATION ORDINANCE.  
7 The General Assembly of North Carolina enacts:  
8 Section 1. A municipality may charge a fee not to  
9 exceed ten dollars (\$10.00) for an uncertified copy of a police  
10 incident or accident report, except that a representative of a  
11 newspaper, wire service, radio station, or television station  
12 shall not be charged a fee that exceeds the municipality's actual  
13 cost of making the uncertified copy and the operator of a vehicle  
14 involved in an accident shall be entitled to one free copy of an  
15 uncertified copy. The fees collected shall be used for law  
16 enforcement purposes only.  
17 Section 2. A municipality may notify a chronic violator  
18 of the municipality's overgrown vegetation ordinance that, if the  
19 violator's property is found to be in violation of the ordinance,  
20 the municipality shall, without further notice in the calendar  
21 year in which notice is given, take action to remedy the  
22 violation and the expense of the action shall become a lien upon

1 the property and shall be collected as unpaid taxes. The notice  
2 shall be served by registered or certified mail. A chronic  
3 violator is a person who owns property whereupon, in the previous  
4 calendar year, the municipality took remedial action at least  
5 three times under the overgrown vegetation ordinance.

6           Section 3. This act applies to the Towns of Denton and  
7 Farmville and the City of Greenville only.

8           Section 4. This act is effective when it becomes law.

**DRAFT  
FOR REVIEW ONLY**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

D

SENATE BILL 1397\*

House Committee Substitute Favorable 6/24/98  
Proposed House Committee Substitute S1397-CSRK-1

Short Title: Durham County/Stormwater Fees.

(Local)

---

Sponsors:

---

Referred to:

---

May 27, 1998

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE THE COUNTY OF DURHAM TO ALLOW FEES FOR  
3 STORMWATER MAINTENANCE, REPAIR, AND IMPROVEMENTS ON PRIVATE  
4 PROPERTY TO BE PAID OVER TIME AND BECOME A LIEN ON REAL  
5 PROPERTY.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 153A-277 reads as rewritten:

8 "§ 153A-277. Authority to fix and enforce rates.

9 (a) A county may establish and revise from time to time  
10 schedules of rents, rates, fees, charges, and penalties for the  
11 use of or the services furnished by a public enterprise.  
12 Schedules of rents, rates, fees, charges, and penalties may vary  
13 for the same class of service in different areas of the county  
14 and may vary according to classes of service, and different  
15 schedules may be adopted for services provided outside of the  
16 county. A county may include a fee relating to subsurface  
17 discharge wastewater management systems and services on the  
18 property tax bill for the real property where the system for  
19 which the fee is imposed is located.

20 (a1) Before it establishes or revises a schedule of rates,  
21 fees, charges, or penalties for structural and natural stormwater  
22 and drainage systems under this section, the board of

1 commissioners shall hold a public hearing on the matter. A notice  
2 of the hearing shall be given at least once in a newspaper having  
3 general circulation in the area, not less than seven days before  
4 the public hearing. The hearing may be held concurrently with the  
5 public hearing on the proposed budget ordinance.

6 The fees established under this subsection must be made  
7 applicable throughout the area of the county outside  
8 municipalities. Schedules of rates, fees, charges, and penalties  
9 for providing structural and natural stormwater and drainage  
10 system service may vary according to whether the property served  
11 is residential, commercial, or industrial property, the  
12 property's use, the size of the property, the area of impervious  
13 surfaces on the property, the quantity and quality of the runoff  
14 from the property, the characteristics of the watershed into  
15 which stormwater from the property drains, and other factors that  
16 affect the stormwater drainage system. Rates, fees, and charges  
17 imposed under this subsection may not exceed the county's cost of  
18 providing a stormwater and drainage system.

19 No stormwater utility fee may be levied under this subsection  
20 whenever two or more units of local government operate separate  
21 structural and natural stormwater and drainage system services in  
22 the same area within a county. However, two or more units of  
23 local government may allocate among themselves the functions,  
24 duties, powers, and responsibilities for jointly operating a  
25 single structural and natural stormwater and drainage system  
26 service in the same area within a county, provided that only one  
27 unit may levy a fee for the service within the joint service  
28 area. For purposes of this subsection, a unit of local government  
29 shall include a regional authority providing structural and  
30 natural stormwater and drainage system services.

31 A county may by ordinance provide that funds collected from  
32 stormwater fees may be used to participate in the cost of  
33 repairs, improvements, and maintenance to the stormwater system  
34 on private property within the county. Upon written request by  
35 the property owner, a county may by ordinance allow the private  
36 share of the costs to be paid over a period of time fixed by the  
37 board of commissioners, not to exceed 10 years, with interest not  
38 to exceed nine percent (9%) per annum. The unpaid portion owed  
39 the county by the property owner shall become a lien on the real  
40 property and may be collected in accordance with the procedures  
41 provided in Article 26 of Chapter 105 of the General Statutes for  
42 collection of delinquent county real property taxes. Any such  
43 lien shall have the same priority as a lien for a special  
44 assessment as provided in G.S. 153A-200(c).

1 (b) A county may collect delinquent accounts by any remedy  
2 provided by law for collecting and enforcing private debts, and  
3 may specify by ordinance the order in which partial payments are  
4 to be applied among the various enterprise services covered by a  
5 bill for the services. A county may also discontinue service to  
6 a customer whose account remains delinquent for more than 10  
7 days. If a delinquent customer is not the owner of the premises  
8 to which the services are delivered, the payment of the  
9 delinquent account may not be required before providing services  
10 at the request of a new and different tenant or occupant of the  
11 premises. If water or sewer services are discontinued for  
12 delinquency, it is unlawful for a person other than a duly  
13 authorized agent or employee of the county to reconnect the  
14 premises to the water or sewer system.

15 (c) Rents, rates, fees, charges, and penalties for  
16 enterprisory services are in no case a lien upon the property or  
17 premises served and, except as provided in subsection (d) of this  
18 section, are legal obligations of the person contracting for  
19 them, provided that no contract shall be necessary in the case of  
20 structural and natural stormwater and drainage systems.

21 (d) Rents, rates, fees, charges, and penalties for  
22 enterprisory services are legal obligations of the owner of the  
23 property or premises served when:

- 24 (1) The property or premises is leased or rented to  
25 more than one tenant and services rendered to more  
26 than one tenant are measured by the same meter; or  
27 (2) Charges made for use of a sewerage system are  
28 billed separately from charges made for the use of  
29 a water distribution system."

30 Section 2. This act applies to Durham County only.

31 Section 3. This act is effective when it becomes law.



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE BILL 1568  
Committee Substitute Favorable 6/24/98  
Proposed Committee Substitute H1568-CSRK-1

Short Title: St. Pauls/Statesville Occupancy Tax. (Local)

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Sponsors:

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Referred to:

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May 28, 1998

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE THE TOWN OF ST. PAULS TO LEVY A ROOM  
3 OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO AUTHORIZE THE CITY  
4 OF STATESVILLE TO LEVY AN ADDITIONAL ROOM OCCUPANCY TAX TO FUND  
5 TOURISM PROMOTION AND OPERATING EXPENSES OF A CIVIC CENTER.  
6 The General Assembly of North Carolina enacts:  
7 Section 1. Occupancy tax. (a) Authorization and  
8 scope. The board of commissioners of the Town of St. Pauls may  
9 levy a room occupancy tax of up to one percent (1%) of the gross  
10 receipts derived from the rental of any room, lodging, or  
11 accommodation furnished by a hotel, motel, inn, tourist camp, or  
12 similar place within the town that is subject to sales tax  
13 imposed by the State under G.S. 105-164.4(a)(3). This tax is in  
14 addition to any State or local sales tax. This tax does not  
15 apply to accommodations furnished by nonprofit charitable,  
16 educational, or religious organizations when furnished in  
17 furtherance of their nonprofit purpose.  
18 (b) Administration. A tax levied under this section  
19 shall be levied, administered, collected, and repealed as  
20 provided in G.S. 160A-215. The penalties provided in G.S.  
21 160A-215 apply to a tax levied under this section.

1 (c) Distribution and use of tax revenue. The Town of  
2 St. Pauls shall, on a quarterly basis, remit the net proceeds of  
3 the occupancy tax to the St. Pauls Tourism Development Authority.  
4 The Authority shall use at least two-thirds of the funds remitted  
5 to it under this subsection to promote travel and tourism in St.  
6 Pauls and shall use the remainder for tourism-related  
7 expenditures.

8 The following definitions apply in this subsection:

9 (1) Net proceeds. -- Gross proceeds less the cost to  
10 the town of administering and collecting the tax,  
11 as determined by the finance officer, not to exceed  
12 one percent (1%) of gross receipts collected each  
13 year.

14 (2) Promote travel and tourism. -- To advertise or  
15 market an area or activity, publish and distribute  
16 pamphlets and other materials, conduct market  
17 research, or engage in similar promotional  
18 activities that attract tourists or business  
19 travelers to the area; the term includes  
20 administrative expenses incurred in engaging in the  
21 listed activities.

22 (3) Tourism-related expenditures. -- Expenditures that,  
23 in the judgment of the Tourism Development  
24 Authority are designed to increase the use of  
25 lodging facilities, meeting facilities, or  
26 convention facilities in a town or to attract  
27 tourists or business travelers to the town. The  
28 term includes tourism-related capital expenditures.

29 Section 2. Tourism Development Authority. (a)  
30 Appointment and membership. When the board of commissioners  
31 adopts a resolution levying a room occupancy tax under this act,  
32 it shall also adopt a resolution creating a town Tourism  
33 Development Authority, which shall be a public authority under  
34 the Local Government Budget and Fiscal Control Act. The  
35 resolution shall provide for the membership of the Authority,  
36 including the members' terms of office, and for the filling of  
37 vacancies on the Authority. At least one-third of the members  
38 must be individuals who are affiliated with businesses that  
39 collect the tax in the town and at least three-fourths of the  
40 members must be individuals who are currently active in the  
41 promotion of travel and tourism in the town. The board of  
42 commissioners shall designate one member of the Authority as  
43 chair and shall determine the compensation, if any, to be paid to  
44 members of the Authority.

1           The Authority shall meet at the call of the chair and  
2 shall adopt rules of procedure to govern its meetings. The  
3 Finance Officer for the Town of St. Pauls shall be the ex officio  
4 finance officer of the Authority.

5           (b) Duties. The Authority shall expend the net  
6 proceeds of the tax levied under this act for the purposes  
7 provided in Section 1 of this act. The Authority shall promote  
8 travel, tourism, and conventions in the town, sponsor  
9 tourist-related events and activities in the town, and finance  
10 tourist-related capital projects in the town.

11          (c) Reports. The Authority shall report quarterly and  
12 at the close of the fiscal year to the board of commissioners on  
13 its receipts and expenditures for the preceding quarter and for  
14 the year in such detail as the board of commissioners may  
15 require.

16          Section 3. Part V of Chapter 570 of the 1985 Session  
17 Laws, as amended by Chapter 930 of the 1985 Session Laws, reads  
18 as rewritten:

19               "Part V. Statesville Occupancy Tax.

20    Sec. 16. Authorization and Scope. -- The city council of the  
21 City of Statesville may, if the Board of Commissioners of Iredell  
22 County has adopted a resolution under Section 15 of this act, ~~by~~  
23 ~~resolution~~ levy a tax ~~on~~ of up to three percent (3%) of the  
24 gross receipts from the rental of accommodations within the  
25 ~~corporate limits of the city, not to exceed three percent (3%).~~  
26 city that are subject to the sales tax imposed by the State under  
27 G.S. 105-164.4(a)(3). ~~This tax applies to the rental of~~  
28 ~~accommodations subject to sales tax under G.S. 105-164.4(3).~~

29    Sec. 16.1. Additional Tax. -- In addition to the tax authorized  
30 by Section 16 of this Part, the city council of the City of  
31 Statesville may levy an additional room occupancy tax of up to  
32 two percent (2%) of the gross receipts derived from the rental of  
33 accommodations taxable under Section 16. The levy, collection,  
34 administration, and repeal of the tax authorized by this  
35 subsection shall be in accordance with the provisions of this  
36 Part. The City of Statesville may not levy a tax under this  
37 Section unless it also levies the tax authorized under section 16  
38 of this Part.

39    Sec. 17. Definition of Collector. -- As used in this Part,  
40 "collector" means the Iredell County Tax Collector if the City of  
41 Statesville and Iredell County have so provided by contract,  
42 otherwise it means the city finance officer and/or city clerk, as  
43 may be designated by resolution of the city council.

1    Sec. 18.    Collector to Collect Tax. -- The collector shall  
2 collect and administer the occupancy tax levied by the city  
3 pursuant to this Part. The city council may adopt rules as  
4 needed by the collector to implement this Part.

5    Sec. 19.    Administration. -- A tax levied under this section  
6 shall be levied, administered, collected, and repealed as  
7 provided in G.S. 160A-215. The penalties provided in G.S.  
8 160A-215 apply to a tax levied under this section. Every owner of  
9 a business subject to the tax levied by this Part shall, on and  
10 after the first day of the calendar month set by the governing  
11 body in the resolution levying the tax, collect the occupancy tax  
12 provided by this Part. This tax shall be collected as part of the  
13 charge for the furnishing of any taxable accommodations. The tax  
14 shall be stated and charged separately from the sales records,  
15 and shall be paid by the purchaser to the owner of the business  
16 as trustee for and on account of the city. The occupancy tax  
17 levied under this Part shall be added to the sales price and  
18 shall be passed on to the purchaser instead of being borne by the  
19 owner of the business. The city tax collector shall design,  
20 print, and furnish to all appropriate businesses in the city the  
21 necessary forms for filing returns and instructions to ensure the  
22 full collection of the tax. Every person liable for the tax  
23 imposed pursuant to this Part shall, on or before the 15th day of  
24 each month, prepare and submit a return on the prescribed form  
25 stating the total gross receipts derived during the preceding  
26 month from rentals upon which the tax is levied. The tax shall  
27 be due and payable to the tax collector on a monthly basis.

28    Any person who fails or refuses to file the return required by  
29 this Part shall pay a penalty of ten dollars (\$10.00) for each  
30 day's omission. In addition, any person who refuses to file the  
31 return or pay the tax for a period of 30 days after the time  
32 required for filing the return or for paying the tax shall pay a  
33 penalty of five percent (5%) of the tax due. An additional  
34 penalty of five percent (5%) shall be imposed for each additional  
35 month or fraction thereof in which the occupancy tax is not paid.

36    Any person who willfully attempts in any manner to evade the  
37 occupancy tax or who willfully fails to pay the tax or make and  
38 file the required return, shall, in addition to all other  
39 penalties provided by law, be guilty of a misdemeanor and be  
40 punishable by a fine not to exceed one thousand dollars (\$1,000),  
41 imprisonment not to exceed six months, or both.

42    Sec. 20.    Use of Proceeds. -- The collector shall remit the  
43 proceeds of this tax the taxes levied under this Part to the city  
44 on a monthly basis. The city shall allocate the net proceeds of

1 the three percent (3%) tax levied under Section 16 ~~The funds~~  
2 ~~received by the city pursuant to this Part shall be allocated to~~  
3 ~~a special fund and used only use them only for operation~~  
4 ~~construction, operation, and maintenance of a civic center, for~~  
5 ~~payment of interest or retiring principal on debt related to a~~  
6 ~~civic center, or for promotion of travel and tourism. The city~~  
7 ~~shall remit one-half of the net proceeds of the two percent (2%)~~  
8 ~~tax levied under Section 16.1 to the Statesville Tourism~~  
9 ~~Development Authority to be used to promote travel and tourism in~~  
10 ~~the City of Statesville. The city shall use the remaining net~~  
11 ~~proceeds of the two percent (2%) tax levied under Section 16.1~~  
12 ~~for operation and maintenance of a civic center and for payment~~  
13 ~~of interest or retiring principal on debt related to a civic~~  
14 ~~center.~~

15 The following definitions apply in this section:

- 16       (1) Net proceeds. -- Gross proceeds less the cost to  
17 the city of administering and collecting the tax,  
18 as determined by the finance officer, not to exceed  
19 three percent (3%) of the first five hundred  
20 thousand dollars (\$500,000) of gross proceeds  
21 collected each year and one percent (1%) of the  
22 remaining gross receipts collected each year.  
23       (2) Promote travel and tourism. -- To advertise or  
24 market an area or activity, publish and distribute  
25 pamphlets and other materials, conduct market  
26 research, or engage in similar promotional  
27 activities that attract tourists or business  
28 travelers to the area; the term includes  
29 administrative expenses incurred in engaging in the  
30 listed activities.

31 Sec. 21. Collection Powers. -- The collector may collect any  
32 unpaid taxes levied under this Part through the use of attachment  
33 and garnishment proceedings as provided in G.S. 105-368 for  
34 collection of property taxes. The collector has the same  
35 enforcement powers concerning the tax imposed under this Part as  
36 does the Secretary of Revenue in enforcing the State sales tax  
37 under G.S. 105-164.30.

38 ~~Sec. 22. The city council may by resolution repeal the levy of~~  
39 ~~the occupancy tax authorized by this Part. No liability for any~~  
40 ~~tax levied under this Part that attached prior to the date on~~  
41 ~~which a levy is repealed is discharged by the repeal, and no~~  
42 ~~right to a refund of a tax that accrued prior to the effective~~  
43 ~~date on which a levy is repealed shall be denied as a result of~~  
44 ~~the repeal.~~

~~1 Sec. 23. The definitions set forth in G.S. 105-164.3 apply to~~  
~~2 this Part insofar as those definitions are not inconsistent with~~  
~~3 this Part.~~

4 Sec. 24. Civic Center Authority. -- Before levying a tax under  
5 Section 16 of this Part, the City of Statesville shall either  
6 establish a civic center authority, adopt a resolution that the  
7 city intends to pursue and develop goals involving a civic center  
8 and travel and tourism in the City of Statesville, or by  
9 resolution provide that a civic center shall be administered as  
10 or by a department of the city. If an authority is established,  
11 it shall have the number of members set forth in the resolution  
12 establishing it, which members shall be appointed by the Mayor.  
13 The city council may grant to the Authority any or all of the  
14 powers provided by Section 3 of Chapter 329, Session Laws of  
15 1971.

16 Sec. 24.1. Statesville Tourism Development Authority. --

17 (a) Appointment and membership. When the Statesville City  
18 Council adopts a resolution levying a room occupancy tax under  
19 Section 16.1 of this Part, it shall also adopt a resolution  
20 creating a city Tourism Development Authority, which shall be a  
21 public authority under the Local Government Budget and Fiscal  
22 Control Act. The resolution shall provide for the membership of  
23 the Authority, including the members' terms of office, and for  
24 the filling of vacancies on the Authority. At least one-third of  
25 the members must be individuals who are affiliated with  
26 businesses that collect the tax in the city and at least  
27 three-fourths of the members must be individuals who are  
28 currently active in the promotion of travel and tourism in the  
29 city. The Statesville City Council shall designate one member of  
30 the Authority as chair and shall determine the compensation, if  
31 any, to be paid to members of the Authority.

