AGENDA
CITY OF NEWTON

May 15, 2018
AGENDA
CITY OF NEWTON
NEWTON CITY COUNCIL - REGULAR MEETING
May 15, 2018
7:00 p.m.

1. Call to Order – Mayor Anne P. Stedman

2. Opening – Council Member Jerry Hodge

3. Approval of Minutes from the May 1, 2018 Regular Meeting

4. Consideration of Consent Agenda Items
   A. Tax Releases – April 2018
   B. Sewer Adjustments
   C. Consideration of Resolution to Write Off Uncollectible Accounts and the Related Budget Ordinance Amendment

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. Presentation
   A. Teen Leadership
   B. Bike Rack Designs

7. New Business
   A. Consideration of the Newton Rural Service District Contract with Catawba County

8. City Manager’s Report

9. Questions and Comments From Mayor and Council
   A. Reports from Appointed Representatives on Outside Boards – Mayor Pro Tem John Stiver

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.
MINUTES
REGULAR MEETING OF THE NEWTON CITY COUNCIL
May 1, 2018 – 7 p.m.
The regular meeting of the Newton City Council was held at 7 p.m. Tuesday, May 1, 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 Clerk Amy S. Falowski, 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
Mayor Pro Tem John Stiver provided the invocation and Pledge of Allegiance.

ITEM 3: APPROVAL OF MINUTES
Upon motion duly made by Council Member Jerry Hodge, seconded by Council Member Anne Wepner, it was unanimously RESOLVED:

That the Regular Minutes of the April 24, 2018 City Council meeting be – APPROVED

ITEM 4: CONSIDERATION OF CONSENT AGENDA ITEMS
Upon motion duly made by Council Member Ed Sain, seconded by Mayor Pro Tem John Stiver, it was unanimously RESOLVED:

That the Consent Agenda be – APPROVED

A. Consideration of Appointments to Commissions/Committees

B. Consideration of Budget Ordinance Amendment for International Paper Contribution

C. Consideration of Proclamation – Police Week

D. Consideration of Proclamation – Public Works Week

E. Consideration of Proclamation – National Day of Prayer

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

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: Presentation

A. Resolution – Certificate of Appreciation for Police Chaplain, Todd Rudisil

Mayor Anne Stedman presented a resolution - certificate of appreciation for volunteer services to Police Chaplain, Todd Rudisil.

ITEM 7: New Business

A. Consideration of Award of Project Contract on Streetscape Phase 1

Planning Director Randy Williams stated that during 2015, Allison Platt & Associates were hired to create a vision for downtown Newton with a comprehensive streetscape plan. Over the course of the year, several public meetings and presentations were held to gain insight from the citizens and the Council approved the plan in December 2015. During 2016, the City continued to gain citizen input through various efforts including the Demonstration Project on College Avenue and hiring McGill Associates to produce engineered construction plans. In 2017, those plans were completed and in early 2018, the City solicited for construction bids.

Mr. Williams stated that Phase 1 of the project includes Main Avenue, from 2nd Street to A Street and the amphitheatre. This is the first phase to implement the plan which includes the construction of improved sidewalks and street furniture; vehicular, bicycle and pedestrian traffic improvements; amphitheatre; related amenities; and infrastructure needs including water, sewer, stormwater and electric improvements.

Mr. Williams explained that with the assistance of McGill Associates and two advertisements for bids, the City received two (2) bids for the project and based on their analysis and reviewed by the Planning and Public Works staffs, Sealand Contractors is the recommended bidder.

Mr. Williams stated that the bid of $3,355,173.70 is the lowest responsible base bid amount. An additional $98,000 is included as an alternate for the mast arm traffic signals. The City is awaiting NCDOT’s traffic signal approval and if the pole-mounted signals are approved, that alternate will not be required and subtracted from the contract. City staff also recommends a 10% contingency of $343,000 be included which, if necessary, staff will request from Council for approval.

Planning, Public Works and Finance staffs request that City Council approve the award of bid for the Phase 1 Streetscape Improvements to Sealand Contractors Corporation as recommended by McGill Associates as presented.

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

That Award of Project Contract on Streetscape Phase 1 be – APPROVED

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

B. Presentation of Fiscal Year 2018-2019 Budget

City Manager Todd Clark reviewed his message to the Council on the Fiscal Year 2018-2019 Budget.

Mayor Stedman thanked staff for their hard work and for presenting such a conservative budget.
ITEM 8: City Manager’s Report

Meetings & Events

- May 2nd – Peoples Bank Corporate Center Ribbon Cutting, 518 West C St., 11:30 a.m.
- May 4th – Lucre’s Restaurant Ribbon Cutting, 1901 Northwest Blvd, Suite V, 11:00 a.m.
- May 11th – The Hoke Agency Real Estate Ribbon Cutting, 22 South Main Ave., Suite 201, 11:00 a.m.

