AGENDA
CITY OF NEWTON
NEWTON CITY COUNCIL - REGULAR MEETING
April 24, 2018
7:00 p.m.

1. **Call to Order – Mayor Anne P. Stedman**

2. **Opening – Council Member Jody Dixon**

3. **Approval of Minutes from the April 10, 2018 Regular Meeting**

4. **Consideration of Consent Agenda Items**
   A. Sewer Adjustments
   B. Consideration of Appointment to Planning Board

5. **Comments from the Public: (IF YOU WOULD LIKE TO MAKE A PUBLIC COMMENT ON NON-AGENDA ITEMS PLEASE SIGN IN WITH THE CITY CLERK PRIOR TO THE MEETING):**

6. **Presentations**
   A. Certificates of Appreciation for Committee/Commission Volunteers

7. **New Business**
   A. Consideration of Resolution to Facilitate a Grant Application for North Carolina Clean Water State Revolving Funds
   B. Consideration of Budget Ordinance Amendment – Ladder Truck Repairs
   C. Consideration of Budget Ordinance Amendment for the Emergency Telephone System Fund

8. **City Manager’s Report**

9. **Questions and Comments From Mayor and Council**
   A. Reports from Appointed Representatives on Outside Boards – Council Member Ed Sain

10. **Closed Session - Per North Carolina General Statutes 143-318.11(a)(5)**

11. **Adjournment**

PERSONS WANTING TO SPEAK ON AN AGENDA ITEM MUST SIGN IN WITH THE CITY CLERK PRIOR TO THE MEETING. PERSONS WANTING TO BE PLACED ON THE AGENDA FOR THE NEXT MEETING MUST CONTACT THE CITY MANAGER AT LEAST SEVEN WORKING DAYS BEFORE THE MEETING.
The regular meeting of the Newton City Council was held at 7 p.m. Tuesday, April 10, 2018 at Newton City Hall.

PRESENT: Mayor Anne P. Stedman, Mayor Pro Tem John Stiver, and Council Members Jerry Hodge, Anne Wepner, Jody Dixon, Tom Rowe and Ed Sain

STAFF: City Manager Todd Clark, City Attorney John Cilley, City Department Heads and members of the management team

ITEM 1: CALL TO ORDER

Mayor Anne P. Stedman welcomed everyone and called the meeting to order.

ITEM 2: OPENING Invocation and Pledge of Allegiance

Council Member Tom Rowe provided the invocation and Pledge of Allegiance.

ITEM 3: APPROVAL OF MINUTES

Upon motion duly made by Council Member Jody Dixon, seconded by Council Member Jerry Hodge, it was unanimously RESOLVED:

That the Regular Minutes of the March 20, 2018 City Council meeting be – APPROVED

ITEM 4: CONSIDERATION OF CONSENT AGENDA ITEMS

Upon motion duly made by Mayor Pro Tem John Stiver, seconded by Council Member Jody Dixon, it was unanimously RESOLVED:

That the Consent Agenda be – APPROVED

A. Tax Releases

B. Sewer Adjustments

C. Consideration of Street Closure Request – Historical Association

(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)

Mayor Anne P. Stedman presented a Proclamation recognizing Child Abuse Prevention Month to Melissa Kerekes with the Children’s Advocacy & Protection Center of Catawba County.

ITEM 5: COMMENTS FROM THE PUBLIC: PEOPLE WHO WISH TO COMMENT ON NON-AGENDA ITEMS ARE ASKED TO SIGN IN WITH THE CITY CLERK PRIOR TO THE MEETING.

Mayor Anne P. Stedman asked if anyone present would like to make comment concerning non-agenda items. No one appeared.
ITEM 6:  New Business

A. Consideration of Budget Ordinance Amendments
   1. Rebuilding Wastewater Treatment Plant Aeration Basin #3 Motor and Gear Box
   2. Replacement Wastewater Treatment Plant Lime Feeder #1

Public Works and Utilities Director Dusty Wentz said that aeration basin #3 and gear box #2 have failed, causing dissolved oxygen in the waste stream to decrease below the State required 2.0 mg/L limits. This equipment is 28 years old. Outside vendors have looked at the gear box and motor and cannot offer any solutions short of total replacement of the failed parts. Staff reached out to vendors to seek quotes. Because of the specifications of the existing gear box and motor, only two vendors entertained a quote:

