

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

S

D

SENATE DRS35423-MDx-130 (05/05)

Short Title: UNC Nonappropriated Capital Projects. (Public)

Sponsors: Senator Stevens.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT
3 APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL
4 IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS AND
5 AFFILIATED ENTERPRISES OF THE UNIVERSITY OF NORTH CAROLINA.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** The purpose of this act is: (i) to authorize the construction by certain
8 constituent institutions and affiliated enterprises of The University of North Carolina of the
9 capital improvements projects listed in the act for the respective institutions and (ii) to
10 authorize the financing of these projects with funds available to the institutions from gifts,
11 grants, receipts, self-liquidating indebtedness, Medicare reimbursements for education costs,
12 hospital receipts from patient care, or other funds, or any combination of these funds, but not
13 including funds received for tuition or appropriated from the General Fund of the State.

14 **SECTION 2.** The capital improvements projects, and their respective costs,
15 authorized by this act to be constructed and financed as provided in Section 1 of this act,
16 including by revenue bonds, by special obligation bonds as authorized in Section 6 of this act,
17 or by both, are as follows:

18
19 **Appalachian State University**

| | |
|---|--------------|
| 20 Steam and Chilled Water Tunnel Serving the | |
| 21 Center for Student Leadership and Development | \$ 2,752,000 |
| 22 Plemmons Student Union Expansion | 20,619,000 |
| 23 Center for Student Leadership and Development Honors | |
| 24 Residence Hall | 32,887,000 |
| 25 Steam Distribution System Improvements – Phase IV-A | 2,492,000 |
| 26 Winkler and Belk Residence Halls Fire Suppression | |
| 27 Sprinkler System Installations | 1,162,000 |

28
29 **East Carolina University**

| | |
|--|-----------|
| 30 Clement and Greene Residence Halls Fire Suppression | |
| 31 Sprinkler System Installations | 2,910,600 |

32
33 **North Carolina A & T University**

| | |
|---|-----------|
| 34 Aggie Stadium Press Box Renovation and Expansion | 3,200,000 |
|---|-----------|

35



| | | |
|----|--|---------------|
| 1 | North Carolina State University | |
| 2 | Talley Student Center Renovation and Expansion | 120,000,000 |
| 3 | Greek Village Townhouses | 25,000,000 |
| 4 | | |
| 5 | The University of North Carolina at Asheville | |
| 6 | Governors Village Renovation and Expansion | 24,917,000 |
| 7 | | |
| 8 | The University of North Carolina at Chapel Hill | |
| 9 | Carolina North Infrastructure Improvements | 5,000,000 |
| 10 | Graham Student Union Renovations | 7,500,000 |
| 11 | Kenan Stadium Improvements, Phase 2 – Carolina Student | |
| 12 | Athlete Center for Excellence | 55,000,000 |
| 13 | Lenoir Hall Renovations | 5,000,000 |
| 14 | Woollen Gymnasium Renovations, Phase 2 | 7,100,000 |
| 15 | | |
| 16 | The University of North Carolina at Charlotte | |
| 17 | Football Complex | 45,394,000 |
| 18 | Parking Deck I | 28,080,000 |
| 19 | | |
| 20 | The University of North Carolina at Greensboro | |
| 21 | Quad Residence Halls Comprehensive Renovation | |
| 22 | and Expansion | 52,500,000 |
| 23 | Dining Hall Comprehensive Renovation | 31,500,000 |
| 24 | Ragsdale and Mendenhall Residence Hall Fire | |
| 25 | Suppression Sprinkler System Installations | 1,700,000 |
| 26 | | |
| 27 | Western Carolina University | |
| 28 | Residence Halls Renovation | 4,735,300 |
| 29 | | |
| 30 | SECTION 3. The capital improvements projects, and their respective costs, | |
| 31 | authorized by this act to be financed as provided in Section 1 of this act, including by revenue | |
| 32 | bonds, by special obligation bonds as authorized in Section 6 of this act, or by both, are as | |
| 33 | follows: | |
| 34 | | |
| 35 | UNC Hospitals | |
| 36 | Ambulatory Care Center (ACC) Expansion and Renovation | \$ 26,777,000 |
| 37 | Imaging and Outpatient Center | 21,871,000 |
| 38 | General Internal Hospital Renovations and Equipment | 6,000,000 |
| 39 | | |
| 40 | SECTION 4. Pursuant to G.S. 143C-8-12, the following projects are authorized for | |
| 41 | planning only and, for that purpose, are to be funded entirely with non-General Fund money: | |
| 42 | | |
| 43 | The University of North Carolina at Charlotte | |
| 44 | New Residence Hall Phase X | \$ 5,156,500 |
| 45 | Residence Dining Hall Renovations/Replacement | 2,033,000 |
| 46 | Parking Deck J | 2,741,800 |
| 47 | | |
| 48 | The University of North Carolina at Pembroke | |
| 49 | Student Health Services Comprehensive Renovation and Addition | 390,052 |
| 50 | | |

1 **SECTION 5.** At the request of the Board of Governors of The University of North
2 Carolina and upon determining that it is in the best interest of the State to do so, the Director of
3 the Budget may authorize an increase or decrease in the cost of, or a change in the method of,
4 funding the projects authorized by this act. In determining whether to authorize a change in cost
5 or funding, the Director of the Budget may consult with the Joint Legislative Commission on
6 Governmental Operations.

7 **SECTION 6.** Pursuant to G.S. 116D-26, the Board of Governors may issue, subject
8 to the approval of the Director of the Budget, at one time or from time to time, special
9 obligation bonds of the Board of Governors for the purpose of paying all or any part of the cost
10 of acquiring, constructing, or providing for the projects authorized by Sections 2 and 3 of this
11 act. The maximum principal amount of bonds to be issued shall not exceed the specified project
12 costs in Sections 2 and 3 of this act plus five percent (5%) of such amount to pay issuance
13 expenses, fund reserve funds, pay capitalized interest, and pay other related additional costs,
14 plus any increase in the specific project costs authorized by the Director of the Budget pursuant
15 to Section 5 of this act.

16 **SECTION 7.** With respect to the University of North Carolina at Chapel Hill's
17 Kenan Stadium Improvements, Phase 2 Carolina Student Athlete Center for Excellence, capital
18 project, the institution may accomplish construction and financing through lease arrangements
19 to and from the Educational Foundation, Inc., or any other special purpose entity created for
20 that purpose. After the completion of the renovation and improvement and acquisition of the
21 project by the institution, and notwithstanding any provision of the General Statutes governing
22 the negotiation and execution of contracts or leases for the operation and management of a
23 facility, the institution may provide for the operation and management of all or part of the
24 renovated and improved portion of Kenan Stadium by contracting with the Educational
25 Foundation, Inc., or by leasing that portion of Kenan Stadium to the Educational Foundation,
26 Inc., or by contracting with or leasing to any other special purpose entity created for that
27 purpose.

28 **SECTION 8.** This act is effective when it becomes law.