32 The Authority shall meet at the call of the chair and shall  
33 adopt rules of procedure to govern its meetings. The Finance  
34 Officer for the City of Statesville shall be the ex officio  
35 finance officer of the Authority.

36 (b) Duties. The Authority shall expend the funds remitted to  
37 it under this Part for the purposes provided in Section 20 of  
38 this Part. The Authority shall promote travel, tourism, and  
39 conventions in the city and sponsor tourist-related events and  
40 activities in the city.

41 (c) Budget; Reports. The Authority may not expend any funds  
42 except pursuant to a budget that has been approved by the  
43 Statesville City Council. The Authority shall submit its  
44 proposed budgets to the Statesville City Council for review and

1 shall report quarterly and at the close of the fiscal year to the  
2 Statesville City Council on its receipts and expenditures for the  
3 preceding quarter and for the year in such detail as the city  
4 council may require."

5           Section 4. Administrative Provisions. -- Section 3 of  
6 S.L. 1997-410, as amended by Section 2 of S.L. 1997-447, reads as  
7 rewritten:

8       "Section 3. Municipal Administrative Provisions. G.S. 160A-  
9 215, as enacted by S.L. 1997-361 and S.L. 1997-364, applies to  
10 the Cities of Goldsboro, Lumberton, Mount Airy, ~~and~~ Shelby, and  
11 Statesville, to the Town of St. Pauls, and to the municipalities  
12 in Brunswick County."

13           Section 5. This act is effective when it becomes law.

S 1103



**Town of Franklin**  
188 West Main Street  
Franklin, North Carolina 28734  
(704) 524-2516

**RESOLUTION REQUESTING  
ANNEXATION FOR THE TOWN OF FRANKLIN  
BY SPECIAL ACT OF THE N.C. GENERAL ASSEMBLY**

**WHEREAS**, the Town of Franklin provides the Town's municipal services to an area along US 441 and immediately south of the present primary corporate limits; and

**WHEREAS**, this area is fully developed with all lots developed for commercial and industrial purposes, and adjacent to satellite annexations conducted by the Town in recent years; and

**WHEREAS**, this area is accurately presented and described by a written description and accurately depicted on maps provided by the Town of Franklin; and

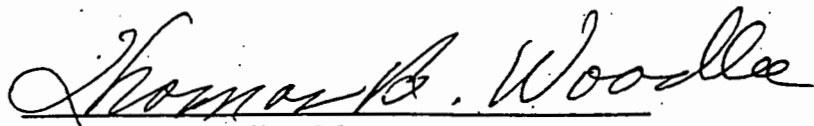
**WHEREAS**, the benefit of annexation of this area to the Town is to provide for the efficient delivery of municipal services to urbanized areas and provide for the orderly growth and development of the community; and

**WHEREAS**, this area does not qualify for annexation by the involuntary or standards and services method of annexation; and

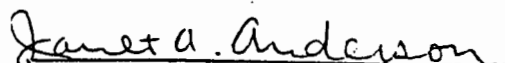
**WHEREAS**, the North Carolina General Assembly may enlarge the boundaries of a municipality by a special act of the legislature.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Alderman of the Town of Franklin that The Town of Franklin hereby respectfully requests the General Assembly's assistance with this annexation by passing a special act to incorporate the area delineated in the attached written description and map into the corporate limits of the Town of Franklin, N.C.

Adopted this the 6th day of April, 1998.

  
Thomas B. Woodlee, Mayor

Attest:

  
Janet A. Anderson, Town Clerk



**ROBERT C. CARPENTER**  
NORTH CAROLINA SENATE  
42ND DISTRICT

LEGISLATIVE OFFICE BUILDING  
ROOM 517  
RALEIGH, N.C. 27601-2808  
919-733-5875

29 ADMIRAL DRIVE  
FRANKLIN, N.C. 28734  
704-524-5009



**REQUEST FOR ANNEXATION BY SPECIAL ACT OF THE NORTH  
CAROLINA GENERAL ASSEMBLY**

**SUBMITTED BY THE TOWN OF FRANKLIN, NORTH CAROLINA**

The North Carolina General Assembly may enlarge the boundaries of a municipality by a special act of the legislature. This method of annexation is especially useful in annexing territory that cannot be annexed under one of the general law procedures provided for municipalities in the N.C. General Statutes.

The Town of Franklin requests the General Assembly assist the Town by passing a special act to annex into the corporate limits of Franklin an area along highway U.S. 441 South and immediately south of the present primary corporate limits of the Town. This area is described by an attached written description and shown on an attached map. This area is adjacent to the Town and is completely developed. ~~There are a total number of nine lots in this area.~~ All these lots are developed for commercial and industrial purposes. These lots are adjacent to or in close proximity to satellite annexations conducted by the Town in recent years.

This ~~area does not qualify for annexation by the involuntary or standards and services~~ method of annexation provided to municipalities in G.S. 160A-36. Specifically, the area cannot meet the required one-eighth contiguity requirement, i.e., at least one-eighth of the aggregate external boundaries of the area must coincide with the existing primary corporate limit. Also, large tracts of undeveloped property contiguous to the existing primary corporate boundary prohibit involuntary annexation. Therefore, the Town respectfully requests the General Assembly's assistance with this annexation.

The ~~proposed~~ annexation area is currently provided with Town of Franklin municipal services. Town of Franklin water and sewer services are currently available to all these lots. The Town Police and Fire services are currently available to this area. Routine patrol of the areas contained in the satellite annexation areas requires officers to pass by most of these unincorporated lots. The only municipal services not provided to these lots at this time is ~~municipal garbage collection services and street lighting.~~

~~The described area is~~ urban in character, fully developed, adjacent to the Town and currently receives most of the Town's municipal services. The benefit of annexation of this area to the Town is to provide for the efficient delivery of municipal services to urbanized areas and provide for orderly growth and development of the community. ~~The benefit to the property owners will be the opportunity to receive complete municipal services for a modest increase in property taxes.~~ This increase in property taxes will be offset to some degree by a reduction in water and sewer rates for inside corporate customers. Presently, outside city customers pay a higher rate for water and sewer services.

The area described herein is a logical extension of the Town of Franklin corporate limits. The annexation of these lots combined with the satellite annexations that already occurred in this area will provide a uniform and serviceable corporate boundary for the Town of Franklin.

*File*

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for

**H.B. 1546**

☐ A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN  
MUNICIPALITIES TO CHARGE A FEE NOT TO EXCEED TEN DOLLARS FOR UNCERTIFIED  
COPIES OF POLICE INCIDENT OR ACCIDENT REPORTS AND TO AUTHORIZE THE CITY  
TO GIVE ANNUAL NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S  
OVERGROWN VEGETATION ORDINANCE.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

☐ With a favorable recommendation.

☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on

☐ With a favorable recommendation, as amended.

☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on

☐ With an unfavorable recommendation.

☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.

☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.

☐ Without prejudice.

☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

*Lynn Gray*

☐ With a favorable report.

☒ With a favorable report, as amended.

☐ With a favorable report as to committee substitute bill ( # 2 ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # 1 ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)

☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for

**H.B. 1568**

☐ A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE  
TOWN OF ST. PAULS TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT  
TAX.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill ( # 2 ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # 1 ). (and recommendation that the  
committee substitute bill ( #        ) be referred to the Committee on        . )
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☐ Committee Substitute for  
S.B. 1103 ☐ A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN  
DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF FRANKLIN.

REPORTED TO THE STANDING COMMITTEE ON \_\_\_\_\_

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on \_\_\_\_\_
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on \_\_\_\_\_
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill \_\_\_\_\_ which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, \_\_\_\_\_ which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ \_\_\_\_\_

*Lyons Gray*

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # \_\_\_\_\_ ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # \_\_\_\_\_ ). (and recommendation that the  
committee substitute bill ( # \_\_\_\_\_ ) be referred to the Committee on \_\_\_\_\_ )
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for  
S.B. 1397

☐ A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE  
COUNTY OF DURHAM TO ALLOW FEES FOR STORMWATER MAINTENANCE, REPAIR,  
AND IMPROVEMENTS TO BE PAID OVER TIME AND BECOME A LIEN ON REAL  
PROPERTY.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill ( # 22 ), ☒ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # 1 ). (and recommendation that the  
committee substitute bill ( # 22 ) be referred to the Committee on \_\_\_\_\_.)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ ~~Committee~~ Substitute for

**S.B. 1333**

☐ A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN  
DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF LANDIS.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

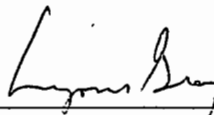
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title, unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT**  
**HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☐ Committee Substitute for  
S.B. 1399 ☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF  
DURHAM TO PARTICIPATE IN THE COST OF STORM DRAINAGE IMPROVEMENTS ON  
PRIVATE PROPERTY AND TO ALLOW PRIVATE PARTIES TO PAY OVER TIME FOR THEIR  
PORTION OF THE COST OF THE IMPROVEMENTS.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97



**1998 PERMANENT SUBCOMMITTEE REPORT**  
**HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☒ Committee Substitute for  
S.B. 1410 ☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN  
BOARD TO ANNEX AN AREA TO THE TOWN OF CHADBOURN.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☒ Committee Substitute for  
S.B. 1451                      ☐ A BILL TO BE ENTITLED AN ACT TO REPEAL THE  
CHARTER OF THE VILLAGE OF SLOOP POINT.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill                      "which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill,                      which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

*Lyons Gray*

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( #                      ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill #                      ). (and recommendation that the  
committee substitute bill ( #                      ) be referred to the Committee on                      .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

*file*

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

You are hereby notified that the Committee on **FINANCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:** Tuesday, July 14, 1998

**TIME:** 12:00 Noon

**LOCATION:** 415 LOB

The following bills will be considered (Bill # & Short Title):

**HB 1568 - St. Pauls Occupancy Tax - Rep. Yongue**

**SB 1103 - Franklin Annexation - Senator Carpenter**

**SB 1397 - Durham County/Stormwater Fees - Senator Gulley**

**SB1451 - Sloop Point Village Charter Repeal - Senator Ballantine**

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
12:00 on Thursday, July 9, 1998.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

## A G E N D A

### Subcommittee on Local, Regional & State Revenues July 14, 1998

CALL TO ORDER: Rep. Dewey L. Hill, Chairman

#### BILLS TO BE CONSIDERED:

SB 1410 - Chadbourn Annexation - Rep. Hill

HB 1546 - Accident Reports/Weedy Lots - Rep. Tolson

HB 1568 - St. Pauls Occupancy Tax - Rep. Yongue

SB 1103 - Franklin Annexation - Senator Carpenter

SB 1203 - Charlotte Stormwater Fees - Senator Winner

SB 1333 - Landis Annexation - Senator Hartsell

SB 1397 - Durham County/Stormwater Fees - Senator Gulley

SB 1399 - City of Durham/Stormwater Fees - Senator Gulley

SB 1451 - Sloop Point Village Charter Repeal - Senator Ballantine

ADJOURNMENT

## VISITOR REGISTRATION SHEET

## Local, Regional & State Revenues

**July 14, , 1998**

Name of Committee

Date

VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK

**NAME**

**FIRM OR AGENCY AND ADDRESS**[illegible]

## A G E N D A

Subcommittee on Local, Regional & State Revenues  
Tuesday, July 21, 1998

CALL TO ORDER: Rep .Dewey L. Hill, Chairman

### BILLS TO BE CONSIDERED:

HB 860 - Calabash/Carolina Shores - Rep. Redwine

Honorable Rosemary Raleigh, Commissioner - Town of Calabash (District #1)

Honorable Theodora Altreuter - Mayor - Town of Calabash

HB 1579 - Montgomery Delinquent Utility Bill - Rep. Hightower

HB 1602 - Rowland Charter Revision - Rep. Bonner

HB 1629 - Asheboro Annexations - Rep. Culp

SB 1203 - Charlotte Stormwater Fees - Senator Winner (Rep. McMahan)

SB 1360 - Union Board of E & R - Senator Plyler

ADJOURNMENT

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: July 21, 1998

The subcommittee met in Room 415 of the Legislative Office Building at 12:00 noon. Those members in attendance were: Rep. Charles F. Buchanan; Rep. J. Russell Capps; Rep. Andrew Dedmon; Rep. Rick Eddins; Rep. Danny McComas; Rep. Richard Morgan; Rep. Mia Morris; Rep. Charles Neely; Rep. John Rayfield and Rep. Edgar Starnes.

Chairman Hill called the meeting to order and recognized Senator Plyler to come forward and support SB 1360 - Union Board of E & R. Senator Plyler stated that he had a proposed committee substitute for the subcommittee today, and Rep. Buchanan was recognized for the motion to adopt the proposed committee substitute for discussion purposes. The motion carried. The Senator stated further that the bill was requested by the Union County Board of Commissioners - (Please see attached explanation of the bill). Rep. Buchanan was recognized for the motion, and the bill received a favorable report.

Chairman Hill stated that since he was involved with the legislation, he asked Rep. Walter Dickson, CoChair of the House Finance Committee to chair this particular portion of the subcommittee's calendar. Rep. Dickson recognized Rep. Redwine to come forward and support HB 860-Calabash, Carolina Shores.

Rep. Redwine stated that there was a committee substitute and Rep. Rayfield moved that the committee substitute be adopted for discussion purposes and the motion carried. Rep. Redwine thanked the members of the subcommittee and asked that a handout passed out (please see attached explanation of the bill and an open letter to the General Assembly from Eric Carlson of the Brunswick Beacon). Rep. Redwine stated that in 1989 there was an existing town of Calabash that is now basically District 1. This is where most of the businesses are located, and adjacent to that area is an area around a golf course known as Carolina Shores. The property owners in that area invited him to come to a meeting there in 1989 requesting that he incorporated the town into Carolina Shores. Apparently the town was having problems with some of the property owners regarding dues. Senator Soles and Rep. Redwine thought that a better idea would be to combine the two areas into two districts. This issue was put to a referendum - never any annexation. We introduced such a bill and stated that if one of the two areas decided they did not want to join that the areas would not join and then the town of Carolina Shores would be incorporated. A vote was held and passed, but in the Calabash area it only passed by five votes. Consequently the two areas were merged into one town. This has become a nightmare for the legislative delegation representing that area and this bill before you today tries to correct that situation. In 1993 the bickering became so bad that Senator Soles introduced a bill in 1993 to do what we are trying to do today. The bill passed the Senate and when it came over to the House I held it.

The reason being that we have tried for 9 years to get this situation settled. This has not happened. Rep. Redwine further stated that this bill would put back on a referendum on September 15 to be voted on by both sides. The bill states that if one of the areas decides to split, then the two communities will be split. There will be another ballot presented to the people in District 2 saying that if the first vote is to split, would the area of Carolina Shores like to incorporate and if that vote is affirmative then they will be incorporated into the Town of Carolina Shores. It also sets out the leadership of both town decided on by both towns. It will also have some extraterritorial jurisdiction specified. Rep. Redwine stated that it is now time to move on and that he feels this is the only fair way to deal with this and asked the members to vote in the affirmative.

Rep. Dickson recognized Rep. Starnes who made a motion for a favorable report. Rep. Dickson stated that the motion was in order, but that arrangements had been made to allow two people to speak to the subcommittee. Rep. Buchanan was recognized for a question of Rep. Redwine on whether or not the bill had passed either Chamber since it had been introduced last year. Rep. Redwine stated that it had not, it had passed the Ways and Means Committee, but he further stated that the bill was eligible in his opinion. Rep. Dickson recognized Rosemary Raleigh, Commissioner of the Town of Calabash to come forward and present her statement. (Please see attached).

Rep. Dickson recognized Mayor Theodora Altreuter to come forward and present her statement. (Please see attached). Rep. Dickson recognized Rep. Morgan who stated that he wanted to hear from Rep. Hill and Rep. Hill responded by saying that firstly, Mayor Altreuter has done a great job of presenting today and that when she was elected he had high hopes that she would get this issue settled. He further stated that he was not serving in the Legislature when this bill was first introduced by Sen. Soles and Rep. Redwine. He further stated that he kept hearing majority over and over again. He stated that he felt as a businessman he was not qualified to speak on this issue, but that he felt sympathy for the business owners and that he had a real problem with business owners being told what type and size of sign they can erect. He further stated that there have been so many meeting on this issue. So far the problems have not been solved, and he asked the subcommittee members to give a favorable report to HB 860 and move forward. A discussion continued with regard to signs and whether or not they were grandfathered, and Mayor Altreuter stated that they were in fact grandfathered. There was an obvious vocal disagreement from the visitors and Rep. Dickson called the meeting to order and recognized Rep. Redwine who responded to a question of Rep. Eddins on signs. Rep. Redwine stated that he was unsure of this, but during development of sign ordinances it became very, very controversial. Building inspectors experienced many problems regarding this. He further stated that there was enough blame on both sides. He further stated that he was not concerned about the political repercussions of this issue - his main objective was to get some relief from this volatile issue. At this time the chair recognized Senator Soles for some comments.

Senator Soles stated that he wanted the subcommittee to be sure that the delegation was united on this issue. He further stated that he represented Calabash for 26



years and was extremely sorry that this has happened. Senator Soles then urged the subcommittee to give the bill a favorable report.

Rep. Dickson then recognized Rep. Starnes for an unfavorable report on the original bill and favorable on the committee substitute.

Rep. Buchanan asked to be recognized because he had received 26 e-mails opposing this and only three in favor. He further stated that it appeared to him that they wanted to leave things as they are. Further discussion continued, and Rep. Redwine stated that the folks in Carolina Shore may be more sophisticated - having the ability to e-mail more quickly than others. Rep. Dickson then called for the vote, and the motion carried.

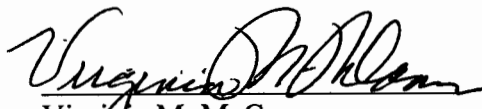
Chairman Hill then recognized Rep. Hightower to support HB 1579 - Montgomery Delinquent Utility Bill. Rep. Hightower stated that the bill authorizes the county to collect unpaid water and sewage bills as if they were taxes due. The bill was requested by the County Commissioners. Rep. Morgan was recognized for the motion, and the bill received a favorable report

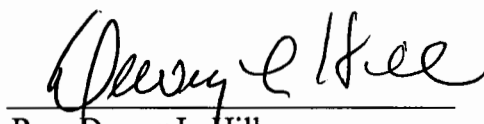
HB 1602 - Rowland Charter Revision by Rep. Bonner was the next bill on the agenda and Chairman Hill recognized Rep. Bonner who stated that the bill simply updates the Charter of the Town of Rowland. Rep. Buchanan was recognized for the motion, and the bill received a favorable report.