<table>
<thead>
<tr>
<th>Contractor/Vendor</th>
<th>Quote</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dixie Electro Mechanical Services, Inc.</td>
<td>$56,163.77</td>
</tr>
<tr>
<td>Kemp Construction Inc.</td>
<td>$65,900.00</td>
</tr>
</tbody>
</table>

Mr. Wentz said lime feeder #1 will need to be replaced before the next large rain event, or before lime feeder #2 fails. If either of these were to happen, the plant will be in violation of the state permit. Violation of the permit will cause the plant to be noncompliant, prompting fines and environmental problems. Staff has rebuilt and replaced parts for both lime feeders over the past 30 years. Currently, parts for the lime feeder cannot be purchased or machined. Staff reached out to vendors and found that only one vendor can build a lime feeder that will fit the current process. The industry has changed from dry lime to liquid lime, which is a completely different process than the City’s plant uses. This industry change has reduced the number of companies able to work on dry lime feeders. The repair will not reduce the cost of the CIP project “Replace Lime Feeder Building.”

<table>
<thead>
<tr>
<th>Contractor/Vendor</th>
<th>Quote</th>
</tr>
</thead>
<tbody>
<tr>
<td>Merrick</td>
<td>$22,800</td>
</tr>
</tbody>
</table>

Mr. Wentz said the equipment and repair/maintenance line item of the WWTP budget for FY 2017-2018 was budgeted at $8,000. So far this year, PWU has transferred $3,500 into the account to cover repairs and maintenance of several other large repairs. No additional funds are available.

Mr. Wentz said that staff recommends Council consider approving a budget ordinance amendment in the amount of $79,000 for rebuilding equipment at the Wastewater Treatment Plant.

Mayor Anne P. Stedman said the Public Works and Utilities Department had squeezed as much use out of the equipment as possible, which they always do.

Upon motion duly made by Mayor Pro Tem John Stiver, seconded by Council Member Anne Abernethy Wepner, it was unanimously RESOLVED:

That the Budget Ordinance Amendment in the amount of $79,000 for rebuilding equipment at the Wastewater Treatment Plant be – APPROVED.

(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)

B. Consideration of Budget Ordinance Amendment – Sanitation Truck Repairs
Public Works and Utilities Director Dusty Wentz said the City operates a 2009 Mack Dumpster Truck that is need of repair. Specifically, the hydraulic compressor failed and damaged the back of the engine. The estimated cost for the repair is $12,485.51. The truck has 107,342 miles and 4,946 hours (247,300 equivalent miles) and is scheduled for replacement in fiscal year 2024.

Mr. Wentz said this year’s budget contains $35,000 for fleet repair and maintenance. So far, $22,460.23 has been spent out of this account, with roughly $12,539.77 remaining for repairs on all sanitation trucks for the next two months.

Mr. Wentz said at the present time City dumpsters are being serviced by the backup dumpster truck, a 2000 Volvo dumpster truck. This truck has had two major repairs this fiscal year, and is scheduled for replacement in fiscal year 2021. Staff is very concerned regarding the continued daily operation of the truck, both in terms of repair costs and failure.

Mr. Wentz said staff requests an appropriation from General Fund Balance for $12,485.51 to the Sanitation Operation Budget to pay for the incurred expenditures for dumpster truck repair.

Mr. Wentz said staff recommends approval of the budget ordinance amendment for repairs to the 2009 Mack Dumpster Truck.

Mayor Pro Tem John Stiver asked whether this amendment would affect the consideration of the resolution adopting the 10 Year Capital Improvement Plan later on the agenda.

City Manager Todd Clark said the budget ordinance amendment is not a long-term fix.

Upon motion duly made by Council Member Jerry Hodge, seconded by Council Member Ed Sain, it was unanimously RESOLVED:

That the Budget Ordinance Amendment for repairs to the 2009 Mack Dumpster Truck be – APPROVED.

(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)

C. Consideration of Sole Source for Shielding and Shoring Equipment and Related Budget Ordinance Amendment

Public Works and Utilities Director Dusty Wentz said that on November 26, 2017 the old public works yard at 202 East 5th St. caught on fire, damaging the main storage building and items stored there. One of those items was an Efficiency shielding and shorting unit that water sewer maintenance uses to work in trenches deeper than five feet, which is an OSHA requirement.

Mr. Wentz said the unit was deemed a total loss and is covered by insurance. It will cost $57,060.50 to replace the unit. Fortunately, not all items were on the unit at the time of the fire. There was, however, more than $4,500.00 in shielding and shoring items such as hydraulic pump cans, cylinder rails, cotter pins, and clevis clip heads that were damaged. All belong to the Efficiency brand and these items are required when using shielding and shoring equipment.

Mr. Wentz said these items will have to be thrown away unless the City purchases an Efficiency brand trench and shoring system. Engineering certification is required; therefore, all shielding and shoring equipment items are designed brand for brand. These items will not function with another brand. Furthermore, current staff is trained in this product. Selection of another product will cost more in training, which is estimated to be $4,000. Utilizing the vendor Pumping & Shoring Solutions (the sales company for Efficiency products) will save at a minimum $8,500.00 that is not covered by insurance.
Mr. Wentz said staff recommends that Council approve the budget ordinance amendment and consider sole sourcing replacement of the shielding and shoring system to the Efficiency brand, sold by Pumping & Shoring Solutions.

Mayor Pro Tem John Stiver asked how much the new equipment would cost.

Mr. Wentz said the new equipment would cost $57,060.50 and would be covered by insurance.

Upon motion duly made by Mayor Pro Tem John Stiver, seconded by Council Member Tom Rowe, it was unanimously RESOLVED:

That sole sourcing replacement of the shielding and shoring system to the Efficiency brand, sold by Pumping & Shoring Solutions be – APPROVED.

Upon motion duly made by Council Member Jerry Hodge, seconded by Council Member Anne Abernethy Wepner, it was unanimously RESOLVED:

That the Budget Ordinance Amendment be – APPROVED.

(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)

D. Consideration of Bid Award – Sidewalks

Public Works and Utilities Director Dusty Wentz said sidewalk resurfacing this year is focused on East 21st Street and East 22nd Street. All street segments were selected from the Asphalt and Sidewalk Condition assessment completed in late 2015. They are the sidewalk segments that the assessment indicated as having the most severe issues that could be replaced with available funds.

Mr. Wentz said both segments are complete removal, repair of the sub-base, as needed, and replacement of five foot wide sidewalks.

Mr. Wentz said staff solicited bids from local contractors and received three responses. The responses are:

1. Evans Construction Co. No Bid
2. M & M Construction Inc. $79,020
3. Sawyer’s Concrete Co. No Bid

Mr. Wentz said M & M’s bid was found to be complete and accurate.

Mr. Wentz said staff is uncertain of the subsurface conditions of several of the sidewalk segments. Therefore, staff recommends holding a 15% contingency of $11,850 for the project instead of the normal 10%. A 15% contingency would bring the total project cost to $90,870.

Mr. Wentz said City Council appropriated $130,000 this year, with $18,492 already expended on other sidewalk segments. Staff recommends waiting until subsurface conditions are assessed before moving forward with additional sidewalk replacement projects.

Mr. Wentz said staff recommends that Council consider awarding the bid for the Annual Sidewalk Replacement Project to M & M Construction of Banner Elk, Inc. in the amount of $79,020 and hold a 15% contingency of $11,850 in reserve. Any utilization of contingency funds will be presented to Council.

Mayor Anne P. Stedman asked whether the single bid qualified since there were two no-bids.
Mr. Wentz said the single bid qualified.

Upon motion duly made by Council Member Jerry Hodge, seconded by Council Member Tom Rowe, it was unanimously RESOLVED:

That awarding the bid for the Annual Sidewalk Replacement Project to M & M Construction of Banner Elk, Inc. in the amount of $79,020 and to hold a 15% contingency of $11,850 in reserve be – APPROVED.

(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)

Council Member Jody Dixon said he thought last year Council approved $500,000 in spending on new roads and $100,000 for new sidewalks. He asked whether staff was looking in to how to spend the $100,000 on new sidewalks.