Chairman Hill then recognized Rep. McMahan to come forward and support SB 1203 - Charlotte Stormwater fees. Rep. Morris was recognized for the motion, and the bill received a favorable report.

There being no further business, Chairman Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman

**EXPLANATION OF SENATE BILL 1360 (PCS):**  
*Union Board of Equalization & Review*

**TO:** House Finance Committee  
**FROM:** Martha H. Harris, Staff Attorney  
**DATE:** July 19, 1998  
**SPONSOR:** Senator Plyler

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**Senate Bill 1360** is a local bill that revises Union County's authority to appoint a special board of equalization and review, effective January 1, 1999. A special board of equalization and review is a committee appointed by the county commissioners to review the county's property tax listings and appraisals and to hear taxpayers' appeals concerning the listing or appraisal of their property. The board of county commissioners performs these functions if it chooses not to appoint a special board of equalization and review. Appeals from a special board of equalization and review are directly to the Property Tax Commission, unless the county provides for an appeal to the board of county commissioners.

General law authorizes counties to appoint special boards of equalization and review (G.S. 105-322). In addition, Union County has a local act governing its special board (Chapter 275 of the 1977 Session Laws). This bill revises Union County's special board legislation as follows:

1. It authorizes the county to expand the five-member board to up to nine members for years in which the county conducts a general reappraisal of real property. During a reappraisal year, this expanded board can be subdivided into panels of at least three members. A decision of a panel must be supported by at least three members, and constitutes a decision of the full board.
2. It provides that the terms of office of members will be three years rather than one year. The terms are staggered.
3. It provides that the special board's chair will be designated by the county rather than elected by the special board's membership.
4. It clarifies that a majority of the members of the special board constitutes a quorum.
5. It clarifies that the county assessor, or a person designated by the assessor, shall serve as the clerk of the special board.
6. It allows the special board to sit year-round to carry out administrative functions, to change appraisals when information has become available after the normal adjournment date, and to hear appeals of the appraisal, situs, and taxability of motor vehicles. Under general law, a special board must complete its work by July 1 except in reappraisal

years, when it may sit longer to hear appeals. Because motor vehicles are taxed on a year-round schedule, the July 1 deadline is not practical for property tax issues involving motor vehicles.

7. It directs the chair of the special board to appoint a three-member subcommittee each calendar year to hear motor vehicle appeals. Three members constitutes a quorum, but decisions are by majority vote of the subcommittee.

This bill also clarifies that, unlike under general law, the Union County board of commissioners may not provide for an intermediate appeal from the special board of equalization and review to the board of county commissioners. Instead, an appeal goes directly to the Property Tax Commission (G.S. 105-290).

**House Bill 860 - Calabash/Carolina Shores**  
**Proposed Committee Substitute**

**To:** Finance/Local, Regional & State Revenues Subcommittee  
**From:** Carolyn D. Johnson, Committee Counsel  
**Date:** July 13, 1998

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**House Bill 860** provides that the area in Brunswick County, known as Carolina Shores, shall be removed from the Town of Calabash. The removal is subject to an election on the question to be held September 15, 1998. If the majority votes in favor of removing the area from the town, the bill provides for an interim Calabash Board of Commissioners until the organizational meeting following the 1999 municipal elections.

The bill also requires the county board of elections to put forth the question of whether Carolina Shores should be incorporated if a majority votes for its removal from the Town of Calabash. Upon a majority vote in favor of incorporation, the bill sets forth charter provisions for the new Town of Carolina Shores. The town's governing body shall consist of 5 commissioners and a mayor who shall serve for four-year terms. Provisions are made for town administration, planning and taxation.

The bill also mandates the adoption of a fair and equitable plan for the distribution of the assets and liabilities between Calabash and Carolina Shores. The Local Government Commission shall approve the plan or adopt such a plan if one is not adopted as provided in the bill.

The bill is effective when it becomes law.

## An Open Letter To The General Assembly

Dear Legislator:

By now you have should have received a copy of a local bill introduced by Representatives David Redwine and Dewey Hill and Senator R.C. Soles titled "Calabash/Carolina Shores." Or you may have read something about it in the newspapers, probably with the word "divorce" somewhere in the headline.

It's a bill that would allow the citizens of Calabash (you know, The Seafood Capital of the World) to vote on whether to split into two towns instead of one.

Your first reaction to this unusual piece of legislation is likely to be curiosity, followed by skepticism, then disbelief, and finally an uneasy suspicion that the boys from Brunswick County are pulling your leg.

Sadly, they are not. They are trying to resolve a conflict as divisive as the one between Catholics and Protestants in Northern Ireland. Like the Palestinians and the Israelis on the West Bank. Or the Serbs and Croats in the former Yugoslavia.

Actually it's more like the marriage of quirky country singer Lyle Lovett and superstar actress Julia Roberts. Sure, they're both warm, intelligent and talented people who probably share a number of mutual interests. But nobody was surprised when they split up.

Likewise, there was much skepticism in 1989 when the little waterfront town of Calabash, home to a handful of Brunswick County natives and a couple dozen seafood restaurants, agreed to merge with the neighboring development of Carolina Shores, a sprawling golf course community populated almost entirely with retirees from the Northeast and Midwest.

The reasons for the marriage don't matter now. Suffice it to say the arrangement turned out to be a bad idea. Not because the people of the two communities don't get along. It's because their elected leaders can't, and probably never will.

The vast majority of Carolina Shores residents are intelligent, friendly, considerate people who feel no ill will whatsoever toward their neighbors downtown. In fact many of them are bewildered about all this talk of a divorce.

That's because a vast majority of all Carolina Shores residents are doing exactly what a vast majority of us working stiffs plan to do when we retire. They're taking it easy. They're enjoying the rewards of having worked and saved for many years by doing exactly what they feel like doing every single day.

They play golf or tennis, go fishing, visit with friends, take trips, pursue hobbies, work in the yard, fix up the house and eat seafood downtown now and then. They don't go to governmental meetings or pay much attention to local politics. So when a neighbor decides to run for a seat on the town board, they agree to vote for them (while secretly wondering why anyone would want to do subject themselves to such a thing).

Because Carolina Shores has a much larger population, it has four members on the Calabash Board of Commissioners while the downtown area has only two. Which is the root of the problem. In recent years, Carolina Shores board members have supported many issues that are strongly opposed by the residents and business owners of downtown Calabash. First they discontinued commercial garbage collections. Then they enforced an outdoor advertising ordinance that made some of the oldest signs in the business district illegal.

Then there was the sewer system issue. The downtown desperately needs one. Carolina Shores already has one. Commissioners from Carolina Shores pushed an effort to have the town buy its system while downtown representatives supported a regional sewerage project.

Further fueling the old town's resentment is the opposition of Carolina Shores board members to a federal dredging project that would reopen Calabash Creek and allow large fishing boats access to the town docks. They don't want the town to kick in a small percentage of the cost because most residents of Carolina Shores don't use the creek.

Since 1992, I've attended more Calabash meetings than anyone except the town clerk. So I've seen what's going on down there. And I know something about how local governments normally operate, having covered hundreds of board meetings in seven North Carolina counties over the past two decades. I know it's not supposed to be like this.

Nowhere have I ever seen anything to approach the level of open hostility and contempt between two factions of an elected body as is displayed on the Calabash Board of Commissioners. Never have I witnessed the petty bickering, sniping, yelling, name-calling, cursing, back-stabbing and revenge-taking that has occurred with depressing regularity at their meetings.

Until I went to Calabash, I had never heard a town commissioner unashamedly refer to the business district he governs as a "shanty town."

Until I went to Calabash, I had never seen a town commissioner direct a single-digit obscene gesture toward a member of the audience.

Until I went to Calabash, I had never heard of a town manager getting so fed up with his job that he left for a one-week vacation and went to work for another town in another state without giving notice.

Until I went to Calabash, I had never seen a building inspector get punched in the face by an irate citizen during a commissioners' meeting.

These are symptoms of a marriage that was never meant to be. Which is why Calabash needs to be split. It won't be easy. It won't be pretty. These kind of break-ups never are. But it has to be done. Which is why you should vote in favor of this bill.

Eric  
Carlson



July 14, 1998

Representatives:

Thank you for the opportunity to speak before you. I am Rosemary Raleigh, a Commissioner from Calabash. The Mayor and the majority of this Board are very eloquent in their speeches and letter writing. The problem is that their actions speak much louder than their words, and rarely do their actions reflect their words. Mr. Keith Hardee and myself petitioned our representatives to bring this bill to fruition last April, after the Board voted to send these representatives a letter stating how well we were getting along and to void HB 860. She refused to add an addendum that District I was not in agreement, since we knew this was patently untrue. We were told to write our own letter. This current board, who hold the majority, neither heeds nor cares what the people of Calabash want or feel is important to them. As I have been repeatedly told by Mrs. Altreuter - "We are the Majority, and majority rules". The residents of District I and many in District II are tired of the dictatorial and tyrannical methods employed by this "majority board." They don't need District I Commissioners. They have a legal Quorum without us. This board has refused all suggestions and requests to hold public hearings and have ignored repeated warnings that they were causing an irrevocable split within this town. They seem intent on pursuing their own special agendas to further their own interest. I have with me today, copies of all meeting minutes if any wish to view how business has been conducted by this Board since December. I close by imploring you to pass HB860 and let the PEOPLE of Calabash decide their future. Thank you.

I

My name is Pati Lewellyn. We moved to Calabash 25 years ago. I have served on the Board of Commissioners, the Planning and Zoning Board and am presently Chairman of the Board of Adjustments for the Town of Calabash. Nine years ago I was/very vocal in supporting the merger of our two areas. I was vehemently opposed to this bill when it was first introduced. I believed, and still do, that the people of our communities are good, decent people who feel no animosity toward their neighbors.

The Mayor and Board of Commissioners are elected to serve and promote the general welfare of the entire Town. Instead, the consensus is this mayor has used the office to promote her personal views, specifically concerning dredging of the Calabash Creek and her adamant opposition<sup>to</sup> of the South Brunswick Water and Sewer Authority.

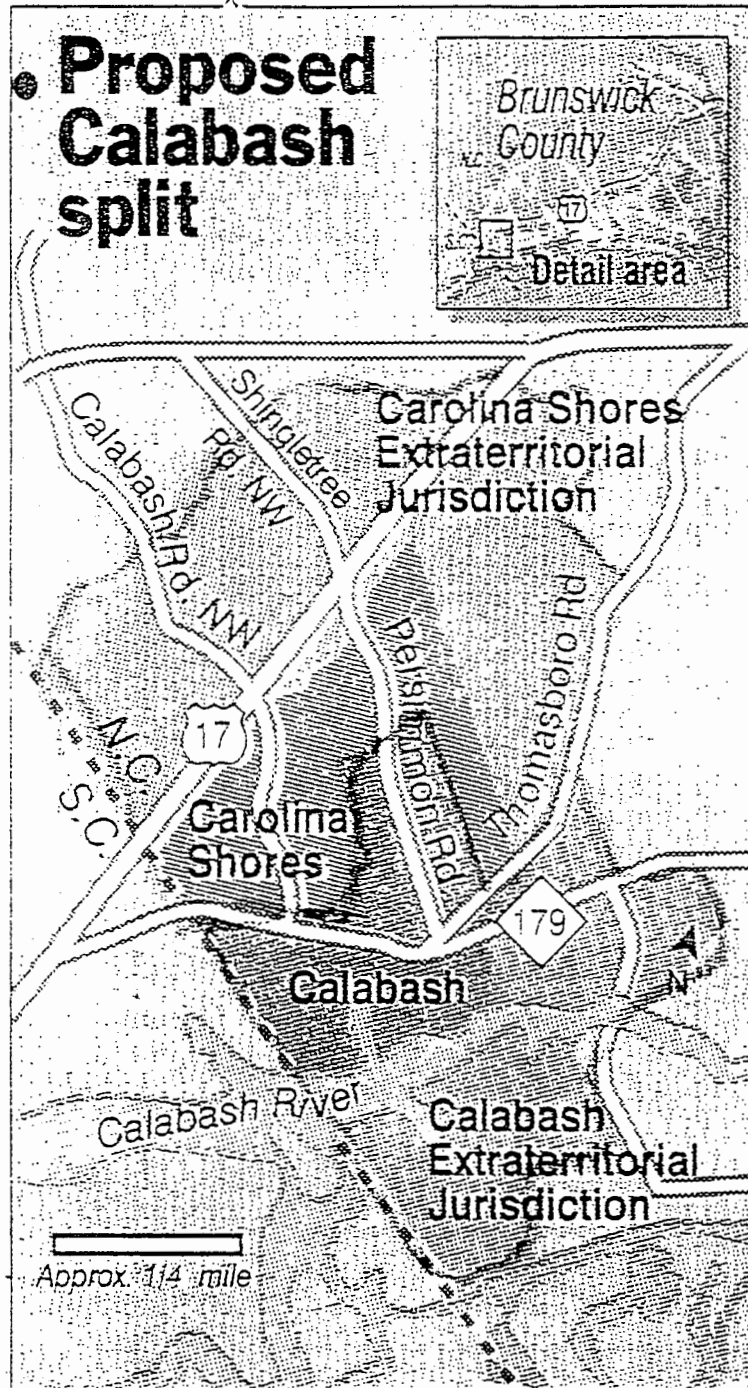
If Ms. Altreuter is convinced she has done so much to provide for continued growth and prosperity in Calabash and has worked to improve the quality of our lives, she should welcome rather than fear this bill. It would put to rest her assertions that this vote is being forced on the Town by a small minority. I urge you to pass House Bill 860 and finally lay to rest this issue dividing our Town.

We will not survive four years for the next election. I would urge you to support legislation to provide for a recall election or removal from office of

any official whose actions represent their personal interests rather than those of ALL the citizens they have sworn to serve. Had this been in place, we would not be here today.



May 10, 1990



Staff art

## FACT SHEET ABOUT CALABASH, NORTH CAROLINA from 1989 - PRESENT

- **1989:** Calabash - 129 eligible voters; Carolina Shores - 916 eligible voters
- **1998:** Calabash - 1900+ eligible voters

**Growth in eligible voters: 855+ / 45% growth in 9 years**

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- **On-going Beautification program,** a necessity for a community that serves as hostess to the southern and coastal border of the state.

### GOVERNMENT ORGANIZATION

- **Two Voting Districts:** District 1 - 500 registered voters with 2 Commissioners ( 1 Commissioner per 250 registered voters); District 2 - 1400 registered voters with 5 Commissioners ( 1 Commissioner per 280 registered voters). Mayor and all Commissioners elected at large.
- **Most recent elections were in November 1997.** Eighty % of eligible voters voted; Mayor elected with 58% of votes cast.
- **Staff and Board Development** through education and training an on-going program.

## 1998 Calabash Budget Highlights

### **Revenues:**

- Collection rate of 98.91%.
- .06 cent tax rate for property taxes of \$94,381.
- CAMA grant of \$3840 for Land Use Plan Update and \$25,000 for dredging the Calabash River.

**Fire Department:** funding increased to \$54,000.

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### **Special Appropriations:**

- Capital Reserve for the new Town Hall (\$60,000)
- \$32,500 to the Water Fund to include a system survey of Carolina Blythe Utilities.

**THERE WAS NO NEED TO ADD TO THE CONTIGENCY FUND THIS YEAR.**



**A PRESENTATION TO THE NORTH CAROLINA FINANCE COMMITTEE'S SUB-COMMITTEE ON LOCAL, REGIONAL AND STATE REVENUES**

**TOPIC: AN OFFICIAL REQUEST FROM THE MAYOR OF CALABASH THAT HOUSE BILL 860 NOT BE PASSED AND THAT IT BE REMOVED PERMANENTLY FROM THE AGENDA**

**PRESENTER: The Honorable Teddy Altreuter, Mayor, Calabash, North Carolina**

**Date: July 14, 1998**

Ladies and Gentlemen of this Committee:

Thank you for granting me time to address you today.

I am here as Mayor of Calabash, North Carolina, to tell you that THE CALABASH OF TODAY IS DEFINITELY NOT A MISTAKE. I ask you not to permit a bill to be enacted that goes **totally against the beliefs and precedence of this great state**. That bill is House Bill 860. This bill calls for a referendum between the two districts of Calabash to decide if that community should be split between the two districts. **The way this bill is written, if EITHER DISTRICT VOTES YES**, the District known as District 1 will become the incorporated city to carry the name of the current incorporated town of Calabash. The other District, whether it wants to or not, could be ousted from Calabash for an undecided future. It could become an incorporated city of its own right next to the District 1 City of Calabash or it could remain an unincorporated area.

At this point I would like to share a **map of Calabash** with you to show you graphically why the passage of this bill would be such a disaster. **(hand out maps and interpret to the committee).**

What is so totally strange about this bill is that the community I serve at the request of the people in last November's election **has never asked for this referendum**. You have no vote of the people asking that this action be initiated, and you have no request from our Board of

Commissioners that this referendum take place. Why then is this unwanted referendum being forced on our community?

I want to quote to you from the 1995 Institute of Government's book, Municipal Government in North Carolina, compiled by David Lawrence and Jake Wicker. On page 58, under the section on deannexation, it states,

" There are no statutory procedures under which a city may deannex territory.

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The majority of the people in Calabash have never requested that this action be taken on their behalf and the Calabash Board of Commissioners has certainly not requested it. I ask again, Why then is this unwanted referendum being forced on our community?

Perhaps most of you may already be aware, as I am, why this matter is even being considered at all. Our Brunswick County Representatives, Mr. Hill and Mr. Redwine and our Senator, Mr. Soles have had this bill around since 1993 when they started this action at the very unofficial request of a few citizens of Old Calabash. They seem to think, then and now, that the Calabash of 9 years ago, before the 1989 annexation took place, still exists, and that the people who voted not to consolidate are somehow the voice of the people now. That's how they choose to represent us!!.

We are no longer that small town of Calabash with 129 voters that existed in 1989; we are now the much larger town of Calabash with 1900+ registered voters, ALL OF WHOM WOULD LIKE TO BE FAIRLY REPRESENTED BY THEIR ELECTED OFFICIALS.

I don't want to dwell on 1989 as I would then be doing exactly what our Brunswick County representatives are currently doing, but I do find one fact interesting. In 1989, Representative Redwine introduced legislation REQUESTED BY THE 1989 CALABASH TOWN BOARD that permitted a referendum to be held to annex the subdivision known as Carolina Shores into the town of Calabash. According to a report in the August 24, 1989 edition of our local newspaper, I quote:

**" A bill introduced in March would have allowed Carolina Shores residents to vote on the incorporation of their subdivision as a separate municipality. But the plan drew opposition from Calabash officials. They argued that another town so close to Calabash would hurt the growth of both areas."**

Representative Redwine chose to listen to the officials of the Town of Calabash in 1989; I find it strange that he is not listening to the **official body of Calabash now**. He is instead endorsing unofficial, unrequested legislation by a minority of Calabash' citizens to return Calabash to exactly the situation which the Town Officials did not want in 1989....the possibility of another incorporated community right next door. I find this action both unacceptable and highly improper. This bill, hanging over our heads, has caused our town government to hesitate to spend tax money on capital improvements because they might have to be divided or dismantled. I feel sure most of you here today, as representatives of your various parts of the state, would not take action that a majority of your constituents did not want or request....nor would you endorse unnecessarily **the expenditure of money** that splitting an established community would cost. You would not ever want to try to govern any community facing such a threat of fiscal chaos.