Council Member Tom Rowe asked whether $100,000 in spending on new sidewalks was approved.

Mr. Wentz said the $100,000 appropriation was the total amount approved for tearing out old sidewalks and putting in new sidewalks.

**ITEM 6: Old Business**

A. Consideration of Resolution Adopting 10-Year Capital Improvement Plan

City Manager Todd Clark said the CIP was presented at the Council Workshop in January. An in-depth workshop on the CIP was held before the March 20 Council meeting. The plan is a comprehensive account of equipment and projects identified for purchase by the City during the next 10 years. The CIP is integrated into the budget process each year. Finance Director Serina Hinson will review the first year of implementation, which is what is on the agenda for Council to approve tonight.

Ms. Hinson said the CIP includes $73.4 million in capital during 10 years. The resolution being considered is for 10 years, but only the first year is binding.

Ms. Hinson reviewed the capital investments for 2018-2019.

Mayor Pro Tem John Stiver said he had a problem with the garbage trucks. He asked if there was a means to fund them sooner.

Ms. Hinson said replacement of garbage trucks was not in the CIP for 2018-2019. Public Works and Utilities Director Dusty Wentz is looking into which truck replacement to move earlier in the CIP. The 2009 Mack Dumpster truck may be moved earlier. That truck is in the CIP in 2024 for $313,000. If the truck were replaced sooner, it would cost less. Financing the truck over seven years would equal about $50,000 per year.

Mr. Clark said staff is looking for a long-term solution for the sanitation truck.

Mayor Anne P. Stedman said that if the CIP is approved, it will be the formal vote that moves forward the Streetscape Revitalization Project. She said she appreciated all the work of council and staff to get to this point.

Upon motion duly made by Council Member Jerry Hodge, seconded by Council Member Anne Abernethy Wepner, it was unanimously RESOLVED:
That adopting the 10-Year Capital Improvement Plan for Fiscal Years 2019-2028 be – APPROVED.

(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)

ITEM 7: City Manager’s Report

Meetings & Events

- April 13th – Dementia Friendly Newton, Newton Recreation Center, lower level, 8:30-10 a.m.
- April 16th and 23rd – Teen Leadership
- April 26th – WPCOG Annual Meeting, Crowne Plaza, 6:00 p.m.
- April 28th – Spring Litter Sweep, meet at Westside/Jaycee Park, 8:30 a.m.-12:30 p.m.
- April 29th – Newton-Conover Community Concert Band and Jazz Band, Newton-Conover Auditorium, 3 p.m.

**Next City Council Meeting April 24, 2018

Budget Workshop Dates
May 8, 2018
May 10, 2018
May 15, 2018*
May 16, 2018
May 17, 2018**
*Council meeting scheduled
**If needed
All workshops are scheduled to begin at 5:15 p.m.

Other Items
- The Streetscape Revitalization Project has been authorized and bid opening is today. The City’s engineer is assessing bids.
- Surveying has begun on the West A Street Revitalization Project. The City has applied for grant funding to augment the $1.5 million in grants already obtained. Construction will begin in about one year.
- Planning Director Randy Williams said he is working with Newton-Conover High School and Discovery High School students to design bike racks for the Streetscape Revitalization Project. A committee has been organized to choose the top eight designs. Designs should be done by May 1 and students will know which designs were selected by the end of the school year. A design for gateway signs for six locations has also been completed and estimates are being sought.
- A new piece of public art will be installed at the Main Library on April 11.

ITEM 10: Questions and Comments from Mayor and Council

Mayor Anne P. Stedman asked if there were any questions or comments from City Council.

Council Member Jody Dixon gave reports on the Newton Depot Authority and Branding Committee.
ITEM 12:  Adjournment

Upon motion duly made by Council Member Jody Dixon, seconded by Mayor Pro Tem John Stiver, it was unanimously RESOLVED:

That the Meeting be – ADJOURNERED

_________________________________
Anne P. Stedman, Mayor

_________________________________
Amy S. Falowski, City Clerk
CITY OF NEWTON

Sewer Adjustments

TO: E. Todd Clark, City Manager

DATE: 04/17/2018

RE: Sewer Adjustments – 04/24/2018

FROM: Serina Hinson, Finance Director

The following sewer adjustment is recommended for approval. The adjustment is recommended as a result of a water leak at the service address or a pool fill up.

<table>
<thead>
<tr>
<th>Account Number</th>
<th>Name</th>
<th>Service Address</th>
<th>Adjustment Period</th>
<th>Amount of Adjustment</th>
</tr>
</thead>
<tbody>
<tr>
<td>17000207-005</td>
<td>Monika Nayyar</td>
<td>1165 Security St</td>
<td>Apr (Pool)</td>
<td>54.94</td>
</tr>
<tr>
<td>46000500-001</td>
<td>Wanda Morrison</td>
<td>1123 Shannon Dr</td>
<td>Jan-Mar</td>
<td>165.92</td>
</tr>
<tr>
<td>55001530-001</td>
<td>Marshal Pratt</td>
<td>1118 McRee Hts Cir</td>
<td>Feb</td>
<td>23.39</td>
</tr>
</tbody>
</table>

Backup documentation to support each adjustment is on file in the Finance Department. Should you have questions or require further clarification, please notify.
DATE: April 19, 2018

TO: City Council

FROM: Anne P. Stedman, Mayor

CONSIDERATION OF: Appointment – Planning Board

Members of City Council, I would like to recommend the appointment of Deric Skeen to the Planning Board. Mr. Skeen is the Extraterritorial Jurisdiction member appointed by the County Commissioners at their March 10th meeting. This term will expire March 18, 2021.
March 21, 2018

Mr. Deric Skeen
1555 Jarrett Farm Road
Newton, North Carolina 28658

RE: Newton Planning Board

Dear Mr. Skeen:

The Board of Commissioners at its March 19, 2018 meeting appointed you to a first term as an ETJ member on the Newton Planning Board. This term will expire March 18, 2021.

As part of our process, we ask that you please complete the enclosed Volunteer Information Sheet and return it to the County Manager’s Office in the stamped, addressed envelope provided.

All appointees are alerted to Section 2-266 of the Catawba County Code, which states that any person appointed by the Board of Commissioners to serve on any county board, committee, commission and the like shall be determined automatically resigned, without any further board actions, if the appointee misses three consecutive meetings, or at least 50 percent of the meetings in a 12-month period beginning with the date of appointment, without just cause.

Catawba County citizens have a new way to receive information and news about Catawba County Government and the work of the Catawba County Board of Commissioners through an e-mail newsletter called Catawba County E-News! If you're interested in receiving the twice-monthly newsletter by e-mail go to www.catawbacountync.gov and look for a link labeled "Subscribe To Our Newsletters" on the right hand side of the page. For more information, you may contact the Catawba County Public Information Office at 828-465-8464.

We appreciate your willingness to serve in this capacity and wish you a successful tenure.

Sincerely,

Randy Isenhower, Chair
Catawba County Board of Commissioners

pc: Amy Falowski
RESOLUTION 16-2018
CERTIFICATE OF APPRECIATION
CITY OF NEWTON
8 YEARS OF SERVICE

WHEREAS, JOHNNY WILLIAMS HAS SERVED THE CITY OF NEWTON AS A COMMITTED AND DEDICATED MEMBER OF THE TREE BOARD FOR THE CITY OF NEWTON FOR THE PAST EIGHT YEARS; AND

WHEREAS, FOUR OF THESE YEARS WERE SEVERED AS CHAIRMAN OF THE BOARD; AND

WHEREAS, THESE YEARS OF SERVICE HAVE BEEN MARKED BY EXEMPLARY PARTICIPATION VITAL FOR THE SUSTAINABLE OPERATION OF THE COMMITTEE; AND

WHEREAS, HIS YEARS OF SERVICE HAVE BEEN CHARACTERIZED BY A COMMITMENT TO IMPROVE THE COMMUNITY IN WHICH HE LIVES AND THE PUBLIC HE HAS SERVED; AND

WHEREAS, HE REPRESENTED THE NEWTON COMMUNITY FAITHFULLY WITH CANDOR AND INTEGRITY THROUGH HIS WORK ON THE COMMITTEE.