I think most of you were faxed a copy of **The Fact Sheet About Calabash**. Let me give you a new copy that highlights a few points that may be very relevant to this committee. (**Highlight**

the growth aspects, the treasury, etc.). I feel the information on this fact sheet speaks for itself. We are a thriving, growing community with major plans already laid into the next century.

We are a fine representative of North Carolina as the first city people see when crossing into our state on Coastal Highway 17. To me, this is not a community that needs to be split, but one that should be applauded for the progress already made in only 9 years. Splitting the assets of this town into two separate towns with already contiguous borders would be senseless.

Duplication of town services in an area so small would be foolish, especially when Calabash is already fiscally solid, providing needed services and prepared for growth in the region.

**My request to you today is quite simple: Do not pass House Bill 860; do not hold it over for the spring session; kill it once and for all.** At this point in time, it is a poorly written bill in that numerically, it would only take 251 voters to determine the fate of over 1900 citizens

of Calabash. This is surely not majority rule. A September referendum is also not realistic if eligible voters are to have time to understand what a split could mean, now and in the future.

Our citizens are upset, confused and concerned. At a Public Hearing held by the Town last Tuesday, it was quite obvious that citizens in both Districts of our town had the same main concern .... how passage of the Bill would affect them. They didn't know because they never asked for the Bill. They worry now about how this bill will affect their taxes and property values. For the majority of our citizens, splitting Calabash has never been desired. We shouldn't be asked as a community to vote on something we never asked for in the first place. It's just not right, and it doesn't make good sense. It is totally illogical, and I beg you to let our Town get out of this nightmare!!

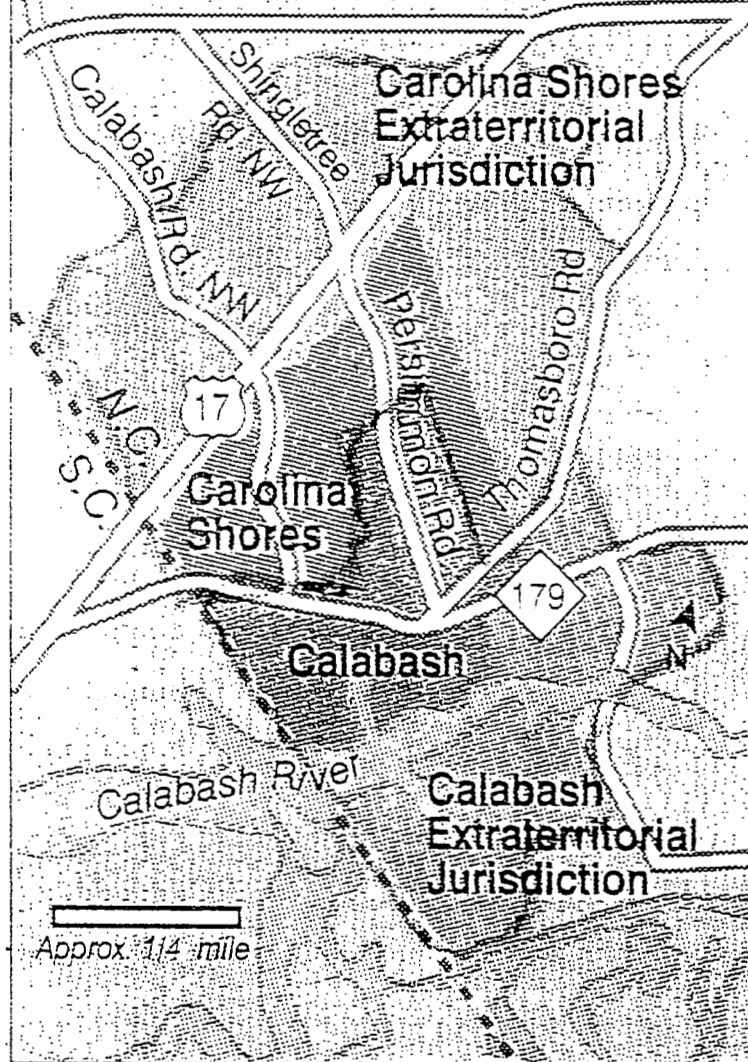
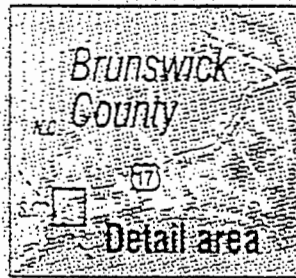
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attention on issues much more relevant to its future.

Thank you.

# Proposed Calabash split



Staff art

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We, the undersigned, do hereby certify that the above-named person or persons are the owner or owners of the trademark or trade name herein specified, and that the same is or are new and original, and that the same have not been previously used by any person or persons in the Republic of the Philippines, or in any foreign country, or in any part of the world, and that the same are not identical with, or so nearly resembling, any trademark or trade name already in use by any person or persons in the Republic of the Philippines, or in any foreign country, or in any part of the world, as to be likely to cause confusion or deception among the public.

Name

Signature

Address

Date

NAME OF THE APPLICANT

HOW MANY YEARS DO YOU WANT TO KEEP IT?

SIGNATURE

**A PRESENTATION TO THE NORTH CAROLINA FINANCE COMMITTEE'S SUB-COMMITTEE ON LOCAL, REGIONAL AND STATE REVENUES**

**TOPIC: AN OFFICIAL REQUEST FROM THE MAYOR OF CALABASH THAT HOUSE BILL 860 NOT BE PASSED AND THAT IT BE REMOVED PERMANENTLY FROM THE AGENDA**

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Thank you.

*file*

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

You are hereby notified that the Committee on **FINANCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:** Tuesday, July 21, 1998

**TIME:** 12:00 Noon

**LOCATION:** 415 LOB

The following bills will be considered (Bill # & Short Title):

**HB 860 Calabash / Carolina Shores**

**HB 1629 Asheboro Annexations**

**HB 1602 Rowland Charter Revision**

**SB 1203 Charlotte Stormwater Fees**

**HB 1579 Montgomery Delinquent Utility Bill**

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at 1:00 on **Thursday, July 16, 1998.**

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

# VISITOR REGISTRATION SHEET

Local, Regional & State Revenues

July 21 , 1998

Name of Committee

Date

VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK

<u>NAME</u>	<u>FIRM OR AGENCY AND ADDRESS</u>
Patricia Lewellyn	Chairman - Bd of Adjustments Calabash
Rosemary Raleigh	9974 Traders LN Calabash, NC 28467
John Calhoun	Commissioner District I
Cecelia A Herman	Calabash
Irene Simmons	474 Deer Path, SW Calabash
Robert Simmons	INTERESTED CITIZEN 403 Deer Path SW Calabash, NC 28467
Gary Blevins	Calabash, N.C.
Ronald K. Smith	former Brunswick County Commissioner
Altha (Dale) Smith	CH27 BPSN N.C.
Vivian Thomas	Calabash, N.C. 1st Mayor of Calabash
Robert CHAD Thomas	Calabash NC 1040 Pine Rd
Frank N. Nune	Calabash N.C.
Sherry W. Haeberle	Calabash N.C. Commissioner Dist. 1
Sara H. Felice	Calabash, NC District 1
William J. Albreuter	CALABASH NC
Teddy C. Albreuter	Mayor, Town of Calabash
Bob Quinn	CANDIDATE (REP) NC HOUSE, SOUTHPORT
John Henderson	COC of N.C.
P. Fleig	Rep. Starnes' clerk
Katie Atkins	CCNC
Andrew Chis	John Locke Foundation
Jonathan C. Jordan	John Locke Foundation
Kirsten Mitchell	NY FNUG

**EXPLANATION OF SENATE BILL 1360 (PCS):**  
*Union Board of Equalization & Review*

**TO:** House Finance Committee  
**FROM:** Martha H. Harris, Staff Attorney  
**DATE:** July 19, 1998  
**SPONSOR:** Senator Plyler

---

**Senate Bill 1360** is a local bill that revises Union County's authority to appoint a special board of equalization and review, effective January 1, 1999. A special board of equalization and review is a committee appointed by the county commissioners to review the county's property tax listings and appraisals and to hear taxpayers' appeals concerning the listing or appraisal of their property. The board of county commissioners performs these functions if it chooses not to appoint a special board of equalization and review. Appeals from a special board of equalization and review are directly to the Property Tax Commission, unless the county provides for an appeal to the board of county commissioners.

General law authorizes counties to appoint special boards of equalization and review (G.S. 105-322). In addition, Union County has a local act governing its special board (Chapter 275 of the 1977 Session Laws). This bill revises Union County's special board legislation as follows:

1. It authorizes the county to expand the five-member board to up to nine members for years in which the county conducts a general reappraisal of real property. During a reappraisal year, this expanded board can be subdivided into panels of at least three members. A decision of a panel must be supported by at least three members, and constitutes a decision of the full board.
2. It provides that the terms of office of members will be three years rather than one year. The terms are staggered.
3. It provides that the special board's chair will be designated by the county rather than elected by the special board's membership.
4. It clarifies that a majority of the members of the special board constitutes a quorum.
5. It clarifies that the county assessor, or a person designated by the assessor, shall serve as the clerk of the special board.
6. It allows the special board to sit year-round to carry out administrative functions, to change appraisals when information has become available after the normal adjournment date, and to hear appeals of the appraisal, situs, and taxability of motor vehicles. Under general law, a special board must complete its work by July 1 except in reappraisal

years, when it may sit longer to hear appeals. Because motor vehicles are taxed on a year-round schedule, the July 1 deadline is not practical for property tax issues involving motor vehicles.

7. It directs the chair of the special board to appoint a three-member subcommittee each calendar year to hear motor vehicle appeals. Three members constitutes a quorum, but decisions are by majority vote of the subcommittee.

This bill also clarifies that, unlike under general law, the Union County board of commissioners may not provide for an intermediate appeal from the special board of equalization and review to the board of county commissioners. Instead, an appeal goes directly to the Property Tax Commission. (G.S. 105-290).

*file*

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☒ Committee Substitute for  
**H.B. 860** ☐ A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE  
TOWN OF CAROLINA SHORES FROM AN AREA PREVIOUSLY ANNEXED INTO THE TOWN  
OF CALABASH.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Hill for the Standing Committee on FINANCE.

s/

*Lyons Gray*

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill ( # 2 ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # 1 ) ~~(and recommendation that the~~  
~~committee-substitute bill (# ) be referred to the Committee on )~~
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

file

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

**H.B. 1579**

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE COUNTY  
OF MONTGOMERY TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE TO THE  
COUNTY OF MONTGOMERY.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Hill for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97



**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE

The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of the Standing Committee on FINANCE.

☐ Committee Substitute for

**H.B. 1602**

☐ A BILL TO BE ENTITLED AN ACT TO REVISE AND

CONSOLIDATE THE CHARTER OF THE TOWN OF ROWLAND.

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

☐ With a favorable recommendation.

☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on

☐ With a favorable recommendation, as amended.

☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on

☐ With an unfavorable recommendation.

☐ With a favorable recommendation as to proposed committee substitute bill which changes the title, unfavorable as to original bill.

☐ With a favorable recommendation as to proposed House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

☐ Without prejudice.

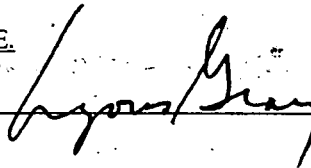
☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY TO THE FLOOR OF THE HOUSE:

Rep. Hill for the Standing Committee on FINANCE.

s/



☒ With a favorable report.

☐ With a favorable report, as amended.

☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title, unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the committee substitute bill ( # ) be referred to the Committee on .)

☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☐ Committee Substitute for:  
S.B. 1203 ☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF  
CHARLOTTE TO CONTINUE TO LEVY STORMWATER FEES IF REVENUE BONDS HAVE  
BEEN ISSUED AND ARE OUTSTANDING.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

*Lyons Gray*

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☐ Committee Substitute for

S.B. 1360

☐ A BILL TO BE ENTITLED AN ACT TO REVISE THE UNION  
COUNTY BOARD OF EQUALIZATION AND REVIEW..

REPORTED TO THE STANDING COMMITTEE ON

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**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

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WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill (# 1), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # \_\_\_\_\_), (and recommendation that the  
committee substitute bill (# \_\_\_\_\_) be referred to the Committee on \_\_\_\_\_.)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.
- (PUBLIC BILLS ONLY)

4/24/97

A G E N D A

SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUE

Tuesday, July 28, 1998

CALL TO ORDER: Rep. Dewey L. Hill, Chairman

BILLS TO BE CONSIDERED:

HB 1309 - Banner Elk Annexations - Rep. Thompson

HB 1629 - Asheboro Annexations - Rep. Culp

ADJOURNMENT

SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: July 28, 1998

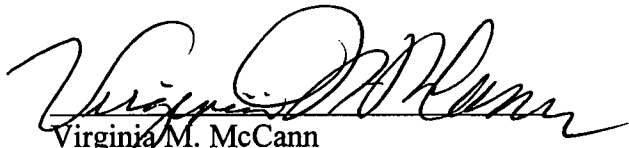
The subcommittee met at noon in Room 415 of the Legislative Office Building. Those members in attendance were: Rep. Charles F. Buchanan; Rep. Andrew Dedmon; Rep. Rick Eddins; Rep. John Rayfield and Rep. Edgar Starnes.

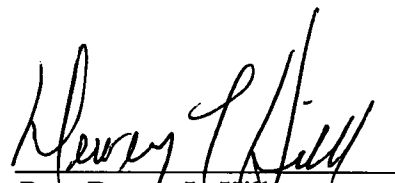
Chairman Hill called the meeting to order and recognized Rep. Buchanan to come forward and support HB 1309 - Banner Elk Annexations for the sponsor, Rep. Thompson. He then made the motion to adopt the proposed committee substitute for discussion purposes, and the motion carried. Rep. Buchanan stated that the bill was self-explanatory and there was no opposition. He made a further motion that the subcommittee give an unfavorable report to the original bill and favorable to the committee substitute, and the motion carried.

HB 1629 - Asheboro Annexations by Rep. Culp was the next bill on the agenda, and Chairman Hill asked Rep. Culp to support the bill. Rep. Culp stated that he had a proposed committee substitute and Rep. Buchanan was recognized for the motion to adopt for discussion purposes, and the motion carried. Rep. Culp stated that the bill was requested by the city council and that there was no opposition. Rep. Buchanan was recognized for the motion to give the original bill an unfavorable report and favorable to the committee substitute. The motion carried.

There being no further business, Rep. Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman

file

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

You are hereby notified that the Committee on **FINANCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:** Tuesday, July 28, 1998

**TIME:** 12:00 Noon

**LOCATION:** 415 LOB

The following bills will be considered (Bill # & Short Title):

**HB 1309 Bannker Elk Annexations - Rep. Thompson** *Hd Amended*

**HB 1629 Asheboro Annexations - Rep. Culp** *Com Sub*

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
1:30 P.M. on Thursday, July 23, 1998.

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

६

July 28, , 1998

Date \_\_\_\_\_

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**FIRM OR AGENCY AND ADDRESS**

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**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for

**H.B. 1309**

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW BANNER ELK  
TO VOLUNTARILY ANNEX CERTAIN PROPERTY LOCATED WITHIN ITS  
EXTRATERRITORIAL PLANNING JURISDICTION EVEN THOUGH IT IS CLOSER TO THE  
VILLAGE OF SUGAR MOUNTAIN.

REPORTED TO THE STANDING COMMITTEE ON

**RECOMMENDED ACTION:**

☐ With a favorable recommendation.

☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on

☐ With a favorable recommendation, as amended.

☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on

☐ With an unfavorable recommendation.

☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.

☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.

☐ Without prejudice.

☐ Other recommended action: \_\_\_\_\_

**WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:**

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

☐ With a favorable report.

☐ With a favorable report, as amended.

☒ With a favorable report as to committee substitute bill ( # 2 ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # 1 ). (and recommendation that the  
committee substitute bill ( #        ) be referred to the Committee on        )

☐ And having received a unanimous vote in committee; be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97



**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for  
H.B. 1629

☐ A BILL TO BE ENTITLED AN ACT TO REMOVE AN AREA  
FROM THE CORPORATE LIMITS OF THE CITY OF ASHEBORO AND GIVE ADDITIONAL  
AUTHORITY TO THAT CITY TO MAKE VOLUNTARY SATELLITE ANNEXATIONS.

REPORTED TO THE STANDING COMMITTEE ON

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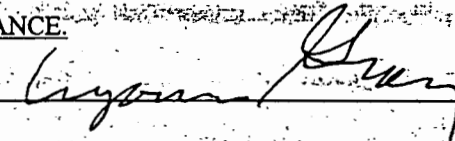
**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

**WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:**

Rep. Gray for the Standing Committee on FINANCE.

s/ 

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill (# 2 ), ☒ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # 1 ). (and recommendation that the  
committee substitute bill (#        ) be referred to the Committee on        )
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)


4/24/97

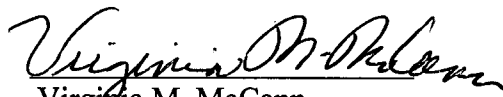
SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: August 5, 1998

The subcommittee met around Chairman Hill's desk in the Chamber following adjournment of the session. Those members in attendance were: Rep. Monroe Buchanan; Rep. Andrew Dedmon; Rep. Russell Capps; Rep. Mia Morris and Rep. Edgar Starnes.

HB 1312 - Mount Gilead Utility Bills was the only bill to be discussed. Rep. Goodwin explained his bill and Rep. Capps was recognized for the motion to give the bill a favorable report. It was seconded by Rep. Buchanan.

  
Rep. Dewey L. Hill, Chairman

  
Virginia M. McCann  
Committee Clerk

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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1

HOUSE BILL 1312

Short Title: Mount Gilead Utility Bills.

(Local)

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Sponsors: Representative Goodwin.

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Referred to: Local and Regional Government I, if favorable, Finance.

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May 18, 1998

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW THE TOWN OF MOUNT GILEAD TO COLLECT  
3 UTILITY BILLS AS IF THEY WERE TAXES DUE THE TOWN.  
4 The General Assembly of North Carolina enacts:  
5 Section 1. Section 2 of Chapter 1070 of the 1989 Session Laws reads as  
6 rewritten:  
7 "Sec. 2. This act applies to the ~~Town~~ Towns of Mount Gilead and  
8 Richfield only."  
9 Section 2. This act is effective when it becomes law.