NOW, THEREFORE, BE IT RESOLVED, THE CITY OF NEWTON GRATEFULLY ACKNOWLEDGES AND COMMENDS JOHNNY WILLIAMS FOR HIS EIGHT YEARS OF FAITHFUL SERVICE TO THE TREE BOARD.


________________________________
Anne P. Stedman, Mayor

________________________________
Amy S. Falowski, City Clerk
RESOLUTION 17-2018
CERTIFICATE OF APPRECIATION
CITY OF NEWTON
6 YEARS OF SERVICE

WHEREAS, JIM GARGIS HAS SERVED THE CITY OF NEWTON AS A COMMITTED AND DEDICATED MEMBER OF THE APPEARANCE COMMISSION FOR THE CITY OF NEWTON FOR THE PAST SIX YEARS; AND

WHEREAS, THESE YEARS OF SERVICE HAVE BEEN MARKED BY EXEMPLARY PARTICIPATION VITAL FOR THE SUSTAINABLE OPERATION OF THE COMMITTEE; AND

WHEREAS, HIS YEARS OF SERVICE HAVE BEEN CHARACTERIZED BY A COMMITMENT TO IMPROVE THE COMMUNITY IN WHICH HE LIVES AND THE PUBLIC HE HAS SERVED; AND

WHEREAS, HE REPRESENTED THE NEWTON COMMUNITY FAITHFULLY WITH CANDOR AND INTEGRITY THROUGH HIS WORK ON THE COMMITTEE.

NOW, THEREFORE, BE IT RESOLVED, THE CITY OF NEWTON GRATEFULLY ACKNOWLEDGES AND COMMENDS JIM GARGIS FOR HIS SIX YEARS OF FAITHFUL SERVICE TO THE APPEARANCE COMMISSION.


________________________________
Anne P. Stedman, Mayor

________________________________
Amy S. Falowski, City Clerk
RESOLUTION 18-2018
CERTIFICATE OF APPRECIATION
CITY OF NEWTON
6 YEARS OF SERVICE

WHEREAS, COLETTE TOUCHETTE has served the City of Newton as a committed and dedicated member of the Appearance Commission for the City of Newton for the past six years; and

WHEREAS, all six of these years were severed as chairman of the board; and

WHEREAS, these years of service have been marked by exemplary participation vital for the sustainable operation of the committee; and

WHEREAS, her years of service have been characterized by a commitment to improve the community in which she lives and the public she has served; and

WHEREAS, she represented the Newton community faithfully with candor and integrity through her work on the committee.

NOW, THEREFORE, BE IT RESOLVED, the City of Newton gratefully acknowledges and commends Colette Touchette for her six years of faithful service to the Appearance Commission.


________________________________
Anne P. Stedman, Mayor

________________________________
Amy S. Falowski, City Clerk
CITY OF NEWTON
REQUEST FOR COUNCIL ACTION

DATE: April 19, 2018

TO: E. Todd Clark, City Manager

FROM: Dusty Wentz, PWU Director

CONSIDERATION OF: Consideration of Resolution to Facilitate a Grant Application for North Carolina Clean Water State Revolving Funds

Approved for Council Consideration

Background:

The City has contracted with WR-Martin, an engineering consultant, to prepare two applications for the Clean Water State Revolving Fund (CWSRF) loan cycle this spring. No grant funds are currently being offered, however, the State is offering loans at 0% interest for qualified applications. One application will be for water system replacement, the other for gravity sewer replacement. Approximately 765 feet of 8-inch clay sewer and five (5) manholes, and 15 4-inch sewer lateral connections along and adjacent to S. College and W. A St are in extremely poor condition. In the same area, approximately 1,050’ of 6-inch and 375’ of 10-inch water main, two (2) existing fire hydrants, and 18 water service connections are also in poor condition.

WR-Martin will prepare and submit the application and the preliminary engineering report (PER) while other design / engineering work will be completed by McGill and Assoc., the consultant contracted for the Streetscape Project. The application deadline is April 30.

Mr. Dennie Martin, consultant at WR-Martin, has reviewed information collected by staff and feels that the section of gravity sewer and water main in this location will score well in the application process. The loan offer to the City will be determined during the application review process and dependent upon State funds available and other qualified applications.

At this time, a preliminary cost estimate has not been prepared. Please be advised that a cost estimate however will be developed along with the PER. The attached resolution (required to submit the application) does not require a cost estimate to be included. The budget estimate shown in the CIP is $278,450 (Phase II) and $154,900 (Phase III).

Action Suggested:

Staff requests City Council approval of the attached resolution and seek financial assistance through the North Carolina Clean Water Management Trust Fund for the Gravity Sewer Replacement portion and the Water Replacement portion of the Streetscape Project, Phases II and III.
RESOLUTION 2018

BY NEWTON CITY COUNCIL

WHEREAS, The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater collection system and drinking water distribution system improvement project, and

WHEREAS, The City of Newton has need for and intends to construct a wastewater collection system and drinking water distribution system improvement project described as replacing aging infrastructure (in excess of 40 years old) including approximately 765 LF of 8-inch gravity sewer collection system piping, 5 manholes, and approximately 15 associated 4-inch sewer service connections, approximately 1,050 LF of 6-inch and approximately 375 LF of 10-inch water distribution system piping, replacing 2 existing fire hydrants, adding 2 new fire hydrants, and replacing approximately 18 water service connections, and

WHEREAS, The City of Newton intends to request state loan or grant assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE NEWTON CITY COUNCIL:

That City of Newton, the Applicant, will arrange financing for all remaining costs of the project, if approved for a State loan or grant award.

That the Applicant will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the Applicant agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the City of Newton to make scheduled repayment of the loan, to withhold from the City of Newton any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the Applicant will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Todd Clark, City Manager, and Anne P. Stedman, Mayor, the Authorized Officials, and successors so titled, are hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a loan or grant to aid in the construction of the project described above.

That the Authorized Official, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the Applicant has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the 24th of April, 2018 at Newton, North Carolina.

Anne P. Stedman, Mayor
CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting City Clerk of the City of Newton does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the Newton City Council duly held on the 24th day of April 2018; and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this ________ day of ______________, 20____.

(Signature of Recording Officer)

City Clerk

(Title of Recording Officer)
CITY OF NEWTON
REQUEST FOR COUNCIL ACTION

DATE: April 18, 2018
TO: E. Todd Clark, City Manager
FROM: Kevin L. Yoder, Fire Chief
CONSIDERATION OF: Budget amendment for repairs to 1997 Sutphen Ladder Truck.

Approved for Council Consideration

Background:

The Fire Department operates a 1997 Sutphen 100’ elevated platform ladder truck. The apparatus is currently in need of repair. The large reels that provide electricity, communications, and air to the elevated platform have begun to malfunction and damage has occurred to the electrical and communications cables that reach the top of the ladder and platform.

This truck was partially refurbished in 2015; however, the reels and cables were in satisfactory condition at that time and were not replaced.

The total repair estimate for the new reels, cables and installation is $22,741.00.

The FY2017-2019 budget contained $44,400 for Vehicle Repair and Maintenance. To date, approximately $37,000 has been spent or encumbered. The $7,000 that remains will be necessary to sustain the remainder of the budget year for repairs to Fire Department vehicles.

The replacement reels and cable will need to be ordered from the manufacturer of the Ladder Truck and the replacement and repairs will be done locally.

This Fire Apparatus is not scheduled for replacement in the Capital Improvement Plan until 2024-2025.

Action Suggested:

Approval of the attached budget amendment for $22,750 to complete repairs to the Fire Department 1997 Ladder Truck.
April 3, 2018

Newton Fire Department
Re: Ladder 1

(1) A. Replace the existing reel for the 22 conduct cable with a new reel, part#10004548.
   B. Replace the existing 22 conduct cable on this reel with new cable, part#10036958.
      Parts $15,432.00 plus applicable tax & freight
      Approximate Labor $2,000.00

(2) Replace the existing reel with 3 conduct black cable with new reel and cable, part#10046336.
    Parts $1,881.00 plus applicable tax & freight
    Approximate Labor $1,000.00

(3) Replace the existing air reel with a new air reel and new air hose, part #10035656.
    Parts $1,203.00 plus applicable tax & freight
    Approximate Labor $1,000.00

(4) Replace both white black at end of the ladder, one on each side with new blocks.
    Parts & Labor $225.00 plus applicable tax

**Effective March 1, 2016, All labor and installation services performed in North Carolina are taxable as defined in NC Tax Statute 105-164.4(A).**

We appreciate the opportunity to submit this estimate to you. Please let us know if you have any questions or need additional information.