*file*

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☐ Committee Substitute for  
**H.B. 1312** ☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN  
OF MOUNT GILEAD TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THE  
TOWN.

REPORTED TO THE STANDING COMMITTEE ON

**RECOMMENDED ACTION:**

- ☒ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

*Lyons Gray*

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: August 18, 1998

The subcommittee met in Room 415 of the Legislative Office Building. Those members in attendance were: Rep. Cherie K. Berry; Rep. Charles F. Buchanan; Rep. Daniel F. McComas and Rep. John Rayfield.

Chairman Hill called the meeting to order and recognized Senator Plyler to come forward and support SB 1514, Hemby Bridge Incorporated. Senator Plyler stated that the bill incorporates the little town of Hemby Bridge, and all the criteria for incorporation has been met. The bill adds a referendum and changes the center of the road to the road right-of-way. Rep. Buchanan was recognized for the motion, and he stated that this was the same issue as this subcommittee had considered before on the issue of Cranberry, Inc. He moved for a favorable report. Rep. Rayfield asked to be recognized for a question of the bill sponsor regarding any opposition to the bill, and the senator stated that there was no opposition within the delegation. He further stated that Rep. Tallent is the representative of the district. At this point, Rep. Allred was recognized - he stated that he is the Chairman of the Ways & Means Committee through with the bill had come, and it had received a favorable report from his committee. He further stated that the bill calls for a referendum. Chairman Hill called for the vote, and the bill received a favorable report.

SB 1312 - Certain Counties School Acquisition-2 was the next bill on the agenda. Senator Allran was recognized to come forward and support. Rep. Buchanan was recognized for the motion to consider the proposed committee substitute for discussion purposes, and the motion carried. Rep. Allran stated that Rep. Buchanan would be handling the bill for him today. Rep. Buchanan stated that the bill adds several counties to the bill, which also adds Catawba County represented by Rep. Berry who serves on this subcommittee as well. At this time Rep. Rayfield offered an amendment (Please see attached), and he was recognized for the motion to adopt the amendment. At this point Rep. McComas was recognized for a question of Rep. Allred who stated that the Caswell County Commissioners are afraid that the school board will borrow money. He further stated that the school board chairman in Alamance County does not want the county commissioners to control the sales tax refund on the construction material - so it is controversial in both counties. He stated that Alamance County had been added in the Senate without his approval. Rep. McComas had a follow-up question with regard to a resolution from the county commissioners and Rep. Allred stated that there was none.

At this point Chairman Hill called for the vote on the Rayfield amendment which received a favorable vote. Rep. Buchanan was recognized for a motion to roll the amendment into a proposed committee substitute and give the committee substitute a favorable report and unfavorable on the original bill. Rep. Rayfield had a question of Rep. Buchanan regarding the consensus of the delegation, and Rep. Buchanan stated that from his understanding there was agreement. Continued discussion continued and Rep. Allred stated that what the bill does is allows the school board and county commissioners to do installment purchasing financing - which is borrowing money without voter approval which is controversial. He further stated that a side effect of the bill is the refund of the sales taxes on the school construction materials even though that in some cases that is a desirable effect.

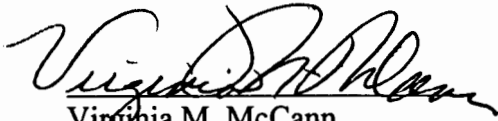
Chairman Hill recognized Committee Counsel Cindy Avrette who stated that she felt it sufficient to just strike through the word Alamance, but she requested that she wanted to check to make sure that she did not have to go into the actual session laws, and with the subcommittee's permission if she finds out that she needs to go into the laws it would add one more section to the bill to accomplish removing Alamance County.

Rep. Berry was recognized and she stated that the bill contains three counties which would be added and which she represents, and she has not been consulted and she requested that the vote be delayed until she has time to do some research.

Rep. McComas was recognized for a question on the consensus of the delegation, and Rep. Allred stated that there was controversy on the issue.

Chairman Hill then stated that he would adhere to the wishes of Rep. Berry and delay a vote on the bill. There being no further business, Rep. Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

D

SENATE BILL 1312

Finance Committee Substitute Adopted 6/10/98

Third Edition Engrossed 6/16/98

House Committee Substitute Favorable 7/20/98

Proposed House Committee Substitute S1312-PCS9518-RB

Short Title: Certain Counties School Acquisition.

(Local)

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Sponsors:

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Referred to:

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May 27, 1998

- 1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW CERTAIN COUNTIES TO ACQUIRE PROPERTY FOR  
3 USE BY THEIR COUNTY BOARDS OF EDUCATION.  
4 The General Assembly of North Carolina enacts:  
5 Section 1. G.S. 153A-158.1, as rewritten by S.L. 1998-33 and S.L. 1998-  
6 48, reads as rewritten:  
7 "§ 153A-158.1. Acquisition and improvement of school property in certain counties.  
8 (a) Acquisition by County. -- A county may acquire, by any lawful method, any  
9 interest in real or personal property for use by a school administrative unit within the  
10 county. In exercising the power of eminent domain a county shall use the procedures  
11 of Chapter 40A. The county shall use its authority under this subsection to acquire  
12 property for use by a school administrative unit within the county only upon the  
13 request of the board of education of that school administrative unit and after a public  
14 hearing.  
15 (b) Construction or Improvement by County. -- A county may construct, equip,  
16 expand, improve, renovate, or otherwise make available property for use by a school  
17 administrative unit within the county. The local board of education shall be involved  
18 in the design, construction, equipping, expansion, improvement, or renovation of the  
19 property to the same extent as if the local board owned the property.  
20 (c) Lease or Sale by Board of Education. -- Notwithstanding the provisions of G.S.  
21 115C-518 and G.S. 160A-274, a local board of education may, in connection with

1 additions, improvements, renovations, or repairs to all or part of any of its property,  
2 lease or sell the property to the board of commissioners of the county in which the  
3 property is located for any price negotiated between the two boards.

4 (d) Board of Education May Contract for Construction. -- Notwithstanding the  
5 provisions of G.S. 115C-40 and G.S. 115C-521, a local board of education may enter  
6 into contracts for the erection of school buildings upon sites owned in fee simple by  
7 one or more counties in which the local school administrative unit is located.

8 (e) Scope. -- This section applies to Alamance, Alexander, Alleghany, Ashe,  
9 Avery, Bladen, Brunswick, Burke, Cabarrus, Caldwell, Camden, Carteret, Caswell,  
10 Catawba, Cherokee, Chowan, Columbus, Cumberland, Currituck, Dare, Davidson,  
11 Davie, Duplin, Durham, Edgecombe, Forsyth, Franklin, Gaston, Gates, Graham,  
12 Greene, Guilford, Halifax, Harnett, Haywood, Hoke, Hyde, Iredell, Jackson,  
13 Johnston, Jones, Lee, Lenoir, Lincoln, Macon, Madison, Martin, Mitchell, Moore,  
14 Nash, New Hanover, Onslow, Orange, Pasquotank, Pender, Perquimans, Person, Pitt,  
15 Randolph, Richmond, Robeson, Rockingham, Rowan, Sampson, Scotland, Stanly,  
16 Stokes, Surry, Union, Vance, Wake, ~~Wilkes, Wilson, Watauga, and Wayne~~ Watauga,  
17 Wayne, Wilkes, and Wilson Counties."

18 Section 2. This act is effective when it becomes law.



# NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. \_\_\_\_\_

H. B. No. \_\_\_\_\_

DATE \_\_\_\_\_

S. B. No. 1312-PCS9518-RB

Amendment No. \_\_\_\_\_

(to be filled in by  
Principal Clerk)

COMMITTEE SUBSTITUTE \_\_\_\_\_

Rep. )

Sen. )

*Rayfield*

1 moves to amend the bill on page 1, line 3

2 ( ) WHICH CHANGES THE TITLE

3 by rewriting the line to read:

4 "USE BY THEIR COUNTY BOARDS OF EDUCATION  
5 AND TO REMOVE ALAMANCE COUNTY FROM THE LIST  
6 OF COUNTIES THAT MAY ACQUIRE PROPERTY FOR  
7 USE BY ~~THEIR~~ ~~THE~~ COUNTY BOARDS OF EDUCATION."

8 \_\_\_\_\_  
9 And on page 2, line 8, by striking through the  
10 word "Alamance,";

11 \_\_\_\_\_  
12 and on page 2, line 9, by deleting the word  
13 "Casswell,"

14 \_\_\_\_\_  
15 \_\_\_\_\_  
16 \_\_\_\_\_  
17 \_\_\_\_\_  
18 \_\_\_\_\_  
19 \_\_\_\_\_

SIGNED \_\_\_\_\_

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

## VISITOR REGISTRATION SHEET

## **Local, Regional & State Revenues**

**August 18** , 1998

Name of Committee

Date \_\_\_\_\_

**VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**[illegible]

*file*

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

You are hereby notified that the Committee on **FINANNCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:**      **Tuesday, August 18, 1998**

**TIME:**              **12:00 Noon**

**LOCATION:**         **415 LOB**

The following bills will be considered (Bill # & Short Title):  
**SB 1312 Certain Counties Sch. Acquisition-2 - Sen. Allran**

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
**10:30 on Thursday, August 13, 1998.**

\_\_\_ Principal Clerk  
\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: August 25, 1998

The subcommittee met in Room 415 of the Legislative Office Building. Those members in attendance were: Rep. Charles F. Buchanan; Rep. Russell Capps; Rep. Rick Eddins; Rep. Daniel F. McComas; Rep. John Rayfield and Rep. Edgar Starnes.

Chairman Hill called the meeting to order and recognized Rep. Gene Rogers to come forward and support HB 1332, Greenville Dwtm. Dev. Project. Rep. Rogers stated that the bill gives the city an opportunity to do some projects in the downtown area; namely, a convention center. He further stated that there were some questions with regard to specific language in the bill. The county commissioners, the city council and the chamber of commerce are in agreement with the bill. Rep. Buchanan was recognized and offered an amendment (see attached) and the motion for adoption received a favorable report. Rep. McComas was recognized for the motion to roll the amendment into a committee substitute and adopt for discussion purposes. That motion passed, and after some discussion Rep. McComas' motion to give the original bill an unfavorable report and favorable to the committee substitute received a favorable report.

SB 1312 - Certain Counties School Acquisition. Rep. Buchanan was recognized to adopt for discussion purposes a committee substitute, and the motion passed. Rep. Buchanan was supporting the bill today on behalf of Senator Allran. Rep. Buchanan stated that the bill adds some additional counties to the bill. He further stated that the folks in Catawba and Lincoln were okay with the bill as well as Senator Garwood. Rep. Buchanan was recognized for the motion to give an unfavorable report to the original bill and favorable on the committee substitute, and the motion passed.

SB 1514 - Hemby Bridge Incorporated. Chairman Hill stated that this subcommittee had heard and given this bill a favorable report last week, but that since then he had talked with Senator Plyler (bill sponsor) and Rep. Don Davis who are in agreement now. Chairman Hill recognized Rep. Buchanan for the motion to recall SB 1514 and the motion carried. He then recognized Rep. Capps for a motion to adopt for discussion purposes a committee substitute, and the motion carried. Rep. Capps stated that the committee substitute addresses the issue of property belonging to Campbell University. Rep. Don Davis was supporting the bill for Senator Plyler today. He stated that no one has come to the university president and stated that they were going to annex

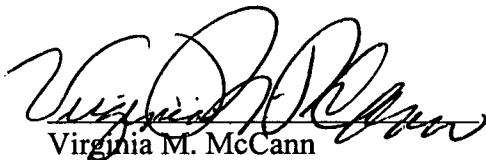
them. However, this issue is of particular concern to them. He stated that the president of the university had contacted him as well as other delegates of his county requesting that a bill similar to what had been done for Research Triangle. He further stated that Campbell University owns all of their property and infrastructure and are currently paying taxes to the county for approximately \$750,000 yearly, and they cannot afford to be annexed in and pay those additional taxes. Rep. Davis stated that he had cleared this with Senator Plyler, Rep. Tallent, Rep. Morgan and Rep. Gray who all feel this is the right approach.

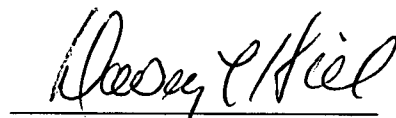
Rep. Starnes was recognized for a question as to whether or not this just included the campus proper or the area of Kieth Hills and Rep. Davis stated that all that area was included and the people in that area are aware of it.

Rep. Capps was recognized for the motion to give an unfavorable report to the original bill and favorable to the committee substitute, and the motion carried.

There being no further business, Rep. Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman

*file*

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

You are hereby notified that the Committee on **FINANCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:**        **Tuesday, August 25, 1998**

**TIME:**                **12:00 Noon**

**LOCATION:**           **415 LOB**

The following bills will be considered (Bill # & Short Title):  
**HB 1332 - Greenville Dwtn. Dev. Project - Rep. Rogers**

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
**1:15 p.m. on Thursday, August 20, 1998.**

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

## VISITOR REGISTRATION SHEET

## Local, Regional & State Revenues

**August 25** , 1998

Name of Committee

Date \_\_\_\_\_

VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK

**NAME**

**FIRM OR AGENCY AND ADDRESS**

Jon Carr

Jordan Price

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 1332

DATE \_\_\_\_\_

S. B. No. \_\_\_\_\_

Amendment No. \_\_\_\_\_

(to be filled in by  
Principal Clerk)

Rep. ) \_\_\_\_\_  
      )  
Sen. ) \_\_\_\_\_

moves to amend the bill on page 1, line 7 and 19 and 2

by deleting "a" and substituting "one"

SIGNED

*C. Buchanan*

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

D

SENATE BILL 1312

Finance Committee Substitute Adopted 6/10/98

Third Edition Engrossed 6/16/98

House Committee Substitute Favorable 7/20/98

Proposed House Committee Substitute S1312-PCSA894-RB

Short Title: Certain Counties School Acquisition.

(Local)

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Sponsors:

---

Referred to:

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May 27, 1998

1 A BILL TO BE ENTITLED

2 AN ACT TO ALLOW CERTAIN COUNTIES TO ACQUIRE PROPERTY FOR  
3 USE BY THEIR COUNTY BOARDS OF EDUCATION AND TO REMOVE  
4 ALAMANCE COUNTY FROM THE LIST OF COUNTIES THAT MAY  
5 ACQUIRE PROPERTY FOR USE BY THEIR COUNTY BOARDS OF  
6 EDUCATION.

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 153A-158.1, as rewritten by S.L. 1998-33 and S.L. 1998-  
9 48, reads as rewritten:

10 "§ 153A-158.1. Acquisition and improvement of school property in certain counties.

11 (a) Acquisition by County. -- A county may acquire, by any lawful method, any  
12 interest in real or personal property for use by a school administrative unit within the  
13 county. In exercising the power of eminent domain a county shall use the procedures  
14 of Chapter 40A. The county shall use its authority under this subsection to acquire  
15 property for use by a school administrative unit within the county only upon the  
16 request of the board of education of that school administrative unit and after a public  
17 hearing.

18 (b) Construction or Improvement by County. -- A county may construct, equip,  
19 expand, improve, renovate, or otherwise make available property for use by a school  
20 administrative unit within the county. The local board of education shall be involved

1 in the design, construction, equipping, expansion, improvement, or renovation of the  
2 property to the same extent as if the local board owned the property.

3 (c) Lease or Sale by Board of Education. -- Notwithstanding the provisions of G.S.  
4 115C-518 and G.S. 160A-274, a local board of education may, in connection with  
5 additions, improvements, renovations, or repairs to all or part of any of its property,  
6 lease or sell the property to the board of commissioners of the county in which the  
7 property is located for any price negotiated between the two boards.

8 (d) Board of Education May Contract for Construction. -- Notwithstanding the  
9 provisions of G.S. 115C-40 and G.S. 115C-521, a local board of education may enter  
10 into contracts for the erection of school buildings upon sites owned in fee simple by  
11 one or more counties in which the local school administrative unit is located.

12 (e) Scope. -- This section applies to ~~Alamance~~, Alexander, Alleghany, Ashe,  
13 Avery, Bladen, Brunswick, Burke, Cabarrus, Caldwell, Camden, Carteret, Catawba,  
14 Cherokee, Chowan, Columbus, Cumberland, Currituck, Dare, Davidson, Davie,  
15 Duplin, Durham, Edgecombe, Forsyth, Franklin, Gaston, Gates, Graham, Greene,  
16 Guilford, Halifax, Harnett, Haywood, Hoke, Hyde, Iredell, Jackson, Johnston, Jones,  
17 Lee, Lenoir, Lincoln, Macon, Madison, Martin, Mitchell, Moore, Nash, New Hanover,  
18 Onslow, Orange, Pasquotank, Pender, Perquimans, Person, Pitt, Randolph,  
19 Richmond, Robeson, Rockingham, Rowan, Sampson, Scotland, Stanly, Stokes, Surry,  
20 Union, Vance, Wake, ~~Wilkes, Wilson, Watauga, and Wayne~~ Watauga, Wayne, Wilkes,  
21 and Wilson Counties."

22 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

D

SENATE BILL 1514

Finance Committee Substitute Adopted 7/1/98

House Committee Substitute Favorable 8/5/98

Proposed House Committee Substitute S1514-PCS3654-LB

Short Title: Hemby Bridge/Harnett Annexation.

(Local)

Sponsors:

Referred to:

May 28, 1998

A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE TOWN OF HEMBY BRIDGE, AND  
CONCERNING ANNEXATION IN HARNETT COUNTY.

The General Assembly of North Carolina enacts:

Section 1. A Charter for the Town of Hemby Bridge is enacted as  
follows:

"CHARTER OF TOWN OF HEMBY BRIDGE.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

"Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town  
of Hemby Bridge, which area is described in Section 2.1 of this Charter, are a body  
corporate and politic under the name 'Town of Hemby Bridge.' Under that name  
they have all the powers, duties, rights, privileges, and immunities conferred and  
imposed on cities by the general law of North Carolina.

"CHAPTER II.

"CORPORATE BOUNDARIES.