*Please Note: Unless other arrangements are made, our standard company policy request payment upon completion of work at our facility (241 Advent Church Road, Taylorsville, NC 28681).

Sincerely,

W. Matthew Richey

arr
AN ORDINANCE TO AMEND REVENUES AND EXPENDITURES FOR FISCAL YEAR 2017-2018 FOR THE CITY OF NEWTON

WHEREAS, the City Council of the City of Newton have adopted a Budget Ordinance for fiscal year beginning July 1, 2017, and ending June 30, 2018, in accordance with the General Statutes of the State of North Carolina; and

WHEREAS, the City of Newton City Council desires to appropriate funds for repairs to the 1997 Sutphen ladder truck. The ladder truck was partially refurbished in 2015; however, the reels and cables which have begun to malfunction were not part of that refurbishment due to their satisfactory condition at that time. Estimated repairs are $22,750; and,

WHEREAS, the City of Newton City Council desires to approve utilization of fund balance and the related appropriation for the repairs to the 1997 Sutphen ladder truck within the Fire Department operating budget; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON, NORTH CAROLINA, THAT:

THE FOLLOWING SOURCE OF REVENUE AND APPROPRIATION ARE HEREBY APPROVED.

<table>
<thead>
<tr>
<th>General Fund Revenues</th>
<th>Fund Balance Appropriation 11-0000.3990</th>
<th>$ 22,750</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund Appropriations</td>
<td>Vehicle Repairs/Maintenance 11-4340.6530</td>
<td>$ 22,750</td>
</tr>
</tbody>
</table>

Adopted this 24th day of April, 2018.

Anne P. Stedman, Mayor

Attest:

Amy S. Falowski, City Clerk
DATE: April 16, 2018
TO: E. Todd Clark, City Manager
FROM: Donald G. Brown II, Chief of Police
CONSIDERATION OF: Consideration of Budget Ordinance Amendment for the Emergency Telephone System Fund.

Approved for Council Consideration

Background:

In January 2018, the Newton Police received its final review of expenditures for the previous fiscal year from the North Carolina 911 Board. As a result of the review, some additional software expenditures were approved by the Board that had not been previously paid by the Police Department. Expenditure adjustments requested by the 911 Board will create a negative total in the current fiscal year Emergency Telephone System Fund. An adjustment of $6750.00 moved from the Emergency Telephone System Fund Balance is needed to balance this line item for the remainder of the current fiscal year.

Summary:

Allocate $6750.00 from the Emergency Telephone System Fund Balance to the current fiscal year Emergency Telephone System budget to cover additional expenditures.

Requested Action:

Motion to adopt the attached budget ordinance to authorize additional expenditures from the Emergency Telephone System Fund.
AN ORDINANCE TO AMEND REVENUES AND EXPENDITURES FOR FISCAL YEAR 2017-2018 FOR THE CITY OF NEWTON

WHEREAS, the City Council of the City of Newton have adopted a Budget Ordinance for fiscal year beginning July 1, 2017, and ending June 30, 2018, in accordance with the General Statutes of the State of North Carolina; and

WHEREAS, the City of Newton City Council desires to appropriate funds for additional software expenditures approved by the North Carolina 911 Board in the amount of $6,750; and,

WHEREAS, the City of Newton City Council desires to approve utilization of fund balance from the Emergency Telephone System Fund and to approve the related appropriation for additional software; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON, NORTH CAROLINA, THAT:

THE FOLLOWING SOURCE OF REVENUE AND APPROPRIATION ARE HEREBY APPROVED.

General Fund Revenues
Fund Balance Appropriation 23-0000.3990 $ 6,750

General Fund Appropriations
Service/Maint Contract - Software 23-4310.7430 $ 6,750

Adopted this 24th day of April, 2018.

Anne P. Stedman, Mayor

Attest:

Amy S. Falowski, City Clerk