"Sec. 2.1. **Town Boundaries.** Until modified in accordance with the law, the  
boundaries of the Town of Hemby Bridge are as follows:

Beginning at the Center of Stevens Mill Road (1524) and the South fork of Crooked  
Creek and running E. using the center of Crooked Creek as outside boundary of

1 Proposed Town of Hemby Bridge including property of Larry Love and running  
2 1,051' East down Crooked Creek to property of Manuel Hicks, continuing on 620'  
3 down center of Crooked Creek. Creek bends 55 degrees N and runs 858' connecting  
4 with and including property of James and Vera McBride then 90 degrees W. and 295'  
5 then 90 degrees S. and continuing down center of Creek 2,640' continuing floodplain  
6 that connects with Lot 78 at end of Woody Grove Rd. belonging to Sharon McInnis  
7 and SE 315' which is Lot 79 belonging to Nelson and Doris Howlett, containing all  
8 homes on Woody Grove Rd., and all homes on Hillcrest Circle. Crooked Creek  
9 continues and connects with Lot 50 on Hillcrest Circle belonging to Earl McCoy and  
10 continuing S. 165' to property of Doris Button which is Lot 49, continuing S. 165' to  
11 Lot 48 belonging to Archie and Rachel Townsend, then to Lot 47 belonging to  
12 Jacqueline Oliver and 165' to Lot 46 belonging to Brian and Sara Cook, continuing  
13 and including Lot 45 belonging to Enrico Gallinaro, then 165' and including Lot 44  
14 belonging to Holt McAdams, then 165' and including Lot 43, Richard Hicks then  
15 165' to Lot 42, Joseph Young. Continuing S. down Crooked Creek including  
16 property of Theodore and Demetra Karres continuing on 83' and including property  
17 of Lemuel Cannon to S. 83' to include property of Dolly McKee, then 83' to include  
18 property of Dolly McKee, then 83' to include property of J.C. McClain, then 248'  
19 including property of Carolina Water Service then 453' to include property of  
20 Southern Fabric Exchange, then 83' to property of Sonny and Judy Richardson, then  
21 turning out of Creek 90 degrees South and 126' to Center of Indian Trail Fairview  
22 Road and connecting to and including property of W.R. McQuay then 90 degrees W.  
23 to nail in center of Rd (1520) connecting with and including property of Curtis and  
24 Libby Williams then 85' to include property of Charles Conner then 83' W. to include  
25 property of Jimmy Stroupe then 83' to include property of Elaine Wooten then 83' to  
26 include property of Garnet and Clifton Jones then 83' to include property of Jesse  
27 Carson, then 83' to include property of James and Mildred Rowell then 83' to  
28 include property of Bob Carpenter. Then 42' crossing and including right-of-way  
29 drive belonging to George and Colleen Sherin and 165' to include property of  
30 Donald Deese then 83' to include property of Terry King. Continuing W. on Indian  
31 Trail Fairview (1520) to include property of Christine Horne then 248' to include  
32 property of Ethel Brooks then 165' to include property of N.C. Telephone Co., then  
33 372' to include property of Billy Stegall then 381' to include property of Ruby  
34 Williams then 151' to include property of Ethel Brooks then 572' to include property  
35 of Jody Stegall continuing W. 165' to include property of Billy and Barbara  
36 Thompson then 148' to include property of Don and Catherine Baucom, then 147' to  
37 include property of Harrison Spencer then 295' to include property of Charles and  
38 Shirley Honey, then 413' to include property of Harold Sherrin then 250' to include  
39 property of Robert and Connie Gillespie then 173' to include property of James  
40 Robinson continuing 150' to include property of Carol and Billie Cunningham then  
41 crossing 3rd Avenue (1566) and continuing W. 248' to include property of Marilyn R.  
42 Layman then crossing 2nd Avenue and continuing W. 248' to center of 1st Avenue  
43 then 90 degrees S. and 165' to include property of Lee and Carolyn Mayberry, then  
44 90 degrees and 248' crossing back over 2nd Avenue then 269' to center of 3rd

1 Avenue to a nail in center of Rd. and include property of James Taylor then 82' to  
2 include property of William Threadgill. Third Avenue intersects with Carole Ave. in  
3 an Easterly direction and continues 185' to include property of Wilson Johnson  
4 continuing center of Carole Ave. (1587) past Reid Rd. (1557) 248' to a nail in center  
5 of Rd. to include property of Dennis Hawkins continuing on to include property of  
6 Doug McLain continuing on to include property of Leroy Shillmore also marked by  
7 nail in center of Rd. continuing center of Carole Ave. 412' to include property of  
8 Ray Stegall next nail will mark and include property of David Swanner, then 90  
9 degrees E. to back of property belonging to Nathlee Strickland continuing 92' to  
10 wooden stake to include property of Elizabeth Harris, then 92' to metal post to  
11 include property of Mae Conder, continuing E. to metal stake to include David  
12 Howell's property, then 100' to metal stake to include Jeff and Wanda McSheehan's  
13 property next metal stake will mark and include property of Carl Cassados  
14 continuing E. to include property of Michele Klass 200' to next stake to include  
15 property of Daniel and Gloria Smith 100' to metal stake to include property of  
16 Alfred Helms at their metal stakes 120 degrees SW and 884' to metal fence post then  
17 80 degrees E. and 445' to metal pipe then 40 degrees S. and 142' to metal pipe to  
18 include property of Bruce and Linda Simpson continuing SE 1,167' to include  
19 property of Norma Simpson continuing E. 536' to metal rod to include property of  
20 Charles and Janice Byrum, at metal rod 90 degrees NE and 712' to include property  
21 of Scott and Wendy McGuirt then 30 degrees E and 165' to metal pipe then 90  
22 degrees S and 594' to include property of Joe and Kathryn Byrum continuing on and  
23 crossing Faith Church Rd. (1518) to connect with metal stake at corner of Dennis and  
24 Kathy Helms' property then 80 degrees NE and 701' to metal rod to include property  
25 of Helen Snyder continuing NE 247' to the center of Secrest Short Cut Rd. (1501)  
26 then 90 degrees N and 245' to center of Faith Church Rd. (1518) then 90 degrees E  
27 in center of Rd. to include property of Charles and Janice Byrum from nail in center  
28 of Faith Church Rd. 659' to include property of Ervin Barr then 660' to include  
29 property of Harold Pressley then 178' to include property of Frank Owens continuing  
30 299' down Faith Church Rd. to include property of Dale Pressley then 344' to  
31 include Carl Helms' property at this spike in Rd. Rd bends N. and 165' to include  
32 property of Philip Simpson, then continues on 580' to include Ralph Boullet  
33 property, then 165' to include Sandra Long's property then 1,359' to include Stan  
34 and Patricia Pressley's property. Road bends West and continues 102' to include  
35 Lawrence Martin property then 82' to include Donald Brize property, continuing NW  
36 on Faith Church Rd. to include Marlen Moore's property then 90 degrees N and 300'  
37 to include Dennis Price's property continue 206' to include Floyd Price property then  
38 136' to include Paul McLain property, then 150' to include Paul and Linda Voglewed  
39 property, then 140' to Robert and Joan Thompson's property then 536' to center of  
40 Indian Trail Fairview Rd. and which includes Charles Burgess property, then 90  
41 degrees W in center of Indian Trail Fairview Rd. and 194' to nail in center of Rd.  
42 then 200' to include property of Thomas and Martha Dushak, then from nail 300' to  
43 include property of James and Myrtle Benton continuing W. 167' to nail in center of  
44 Rd. 90 degrees N. and 233' to include property of Charles Funderburk at 233' marker

1 connects with and includes property of Lawrence Funderburk continuing 1,016 to  
2 center of Crooked Creek and connecting to property of Steve Dunn and East up  
3 center of Creek 123' to include property of Betty Knece then E. in center of Creek  
4 1,064' to include property of Edwin Dury then 825' E. in center of Creek then out of  
5 Creek bank and 973' to flint rock to include property of William Humble then 300'  
6 to metal stake to include Delano Trull property then E. 102' to Stanley Edwards'  
7 property and at metal pipe continuing NE 300' and connecting to Typar property,  
8 then 1,564' to iron rod at Maurice Rowell's property and 650' E to include property  
9 of Sam Edwards then at metal pipe 436' to include Tommy Edwards' property, then  
10 299' to include Jamie Haney's property at this point 20 degrees SE and 185' to metal  
11 pipe and 1,155' E to include property of Ted Edwards and at metal rod NE 75  
12 degrees and 2,640' to include Tract No. 7015002 of Linda Blackmore's property,  
13 which is center of Goose Creek using center of Creek as boundary and N. 577' to  
14 include property of Danny Myers, Creek travels 306' N. then turns and 165' E. then  
15 204' NE then 112' to center of Mill Grove Rd. (1525). Boundary turns E. on Mill  
16 Grove Rd. and connects with property of Kenneth Dorton continuing E. on Mill  
17 Grove Rd. to include property of William Lemond then 165' E. to include property  
18 of Bertie Lemond then 330' to center of Lawyers Rd. (1004) then 400' to include  
19 property of William Lemond again then from nail in center of Rd. 668' to include  
20 property of Danny Myers Tract No. 2, then 82' to include property of Debrah Dorton  
21 then N. 165' to include property of Kenneth Dorton then 160' N. to include property  
22 of Dennis Dorton then 120 degrees W. and 295' to large metal rod then NW 367' to  
23 metal rod then W. 165' then S. 255' to metal axle at back of Danny Myers' property  
24 than at metal axle 195' to metal rod at back of William Lemond's property then 247'  
25 to center of Goose Creek enclosing third Tract of Kenneth Dorton's property,  
26 continuing S. 739' down Goose Creek to center of Mill Grove Rd., then using center  
27 of Mill Grove Rd. (1525) as boundary continuing W. 1,980' down front of Linda  
28 Blackmore property to nail in center of Rd., including property of Luther  
29 Wetherington property, then 165' to include Greg and Kim Mullis' property, then  
30 990' to include property of King Heirs, then 330' to include property of Steve  
31 Turner, then 123' to include James Crump's property, then 295' to include Larry  
32 King's property, then 315' to include Helen Gibson's property then 136' to include  
33 Jerry Cooper's land still using center of Mill Grove as boundary 110' then 82' to  
34 include property of Kenneth and Wanda Rayley, then 82' to include property of Sue  
35 Gordon then 82' to include Clayton Barnes' property then 82' to include James  
36 Harris' property, then 82' to include property of Leon and Shelby Dial, then 82' to  
37 include property of Robert Bemis, then 82' to include property of Edward Kanis,  
38 then 82' to include property of Gary and Sandra Antigo, then 82' to include property  
39 of James Dickerson, then 82' to include Garland Thomas property, then 82' to  
40 include James Baker property, then 82' to include property of Murry Family  
41 Partnership, then 82' to include property of Albert Mattock, then 82' to include  
42 property of Hal Oswalt, then 82' to include property of William Reinke, then 82' to  
43 include property of Lyndel McIver. Then crossing Beacons Hills Rd. to iron pipe at  
44 back corner of Randall Johnson property also included, then continuing on S. 102' to



1 include property of Edward Hartis, then 102' to include Leonard Benfield, then 102'  
2 to include property of Ray and Mary O'Shields, then 102' to include property of  
3 Herbert Himes, then 102' to include property of Irene Leake, then 102' to include  
4 property of Enoch Glory, then 102' to include James Helrigle property, then 102' to  
5 include property of D.P. and Arlene Somotherman, continuing on 102' to include  
6 property of Sharon Hendrickson, then 102' to include property of Danny Myers, then  
7 continuing on 30' to center of Hemby Wood Dr. then 90 degrees S. to center of Mill  
8 Grove Rd. (1525) then 90 degrees E. and 742' to center of Idlewild Rd. (1582) then  
9 90 degrees N. on Idlewild Rd. and 1,320 to nail in center of Rd. then 90 degrees E.  
10 and 225' to wooden stake at back corner of Darren Linsey property to include his  
11 property and continue on NW 90' to include property of Steven Revette, then 80' to  
12 include property of Virginia Matthews, then 80' to include property of Wayne and  
13 Cindy Gordon, then 80' to include property of Donald Moyers, then 80' to include  
14 property of Mary Jones, then 80' to include property of Mark Rowell, then 80' to  
15 include property of Loreta Fowler, 80' to include David and Rita Hinson property,  
16 80' to include property of Ernestene Aliff, 80' to include Ken Bailey property, at  
17 corner of Kent Bailey property 90 degrees W. and 20' to corner of Linda Compton's  
18 property also included then 90 degrees N. and continuing on to cross Bridle Trail Rd.  
19 and connecting to and including property of Aron McPhatter, then 80' to include  
20 Richard Hodge's property, then 80' to include property of Roger McCover, then 80'  
21 to include property of Danny and Sandra Hyatt, then 80' to include property of  
22 Glenn Lowery, then 80' to include property of Marvin Naylor, then 80' to include  
23 property of Elizabeth Price, then 80' to include property of Ray Gormon, then 80' to  
24 include property of Betty Johnson, then 80' to include property of Wanda Rogers,  
25 then 80' to include property of Clayton Liles, then 90 degrees W. and 80' to corner  
26 of Mark McCall property, then 90 degrees N. and crossing Rockwell Dr. to include  
27 property of Emma Metheney, then 80' to include property of Jimmy and Wendy  
28 Brown, then NW 165' to center of Idlewild Rd., then 90 degrees down center of  
29 Idlewild Rd. (1582) to nail in center of Rd, then 90 degrees E. and connect with and  
30 include property of J.R. and Kim Price, then continuing on E. 335' to connect and  
31 include property of Philip and Carol Pressley, then 737' to connect and include  
32 property of Mr. Swindler at large metal rod NW 1112 to connect and include  
33 property of Gene and Lois Belk, continuing on 665' down Belk property line to  
34 connect with, but not include, Woodrow-Crump Estate, then 90 degrees NW and 825'  
35 to connect and include property of Douglas Dixon, then 210' N. to connect and  
36 include property of J.C. McClain, then 165' to connect and include property of James  
37 and Frances Crump. Then 409' N. to center of Stevens Mill Rd. (1524) to include  
38 Emmanuel Baptist Church, then 90 degrees W. down center of Stevens Mill Rd.  
39 crossing Idlewild Rd. (1582) 247' to include property of J. Springstead, continuing on  
40 NW on Stevens Mill Rd. 270' to include property of David and Fran McClain, then  
41 440' to include property of J.C. McClain, then 335' to include property of Carol  
42 Brands, then 879' to center of South Fork of Crooked Creek and Stevens Mill Rd.  
43 which is back of property of Larry Love. Notwithstanding the above description,  
44 whenever any boundary is described as the centerline of any road, then the corporate

1 limits of the town extend to the far right-of-way of the road unless the remainder of  
2 the right-of-way is included within the corporate limits of another town on the date  
3 this Charter becomes effective.

4 "CHAPTER III.

5 "GOVERNING BODY.

6 "Sec. 3.1. **Structure of Governing Body; Number of Members.** The governing  
7 body of the Town of Hemby Bridge is the Board of Aldermen, which has five  
8 members.

9 "Sec. 3.2. **Temporary Officers.** Until the organizational meeting after the initial  
10 election in 1999 provided for by Section 4.1 of this Charter, Bill Baucom, J.C.  
11 McClain, and Phil Pressley are appointed members of the Board of Aldermen, and  
12 they shall possess and may exercise the powers granted to the Board of Aldermen  
13 until their successors are elected or appointed and qualify pursuant to this Charter.  
14 The Board of Aldermen shall have three members until the organizational meeting  
15 after the 1999 municipal election.

16 "Sec. 3.3. **Manner of Electing Board of Aldermen; Term of Office.** The qualified  
17 voters of the entire Town shall elect the members of the Board of Aldermen. In  
18 1999, five members of the Board of Aldermen are elected. The three persons  
19 receiving the highest numbers of votes are elected to four-year terms, and the two  
20 persons receiving the next highest numbers of votes are elected to two-year terms. In  
21 2001 and quadrennially thereafter, two persons are elected to four-year terms. In 2003  
22 and quadrennially thereafter, three persons are elected to four-year terms.

23 "Sec. 3.4. **Manner of Electing Mayor; Term of Office.** At its organizational meeting  
24 after each election, the Board of Aldermen shall elect one of its members as Mayor to  
25 serve at the pleasure of the Board of Aldermen.

26 "CHAPTER IV.

27 "ELECTIONS.

28 "Sec. 4.1. **Conduct of Town Elections.** Town officers shall be elected on a  
29 nonpartisan election and runoff basis and results determined as provided in G.S. 163-  
30 293.

31 "CHAPTER V.

32 "ADMINISTRATION.

33 "Sec. 5.1. **Town to Operate Under Mayor-Council Plan.** The Town of Hemby  
34 Bridge operates under the Mayor-Council plan as provided in Part 3 of Article 7 of  
35 Chapter 160A of the General Statutes."

36 Section 2. This act does not affect the boundaries or taxing power of any  
37 fire tax district. Notwithstanding G.S. 69-25.15 or any other provision of law, any  
38 area which may be annexed by the Town of Hemby Bridge shall remain in the fire  
39 tax district.

40 Section 3. From and after the effective date of this act, the citizens and  
41 property in the Town of Hemby Bridge shall be subject to municipal taxes levied for  
42 the year beginning July 1, 1998, and for that purpose the Town shall obtain from  
43 Union County a record of property in the area herein incorporated which was listed  
44 for taxes as of January 1, 1998. The Town may adopt a budget ordinance for fiscal



1 year 1998-99 without following the timetable in the Local Government Budget and Fiscal Control Act, but shall follow the sequence of actions in the spirit of the act insofar as is practical. For fiscal year 1998-99, ad valorem taxes may be paid at par or face amount within 90 days of adoption of the budget ordinance, and thereafter in accordance with the schedule in G.S. 105-360 as if the taxes had been due and payable on September 1, 1998.

7 Section 3.1. Any annexation ordinance applicable to any territory described in Section 2.1 of the Charter of the Town of Hemby Bridge is suspended as to its applicability as to any of that territory from the date this act becomes law until the results of the election conducted under Section 2 of this act are certified, and any statutes of limitation as to such ordinance are tolled during that period. If a majority of the votes are cast "For the Revival of the Charter of the Town of Hemby Bridge", then any such ordinance shall not be effective as to any territory incorporated into the Town of Hemby Bridge by this act, but if such ordinance also applies to any territory not within the corporate limits of the Town of Hemby Bridge, it is validated as to such other territory. In addition, no annexation ordinance may be adopted as to any territory described in Section 2.1 of the Charter of the Town of Hemby Bridge from the date this act becomes law until the results of the election conducted under Section 2 of this act are certified, and any time limits for action as to such ordinance are tolled during that period.

21 Section 3.2. On the date of the general election in 1998, the Union County Board of Elections shall conduct a special election for the purpose of submission to the qualified voters of the area described in Section 2.1 of the Charter of the Town of Hemby Bridge, the question of whether such area shall be incorporated as the Town of Hemby Bridge.

26 Section 3.3. In the election, the question on the ballot shall be:

27 "[ ]FOR [ ]AGAINST

28 Incorporation of the Town of Hemby Bridge".

29 Section 3.4. In the election, if a majority of the votes are cast "For the Revival of the Charter of the Town of Hemby Bridge", Sections 1 through 3 of this act become effective on the date that the Union County Board of Elections certifies the results of the election. Otherwise, Sections 1 through 3 of this act have no force and effect.

34 Section 4. No municipality may annex any or all of the following described territory in Harnett County pursuant to Part 2 or 3 of Article 4A of Chapter 160A of the General Statutes:

37 BEGINNING at the southeastern corner of the intersection of NC Hwy. 421 and SR 2075 (Club Rd.) and running in an easterly direction along the southern margin of NC Hwy. 421 to the southeastern corner of the intersection of NC Hwy. 421 and SR 1542 (Johnson Farm Rd.); thence in a northerly direction running along the eastern margin of SR 1542 to the southeastern corner of the intersection of the property of Campbell University and SR 1542; thence in a northeasterly direction to the southwestern corner of the Campbell University athletic practice fields; thence in a northeasterly direction running along the western boundary of the said practice fields

1 to the northwestern corner of said practice fields; thence in a southeasterly direction  
2 running along the northern boundary of said practice fields to the northeastern  
3 corner of said practice fields; thence in a westerly direction running along the eastern  
4 boundary of said practice fields to the northwest corner of the intersection of said  
5 practice fields and SR 1521 (Gregory Cr.); thence in an easterly direction running  
6 along the northern margin of SR 1521 to the northwestern corner of the intersection  
7 of SR 1521 and SR 1535 (Main St./Mitchell Rd.); thence in a southerly direction  
8 running along the western margin of SR 1535 to the southwestern corner of the  
9 intersection of SR 1535 and SR 2002 (Kivett Rd.); thence in an easterly direction  
10 running along the southern margin of SR 2002 to the southwestern corner of the  
11 intersection of SR 2002 and SR 2084 (Leslie Campbell Rd.); thence in a  
12 southwesterly direction running along the northern margin of SR 2084 to the  
13 northeastern corner of the intersection of SR 2084; SR 2054 (Marshbanks St.), and  
14 SR 1535; thence in a southeasterly direction running along the eastern margin of SR  
15 2054 to the southeastern corner of the intersection of SR 2054 and Pine Cone Rd.;  
16 thence in a southwesterly direction running along the southern margin of Pine Cone  
17 Rd. in the southeastern corner of the intersection of Pine Cone Rd. and Mae Byrd  
18 St.; thence in a southeasterly direction approximately 369 feet running along the  
19 eastern margin of Mae Byrd St. to a point; thence in a westerly direction to the  
20 southwestern corner of the intersection of NC Hwy. 421 and SR 2057 (Hatcher St.);  
21 thence in a southerly direction running along the western margin of SR 2057 to the  
22 northwestern corner of the intersection of SR 2057 and SR 2000 (Wade Stewart Cr.);  
23 thence in a westerly direction running along the northern margin of SR 2000 to the  
24 southwestern corner of the intersection of SR 2000 and Wade Stewart Ext.; thence in  
25 a southwesterly direction to the eastern bank of Buies Creek; thence in a southerly  
26 direction running along the eastern bank of Buies Creek and the exterior property  
27 lines of Campbell University and Norman A. Wiggins to the northern bank of the  
28 Cape Fear River; thence in a northwesterly direction running along the northern  
29 bank of the Cape Fear River to the northeastern corner of the intersection of the  
30 boundary of Campbell University property and the Cape Fear River; thence in a  
31 northeasterly direction along the exterior property lines of Campbell University to the  
32 southeastern corner of the intersection on SR 2075 and NC Hwy. 421, the point of  
33 BEGINNING.

34 And being the same area shown on plat by Joyner Piedmont Surveying entitled  
35 "CAMPBELL UNIVERSITY RESERVE" and dated August 20, 1998. Said plat is by  
36 reference incorporated in and made a part hereof.

37 Section 5. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

2

HOUSE BILL 1332  
Committee Substitute Favorable 8/19/98

Short Title: Greenville Dwtm. Dev. Project.

(Local)

---

Sponsors:

---

Referred to:

---

May 19, 1998

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW THE CITY OF GREENVILLE TO UNDERTAKE A  
3 DOWNTOWN DEVELOPMENT PROJECT SUBJECT TO CERTAIN  
4 CONDITIONS.

5 The General Assembly of North Carolina enacts:

6 Section 1. The City of Greenville may exercise its authority under G.S.  
7 160A-458.3 to undertake a downtown development project, subject to the following  
8 conditions:

- 9 (1) The City shall not be required to locate a project authorized by  
10 G.S. 160A-458.3 in the central business district.  
11 (2) The City Council shall not be required to find that the project is  
12 likely to have a significant positive effect on the revitalization of  
13 the central business district.  
14 (3) The project shall not be subject to Article 8 of Chapter 143 of the  
15 General Statutes, if funds other than City funds constitute at least  
16 twenty-five percent (25%) of the total cost of the construction and  
17 renovation of the public and private facilities included in the  
18 project.

19 Section 2. This act only applies to a project that includes, as one of its  
20 facilities, the development of a convention center, civic center, or meeting facility  
21 within the corporate limits of the City of Greenville.

22 Section 3. This act only applies to the City of Greenville.

23 Section 4. This act is effective when it becomes law.

file

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for

**H.B. 1332**

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF  
GREENVILLE TO UNDERTAKE A DOWNTOWN DEVELOPMENT PROJECT SUBJECT TO  
CERTAIN CONDITIONS.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

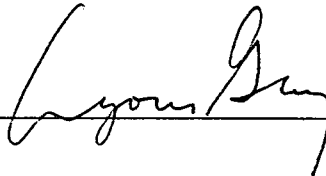
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☒ ~~With a favorable recommendation as to proposed committee substitute bill #2 which changes the  
title, unfavorable as to original bill. Committee substitute bill #1.~~
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill ( # 2 ), ☒ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # 1 ). (and recommendation that the  
committee substitute bill ( # \_\_\_\_\_ ) be referred to the Committee on \_\_\_\_\_.)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

- ☒ <sup>House</sup> Committee Substitute for  
**S.B. 1312** ☐ A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN  
COUNTIES TO ACQUIRE PROPERTY FOR USE BY THEIR COUNTY BOARDS OF  
EDUCATION.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☒ ~~With a favorable recommendation as to proposed House committee substitute bill, #2 which~~  
~~changes the title, unfavorable as to Senate committee substitute bill. #1.~~  
<sup>House</sup>
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Lyons Gray

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to <sup>House</sup> committee substitute bill ( # 2 ), ☒ which changes the title,  
unfavorable as to <sup>House</sup> original bill ( <sup>House</sup> Committee Substitute Bill # 1 ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

*House*

☒ Committee Substitute for

**S.B. 1514**

☐ A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE

TOWN OF HEMBY BRIDGE

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the title, unfavorable as to original bill.
- ☒ With a favorable recommendation as to proposed House committee substitute bill, ~~#2~~ which changes the title, unfavorable as to ~~Senate committee substitute bill #1~~.  
*House*
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_.

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ *Ligon Gray*

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to ~~committee~~ <sup>House</sup> substitute bill ( # 2 ), ☒ which changes the title, unfavorable as to ~~original bill~~ <sup>House</sup> (Committee Substitute Bill # 1 ). (and recommendation that the committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: September 8, 1998

The subcommittee met in Room 1425 of the Legislative Building at 5:00 P.M. Those members in attendance were: Rep. Charles Buchanan; Rep. Russell Capps; Rep. Andrew Dedmon; Rep. Rick Eddins; Rep. Charles Neely; Rep. John Rayfield and Ex Officio Member Rep. Leo Daughtry.

Chairman Hill called the meeting to order and stated that the subcommittee had only one bill on it's agenda this evening - SB 1263 Unionville Charter Revived - he further stated that there was a proposed committee substitute for the bill and, without objection, the substitute was before the subcommittee for discussion purposes.

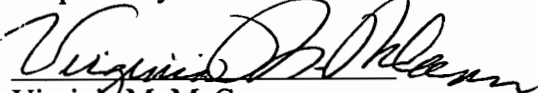
Rep. Barbee was presenting the bill for Senator Plyler. He stated that page three of the bill gives the people the opportunity to vote on this. Chairman Hill then recognized Committee Counsel, Martha Walston who stated that the bill was very time sensitive.

Rep. Eddins was recognized for an amendment (please see attachment). Rep. Eddins stated that the people in this particular area were not given what he considers a fair hearing process; therefore, there will be a referendum for the people in the Wakefield area who he stated are not financially capable of these taxes. At this point, Chairman Hill recognized Mr. Andrew L. Ramanet, Jr., of the League of Municipalities, who expressed his opposition to this particular amendment, not the Woodlawn section of the bill.

Further discussion continued on the bill and Rep. Neely was recognized for a question as to whether or not anyone from Zebulon was present this evening. Since they were not, Rep. Neely expressed his opposition to the amendment. He further stated that since this subcommittee is scheduled to meet tomorrow morning, he would prefer that we wait until then since this is a very new issue for the subcommittee. There was continued discussion regarding the time sensitive issue of the bill, but the subcommittee voted favorably on Rep. Neely's motion to wait until the next meeting at 9:00 A.M. on Wednesday morning.

There being no further business, Chairman Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 1263

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)  
Page 1 of \_\_\_\_

S1263-ARB-9/8

Date \_\_\_\_\_, 1998

Comm. Sub. [YES]  
Amends Title [YES]  
Fourth Edition

Representative Eddins

- 1 moves to amend the bill on page 1, line 2, by inserting a comma  
2 after the word "UNIONVILLE" and by deleting the word "AND";  
3  
4 and on page 1, line 3, by inserting a comma after the word  
5 "WOODLAWN" and by adding the following immediately before the  
6 period: "AND TO DEANNEX THE AREA OF WAKEFIELD FROM THE TOWN OF  
7 ZEBULON";  
8  
9 and on page 8, line 40, by rewriting the line to read:  
10 "Section 10. (a) The area annexed to the Town of Zebulon  
11 known as Wakefield and described in subsection (f) of this section  
12 is removed from the corporate limits of the town, effective June 30,  
13 1999.  
14 This section shall have no effect upon the validity of any  
15 liens of the Town of Zebulon for ad valorem taxes or special  
16 assessments outstanding before the effective date of this section,  
17 and such liens may be collected or foreclosed upon after the  
18 effective date of this section as though the property were still  
19 within the corporate limits of the Town of Zebulon.  
20 (b) The Wake County Board of Elections shall conduct an  
21 election, on a date set by the Board no later than April 1, 1999,  
22 for the purpose of submission to the qualified voters of the area  
23 known as Wakefield and described in subsection (f) of this section  
24 the question of whether or not the area known as Wakefield and  
25 described in subsection (f) of this section shall be removed from  
26 the corporate limits of the Town of Zebulon.  
27 (c) In the election, the question on the ballot shall be:  
28 "[ ] FOR [ ] AGAINST





NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 1263

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)  
Page 2 of \_\_\_\_

S1263-ARB-9/8

1 Removal of the area known as Wakefield from the corporate limits of  
2 the Town of Zebulon."  
3 (d) In such election, if a majority of the votes cast are  
4 cast "FOR" the question, then subsection (a) of this section is  
5 effective.  
6 (e) In such election, if a majority of the votes cast are  
7 not cast "FOR" the question, then subsection (a) of this section  
8 shall have no force and effect.  
9 (f) The boundaries of the area known as "Wakefield" are as  
10 follows:  
11 That area annexed by Ordinance 1997-50 of the Town of  
12 Zebulon, adopted May 15, 1997.  
13 Section 11. This act is effective when it becomes law."

SIGNED *[Signature]*  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

## VISITOR REGISTRATION SHEET

## Local, Regional & State Revenues

**September 8** , 1998

Name of Committee

Date \_\_\_\_\_

**VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK**

**NAME**

**FIRM OR AGENCY AND ADDRESS**

Charles Bateman	City of Mebane, N.C., Attorney
Robert Wilson	City of Mebane, Manager
Glendale Stephenson	City of Mebane, Mayor
Lisa Reep	the insider
Andy Romcnet	N.C.L.M.
Refined	Consent Comit LNC
Ruth Sappie	NC DOT
Jail Stewart	Rep. Howard's office

*file*

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

**PLEASE NOTE TIME AND ROOM CHANGE**

You are hereby notified that the Committee on **FINANCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:**      **Tuesday, September 8, 1998**

**TIME:**              **5:00 P.M.**

**LOCATION:**        **1425 Legislative Office Building**

The following bills will be considered (Bill # & Short Title):  
**SB 1263 - Unionville Charter Revived**

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
**11:00 on Thursday, September 3, 1998.**

\_\_\_ Principal Clerk  
\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

file

B. 564

## CHAPTER 348

AN ACT TO CONTINUE THE CORPORATE EXISTENCE  
OF WOODLAWN COMMUNITY, INCORPORATED.

Whereas, Woodlawn Community, Incorporated, was duly incorporated under and pursuant to the provisions of Chapter two hundred and two, Public Laws of one thousand nine hundred nineteen; and

Whereas, by Chapter one hundred thirty-six of the Public Laws of one thousand nine hundred twenty-three the Act above referred to was repealed; and

Whereas, the said Woodlawn Community, Incorporated, has maintained its corporate existence, elected officers from time to time, purchased and owned property, has sold some, and has generally functioned as a municipal corporation; and

Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the corporate existence of the municipal corporation known as Woodlawn Community, Incorporated, in Alamance County, near the Town of Mebane, be, and it is hereby in all respects continued; and the officers of said corporation be, and in so far as they are authorized by the said Charter of Woodlawn Community, Incorporated, or the law creating the same, shall have authority to levy and collect taxes, buy and sell real estate, and generally function as a municipal corporation to the extent that it is permitted to do so under the charter and the law under which it was organized.

SEC. 2. That all actions of the officers of Woodlawn Community, Incorporated, which have heretofore been taken in their or its official capacity be, and the same is hereby in all respects ratified and confirmed.

SEC. 3. That all laws and clauses of laws in conflict with this Act are hereby repealed.

SEC. 4. That this Act shall be in full force and effect from and after its ratification.

In the General Assembly read three times and ratified, this the 28th day of March, 1939.

Preamble: Incorporation of Woodlawn Community under Ch. 202, Public Laws, 1919.

Act repealed in 1923.

Maintenance of corporate existence.

Corporate existence of Woodlawn Community, Alexander County, continued.

Powers of officers of corporation.

Official actions heretofore taken, validated.

Conflicting laws repealed.



*Eddins*

NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 1263

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)

S1263-ARB-9/8

Page 1 of \_\_\_\_

Date \_\_\_\_\_, 1998

Comm. Sub. [YES]  
Amends Title [YES]  
Fourth Edition

Representative Eddins

1 moves to amend the bill on page 1, line 2, by inserting a comma  
2 after the word "UNIONVILLE" and by deleting the word "AND";

3  
4 and on page 1, line 3, by inserting a comma after the word  
5 "WOODLAWN" and by adding the following immediately before the  
6 period: "AND TO DEANNEX THE AREA OF WAKEFIELD FROM THE TOWN OF  
7 ZEBULON";

8  
9 and on page 8, line 40, by rewriting the line to read:  
10 "Section 10. (a) The area annexed to the Town of Zebulon  
11 known as Wakefield and described in subsection (f) of this section  
12 is removed from the corporate limits of the town, effective June 30,  
13 1999.

14 This section shall have no effect upon the validity of any  
15 liens of the Town of Zebulon for ad valorem taxes or special  
16 assessments outstanding before the effective date of this section,  
17 and such liens may be collected or foreclosed upon after the  
18 effective date of this section as though the property were still  
19 within the corporate limits of the Town of Zebulon.

20 (b) The Wake County Board of Elections shall conduct an  
21 election, on a date set by the Board no later than April 1, 1999,  
22 for the purpose of submission to the qualified voters of the area  
23 known as Wakefield and described in subsection (f) of this section  
24 the question of whether or not the area known as Wakefield and  
25 described in subsection (f) of this section shall be removed from  
26 the corporate limits of the Town of Zebulon.

27 (c) In the election, the question on the ballot shall be:  
28 "[ ] FOR [ ] AGAINST



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 1263

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)  
Page 2 of \_\_\_\_

S1263-ARB-9/8

- 1 Removal of the area known as Wakefield from the corporate limits of  
2 the Town of Zebulon."  
3 (d) In such election, if a majority of the votes cast are  
4 cast "FOR" the question, then subsection (a) of this section is  
5 effective.  
6 (e) In such election, if a majority of the votes cast are  
7 not cast "FOR" the question, then subsection (a) of this section  
8 shall have no force and effect.  
9 (f) The boundaries of the area known as "Wakefield" are as  
10 follows:  
11 That area annexed by Ordinance 1997-50 of the Town of  
12 Zebulon, adopted May 15, 1997.  
13 Section 11. This act is effective when it becomes law."

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_



HOUSE CALENDAR  
1993rd Legislative Day  
Tuesday, September 8, 1998  
House Convenes at 6:00 pm

**Harold J. Brubaker, Speaker**

**CALENDAR**

None Scheduled

**COMMITTEE MEETINGS**

**Tuesday, September 8, 1998**

	<b><u>ROOM</u></b>	<b><u>TIME</u></b>
FINANCE/Local, Regional & State Revenues SB 1263 Unionville Charter Revived.	1425	5:00 pm

**Wednesday, September 9, 1998**

	<b><u>ROOM</u></b>	<b><u>TIME</u></b>
ENVIRONMENT HB 1480 Swine Integrator Register Growers.	643	12:00 Noon
FINANCE/Local, Regional & State Revenues SB 1398 RDU Construction Bid Exemptions.	544	9:00 am

**Denise G. Weeks  
Principal Clerk**

## SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: September 9, 1998

The subcommittee met in Room 544 of the Legislative Office Building. Those members in attendance were: Rep. Charles Buchanan; Rep. Andrew Dedmon; Rep. Rick Eddins; Rep. Charles Neely; Rep. John Rayfield; Rep. Edgar Starnes and Ex Officio Member Rep. Julia Howard.

Rep. Hill called the meeting to order and recognized Rep. Barbee to come forward and support SB 1263 - Unionville Charter Revived. Rep. Eddins was recognized for a motion to withdraw the amendment he offered on this bill yesterday and to give an unfavorable report to the original bill and favorable to the committee substitute, and the motion carried.


Rep. Buchanan was recognized to come forward and support HB 1633 - Spruce Pine Boundary Correction. He stated that the bill corrects a surveying mistake made in 1921. Rep. Buchanan was recognized for the motion to adopt the attached amendment and the motion carried. After some discussion on the amendment, Rep. Buchanan was recognized for the motion to roll it into a committee substitute and be given a favorable report. Chairman Hill called for the vote and it received a favorable report.

Chairman Hill recognized Rep. Neely to come forward and support SB 1398 - RDU Construction Bid Exemptions. Rep. Neely stated that he was presenting for the bill sponsor, Senator Gulley. Rep. Neely further stated that the bill originated as a request from the Raleigh-Durham Airport Authority, and that the bill had already been through the Senate Finance Committee and Rep. Ellis' Local Government Committee. The bill basically enables Midway Airlines to build a new facility at the airport authority and it will take the airport authority out of the middle of the contracting mechanism.

Chairman Hill recognized Rep. Capps who moved for a favorable report and the bill received a favorable report.

There being no further business, Chairman Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman



# NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. \_\_\_\_\_

H. B. No. 1633

DATE \_\_\_\_\_

S. B. No. \_\_\_\_\_

Amendment No. \_\_\_\_\_

(to be filled in by  
Principal Clerk)

COMMITTEE SUBSTITUTE \_\_\_\_\_

Rep.) \_\_\_\_\_

Sen.) \_\_\_\_\_

by resolution adopted with this  
seven days of the date this  
section becomes  
law

1 moves to amend the bill on page \_\_\_\_\_, line 2

2 ( ) WHICH CHANGES THE TITLE

3 by adding the following at the end of the line

4 "Section 3. As an alternative to sections 1 and 2  
5 of this act, the Spruce Pine Town  
6 Council may call an election on the date  
7 of the 1998 general election, ~~or on~~  
8 ~~the date of the April, 1999~~, on the  
9 issue of whether the ~~area~~ of the town  
10 which had not been billed for ad valorem  
11 taxes in 1997 which were billed in 1998, as  
12 a result of a new survey discove~~ring~~ that  
13 those parcels were in the ~~area~~ <sup>examined</sup> by  
14 Chapter 27, Private Laws of 1921. All ~~eligible~~  
15 eligible voters are eligible to vote, including those  
16 in the area in question. The Mitchell County Board  
17 of Elections may adopt a special schedule of  
18 legal advertising, notice, and absentee balloting.  
19

The question on the ballot shall be a Buchanan

Inclusion of the northern Boundary area  
within the corporate limits of the Town of Spruce Pine

ADOPTED \_\_\_\_\_

FAILED \_\_\_\_\_

TABLED \_\_\_\_\_

file

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for

**H.B. 1633**

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW CORRECTION  
OF AN ERROR IN A 1921 SURVEY OF AN ANNEXATION TO THE TOWN OF SPRUCE PINE.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ Gray

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to committee substitute bill (# 2), ~~which changes the title,~~  
unfavorable as to original bill (Committee Substitute Bill # 1). (and recommendation that the  
committee substitute bill (# ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

*File*

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for

S.B. 1263

☐ A BILL TO BE ENTITLED AN ACT TO REVIVE THE  
CHARTER OF THE TOWN OF UNIONVILLE AND TO REVIVE THE CHARTER OF THE  
TOWN OF WOODLAWN.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

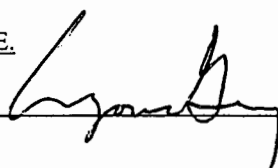
- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/



- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of  
the Standing Committee on FINANCE.

☒ Committee Substitute for

**S.B. 1398**

☐ A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTER 168  
OF THE 1939 PUBLIC-LOCAL LAWS, AS PREVIOUSLY AMENDED, WHICH ENABLED THE  
ESTABLISHMENT OF THE RALEIGH-DURHAM AIRPORT AUTHORITY, TO ALLOW THE  
AUTHORITY TO CONTRACT WITH PRIVATE PARTIES FOR THE DEVELOPMENT ,  
CONSTRUCTION, AND OCCUPANCY OF SPECIAL USER PROJECTS WITHOUT  
COMPLYING WITH ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the  
Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the  
title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which  
changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY  
TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/ 

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title,  
unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the  
committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

## A G E N D A

Local, Regional & State Revenues  
September 9, 1998

CALL TO ORDER: Rep. Dewey L. Hill, Chairman

### BILLS TO BE CONSIDERED:

SB 1398 - RDU Construction Bid Exemptions - Senator Gulley

HB 1633 - Spruce Pine Boundary Correction - Rep. Buchanan

SB1263 - Unionville Charter Revived - Senator Plyler

ADJOURNMENT

## VISITOR REGISTRATION SHEET

## Local, Regional & State Revenues

**September 9, , 1998**

Name of Committee

Date \_\_\_\_\_

**VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK**

[illegible]

*file*

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

**Please note time and room change**

You are hereby notified that the Committee on **FINANCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:**

**Wednesday, September 9, 1998**

**TIME:**

**9:00 A.M.**

**LOCATION:**

**544 LOB**

The following bills will be considered (Bill # & Short Title):

**SB 1398 - RDU Construction Bid Exemptions**

Respectfully,

Representative Dewey L. Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
**11:00 on Thursday, September 3, 1998.**

\_\_\_ Principal Clerk

\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)



HOUSE CALENDAR  
193rd Legislative Day  
Tuesday, September 8, 1998  
House Convenes at 6:00 pm

**Harold J. Brubaker, Speaker**

**CALENDAR**

None Scheduled

**COMMITTEE MEETINGS**

**Tuesday, September 8, 1998**

	<b><u>ROOM</u></b>	<b><u>TIME</u></b>
FINANCE/Local, Regional & State Revenues SB 1263 Unionville Charter Revived.	1425	5:00 pm

**Wednesday, September 9, 1998**

	<b><u>ROOM</u></b>	<b><u>TIME</u></b>
ENVIRONMENT HB 1480 Swine Integrator Register Growers.	643	12:00 Noon
FINANCE/Local, Regional & State Revenues SB 1398 RDU Construction Bid Exemptions.	544	9:00 am

**Denise G. Weeks  
Principal Clerk**



SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

Minutes: September 29, 1998

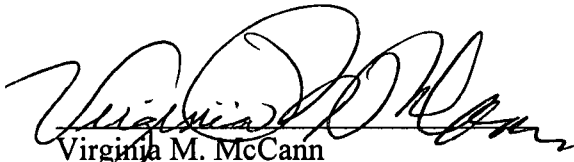
The subcommittee met at noon in Room 415 of the Legislative Office Building. Those members in attendance were: Rep. John M. Rayfield; Rep. Charles B. Neely; Rep. Mia Morris; Rep. Rick Eddins and Rep. Russell Capps.

Chairman Hill called the meeting to order and recognized Rep. Capps who had an amendment to S 672 - Charlotte-Douglas Construction Exemption, the only bill on the subcommittee's agenda today. (Please see attached amendment). The subcommittee voted to accept Rep. Capps' amendment.

Chairman Hill then recognized Rep. McMahan to come forward and support the bill. He stated that the bill was identical to one the subcommittee had a few weeks ago concerning the Raleigh-Durham Airport. He stated that Charlotte airport was currently competing for a new facility for US Airways for a new pilot training facility. It would create high paying jobs and he asked for the subcommittee's approval. Rep. Neely was recognized for the motion to roll the amendment into a committee substitute - giving the original bill an unfavorable report and favorable to the committee substitute. The subcommittee gave the bill a favorable report.

There being no further business, Chairman Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 672

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)  
Page 1 of \_\_\_\_

S672-ARB-9/29

Date \_\_\_\_\_, 1998

Comm. Sub. [YES]  
Amends Title []  
Third Edition

Representative

1 moves to amend the bill on page 1, line 18, by deleting the word  
2 "Authority." and substituting the words "City of Charlotte.".

SIGNED [Signature]  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_

TABLED \_\_\_\_\_

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE**

You are hereby notified that the Committee on **FINANCE/Subcommittee on Local, Regional & State Revenues** will meet as follows:

**DAY & DATE:**      **Tuesday, September 29, 1998**

**TIME:**              **12:00 Noon**

**LOCATION:**         **415 LOB**

The following bills will be considered (Bill # & Short Title):

**SB 672 Charlotte-Douglas Construction Exemption**

Respectfully,

Representative Dewey L.Hill  
Chairman

I hereby certify this notice was filed by the committee clerk at the following offices at  
**12:00 on Thursday, September 24, 1998.**

\_\_\_\_ Principal Clerk  
\_\_\_\_ Reading Clerk - House Chamber

Ginny McCann (Committee Clerk)

# VISITOR REGISTRATION SHEET

FINANCE/Subcommittee on Local, Regional & State Revenues 9/29/98

VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY

1. Zach Alley
2. David Sumner
3. John Bock
4. Henry Jones
5. Jack Light
6. \_\_\_\_\_
7. \_\_\_\_\_
8. \_\_\_\_\_
9. \_\_\_\_\_
10. \_\_\_\_\_
11. \_\_\_\_\_
12. \_\_\_\_\_
13. \_\_\_\_\_
14. \_\_\_\_\_
15. \_\_\_\_\_
16. \_\_\_\_\_
17. \_\_\_\_\_
18. \_\_\_\_\_
19. \_\_\_\_\_
20. \_\_\_\_\_
21. \_\_\_\_\_

US Airways  
ZDA  
Bode Call & Stange  
Attorney Raleigh  
PPAB

file

1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Gray for the Permanent Subcommittee on Local, Regional & State Revenues of the Standing Committee on Finance.

House

☒ Committee Substitute for

S.B. 672

☐ A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CHARLOTTE TO CONTRACT WITH PRIVATE PARTIES FOR THE DEVELOPMENT, CONSTRUCTION, AND OCCUPANCY OF CHARLOTTE-DOUGLAS INTERNATIONAL AIRPORT SPECIAL USER PROJECTS WITHOUT COMPLYING WITH ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES.

REPORTED TO THE STANDING COMMITTEE ON

---

RECOMMENDED ACTION:

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the title, unfavorable as to original bill.
- ☒ With a favorable recommendation as to proposed House committee substitute bill, -which- changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: -----

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on Finance

s/ Lyons Gray

- ☐ With a favorable report.
- ☐ With a favorable report, as amended.
- ☒ With a favorable report as to House committee substitute bill ( # 2 ), ☐ which changes the title, unfavorable as to House original bill (Committee Substitute Bill # 1 ). (and recommendation that the committee substitute bill ( # ) be referred to the Committee on )
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

3/25/98

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

3

SENATE BILL 672

State Government, Local Government, and Personnel Committee Substitute Adopted  
4/24/97

House Committee Substitute Favorable 9/24/98

Short Title: Charlotte-Douglas Construction Exemption.

(Local)

Sponsors:

Referred to:

April 2, 1997

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW THE CITY OF CHARLOTTE TO CONTRACT WITH  
3 PRIVATE PARTIES FOR THE DEVELOPMENT, CONSTRUCTION, AND  
4 OCCUPANCY OF CHARLOTTE-DOUGLAS INTERNATIONAL AIRPORT  
5 SPECIAL USER PROJECTS WITHOUT COMPLYING WITH ARTICLE 8 OF  
6 CHAPTER 143 OF THE GENERAL STATUTES.

7 The General Assembly of North Carolina enacts:

8 Section 1. For purposes of this act, "special user projects" are Charlotte-  
9 Douglas International Airport projects that are undertaken for the use and benefit of  
10 one or more private entities who will lease the facilities from the City of Charlotte  
11 upon terms and conditions that will make the private entities solely responsible for  
12 the repayment of all notes, bonds, debts, or other costs incurred in the financing,  
13 acquisition, development, or construction of the project.

14 A special user project shall include all of the following:

- 15 a. The acquisition of equipment, the development of land belonging  
16 to the City of Charlotte, and the construction of buildings or other  
17 structures belonging to the City of Charlotte on land belonging to  
18 the Authority.  
19 b. The issuance of the City of Charlotte's special facility revenue  
20 bonds or other debt instruments, as authorized in Article 5 of  
21 Chapter 159 of the General Statutes, in an amount not less than

1 four million dollars (\$4,000,000) by the Local Government  
2 Commission, the proceeds of which shall be used to pay the costs  
3 of the special user project and which bonds or other debt  
4 instruments shall be repayable solely from the rents, fees, charges,  
5 payments, or other revenues payable to the City of Charlotte by  
6 the special user or from the funds, collateral, and undertakings of  
7 private parties that are either assigned or pledged by those parties.

- 8 c. The use of the property acquired, developed, or constructed shall  
9 be limited to airline, aircraft, aviation support, air passenger,  
10 aircraft maintenance and repair, and other airport related  
11 purposes, but may include appurtenances and incidental facilities  
12 such as driveways, sidewalks, parking facilities, utilities,  
13 warehouses, loading facilities, administrative and other office  
14 facilities, and other improvements necessary or convenient for the  
15 operation of these facilities.

16 Notwithstanding any other provision of law, the City of Charlotte  
17 may agree that all contracts relating to the acquisition, design,  
18 construction, installation, or equipping of the special user project shall be  
19 solicited, negotiated, awarded, and executed by the private parties for  
20 which the City of Charlotte is financing the special user project or any  
21 agents of the private parties subject only to approval by the City of  
22 Charlotte as the City of Charlotte may require. The City of Charlotte  
23 may, out of the proceeds of bonds or other debt instruments, make  
24 advances to or reimburse the private parties or their agents for all or a  
25 portion of the costs incurred in connection with the contracts. For all  
26 contracts related to special user projects, the City of Charlotte shall be  
27 exempt from the requirements of Article 8 of Chapter 143 of the General  
28 Statutes.

29 Section 2. This act is effective when it becomes law and expires on  
30 January 1, 2003. All contracts executed under the authority of this act and any bonds  
31 or other debt instruments issued pursuant to this act prior to the expiration date of  
32 this act shall remain effective until the contracts are completed or the bonds or other  
33 debt instruments are retired.

SUBCOMMITTEE ON LOCAL, REGIONAL & STATE REVENUES

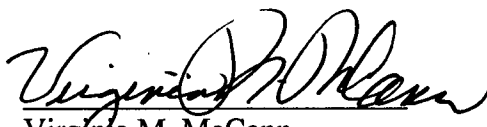
Minutes: October 6, 1998

The subcommittee met immediately after session around Chairman Hill's desk. Those members in attendance were: Rep. Russell Capps; Rep. Pete Cunningham; Rep. Andrew Dedmon; Rep. Danny McComas; Rep. Mia Morris; Rep. Charles B. Neely; Rep. John Rayfield and Rep. Edgar Starnes.

Chairman Hill called the subcommittee to order and recognized Rep. Neely to support SB 666, Raleigh Local Act. Upon conclusion of Rep. Neely's remarks, Rep. McComas was recognized for the motion to give the bill a favorable report. The vote was unanimous and the bill received a favorable report.

There being no further business, Chairman Hill adjourned the meeting.

Respectfully submitted:

  
Virginia M. McCann  
Committee Clerk

  
Rep. Dewey L. Hill  
Chairman



file

**1998 PERMANENT SUBCOMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE  
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Hill for the Permanent Subcommittee on Local, Regional & State Revenues of the Standing Committee on FINANCE.

- House  
☒ Committee Substitute for  
S.B. 666 ☐ A BILL TO BE ENTITLED AN ACT CONCERNING SATELLITE  
ANNEXATIONS BY THE CITY OF RALEIGH AND PROVIDING THAT THE CITY OF  
RALEIGH MAY BY RESOLUTION DEEM THE CREATION OF A SELF-FUNDED RISK  
PROGRAM AS THE PURCHASE OF INSURANCE FOR THE PURPOSE OF WAIVING  
GOVERNMENTAL IMMUNITY.

REPORTED TO THE STANDING COMMITTEE ON

---

**RECOMMENDED ACTION:**

- ☐ With a favorable recommendation.
- ☐ With a favorable recommendation and recommend that the bill be re-referred to the Committee on
- ☐ With a favorable recommendation, as amended.
- ☐ With a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on
- ☐ With an unfavorable recommendation.
- ☐ With a favorable recommendation as to proposed committee substitute bill which changes the title, unfavorable as to original bill.
- ☐ With a favorable recommendation as to proposed House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ Without prejudice.
- ☐ Other recommended action: \_\_\_\_\_

---

WITH APPROVAL OF STANDING COMMITTEE CHAIR FOR REPORT TO BE MADE DIRECTLY TO THE FLOOR OF THE HOUSE:

Rep. Gray for the Standing Committee on FINANCE.

s/

Lyons Gray

- ☒ With a favorable report.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report as to committee substitute bill ( # ), ☐ which changes the title, unfavorable as to original bill (Committee Substitute Bill # ). (and recommendation that the committee substitute bill ( # ) be referred to the Committee on .)
- ☐ And having received a unanimous vote in committee, be placed on the Consent Calendar.  
(PUBLIC BILLS ONLY)

4/24/97

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

2

SENATE BILL 666  
House Committee Substitute Favorable 8/20/98

Short Title: Raleigh Local Act.

(Local)

Sponsors:

Referred to:

April 2, 1997

1 A BILL TO BE ENTITLED  
2 AN ACT CONCERNING SATELLITE ANNEXATIONS BY THE CITY OF  
3 RALEIGH AND PROVIDING THAT THE CITY OF RALEIGH MAY BY  
4 RESOLUTION DEEM THE CREATION OF A SELF-FUNDED RISK  
5 PROGRAM AS THE PURCHASE OF INSURANCE FOR THE PURPOSE OF  
6 WAIVING GOVERNMENTAL IMMUNITY.

7 The General Assembly of North Carolina enacts:

8 Section 1. Section 1(a) of S.L. 1998-432 reads as rewritten:

9 "(a) G.S. 160A-58.1(b) is amended by adding a new subdivision to read:

10 '(2a) If any territory proposed for annexation under this Part is an area  
11 that another city has agreed not to annex under an agreement with  
12 the annexing city under Part 6 of this Article, then the proximity to  
13 that other city shall not be considered in applying subdivision (2)  
14 of this subsection. This subdivision applies only where the  
15 annexing city is the Town of ~~Wake Forest~~ Wake Forest or the City  
16 of Raleigh.'"

17 Section 2. (a) G.S. 160A-485(a) reads as rewritten:

18 "(a) Any city is authorized to waive its immunity from civil liability in tort by the  
19 act of purchasing liability insurance. Participation in a local government risk pool  
20 pursuant to Article 23 of General Statute Chapter 58 shall be deemed to be the  
21 purchase of insurance for the purposes of this section. Immunity shall be waived only  
22 to the extent that the city is indemnified by the insurance contract from tort liability.  
23 No formal action other than the purchase of liability insurance shall be required to

1 waive tort immunity, and no city shall be deemed to have waived its tort immunity by  
2 any action other than the purchase of liability insurance. If a city uses a funded  
3 reserve instead of purchasing insurance against liability for wrongful death,  
4 negligence or intentional damage to personal property, or absolute liability for  
5 damage to person or property caused by an act or omission of the city or any of its  
6 officers, agents, or employees acting within the scope of their authority and the  
7 course of their employment, the city council may adopt a resolution that deems the  
8 creation of a funded reserve to be the same as the purchase of insurance under this  
9 section. Adoption of such a resolution waives the city's governmental immunity only  
10 to the extent specified in the council's resolution, but in no event greater than funds  
11 available in the funded reserve for the payment of claims."

12 (b) This section applies to the City of Raleigh only.  
13 Section 3. This act is effective when it becomes law.