**Next City Council Meeting May 15, 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 Projects

- Bike Rack designs were picked up today at Newton-Conover High School. We anticipate presenting the winning designs at one of the upcoming Council Meetings
- Mr. Cilley and Mr. Williams have been working with BB&T to secure the property for the amphitheater. The formal Permanent Easement document is being signed and sent to us this week
- The field work for the surveying on the West A Street project should be completed within the next two weeks

ITEM 9: Questions and Comments from Mayor and Council

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

Mayor Stedman gave reports on the DNDA and the Public Arts Commission.

ITEM 10: Adjournment

Upon motion duly made by Council Member Jody Dixon, seconded by Council member Ed Sain, it was unanimously RESOLVED:

That the Meeting be – ADJOURNED

__________________________________________
Anne P. Stedman, Mayor

__________________________________________
Amy S. Falowski, City Clerk
The following tax releases have been received from the Catawba County Tax Collector. The reason for each release is annotated beside the name.

<table>
<thead>
<tr>
<th>Tax Year</th>
<th>Tax Release Number</th>
<th>Name</th>
<th>Reason</th>
<th>Amount of Release</th>
</tr>
</thead>
<tbody>
<tr>
<td>2017</td>
<td>81</td>
<td>Little, Charlie D</td>
<td>Small underpayment</td>
<td>$0.04</td>
</tr>
<tr>
<td>2017</td>
<td>82</td>
<td>Mitchell, Michael C</td>
<td>Value change</td>
<td>$4.25</td>
</tr>
</tbody>
</table>

Should you have any questions or need clarification, please notify. Releases are submitted as required by NCGS § 105-381(b).
CITY OF NEWTON

Sewer Adjustments

TO: E. Todd Clark, City Manager  DATE: 05/09/2018
RE: Sewer Adjustments – 05/15/2018
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>60001400-013</td>
<td>Patricia Banks</td>
<td>10 S Coulter Ave</td>
<td>Jan</td>
<td>$ 30.46</td>
</tr>
<tr>
<td>10000100-013</td>
<td>Jesus Delgado</td>
<td>406 S Ashe Ave</td>
<td>Oct-Final</td>
<td>$561.95</td>
</tr>
<tr>
<td>10000100-014</td>
<td>Antonio Dejesus Lopez</td>
<td>406 S Ashe Ave (tenant)</td>
<td>Jan</td>
<td>$250.24</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: May 7, 2018

TO: E. Todd Clark, City Manager

FROM: Serina T. Hinson, Finance Director

CONSIDERATION OF: Resolution to Write Off Uncollectible Accounts and Related Budget Ordinance Amendment.

Approved for Council Consideration

Background:

Although the City has established and implemented procedures to collect payment for services and miscellaneous billings and to actively pursue delinquent accounts, there are occasions where amounts are not collected.

Staff has identified those accounts meeting one or more of the following criteria:

1) Expired statute of limitations: Debt has exceeded three years or other applicable statutory limitation.
2) Bankruptcy: Account has been discharged through bankruptcy court.
3) Deceased: Debtor is deceased with no estate.
4) Unjustifiable Cost: Amount of debt is less than $50; therefore, it is not eligible for the North Carolina Debt Set-Off Program.

After the debt has been removed from the accounts receivable subsidiary ledger and the financial records of the City, the debt is no longer recognized as collectible for financial reporting purposes; however, the legal obligation to pay the debt will still remain.

Action Suggested:

1) Approve the attached Resolution to Write Off Uncollectible Utility and Miscellaneous Billing Accounts.

2) Approve the attached Budget Ordinance Amendment related to the Write Off of Uncollectible Utility and Miscellaneous Billing Accounts.
ORDINANCE # 2018-13

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, 2017, in accordance with the General Statutes of the State of North Carolina; and

WHEREAS, the City of Newton City Council has reviewed the list of uncollectible utility and miscellaneous billing accounts; and

WHEREAS, the Finance Director has determined that specific utility and miscellaneous billing accounts totaling $67,299.98 which is attached hereto and made a part hereof by reference have been deemed uncollectible and should be written off as bad debt; and

WHEREAS, diligent efforts have already been made to collect the amounts shown on the attached list; however, said accounts are uncollected and further efforts at collection are not possible either due to statutory limits, bankruptcy, deceased debtor, or not being cost effective; and

WHEREAS, continuing to include such amounts in the financial records of the City could result in a distorted balance sheet.

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 Appropriated 11-0000.3990 $ 4,050

General Fund Appropriations
   Bad Debt Expense 11-6900.7925 $ 4,050

Water/Wastewater Fund Revenues
   Fund Equity Appropriated 61-0000.3995 $ 18,250

Water/Wastewater Fund Appropriations
   Bad Debt Expense 61-6900.7925 $ 18,250
Electric Fund Revenues
Fund Equity Appropriated 63-0000.3995 $45,100

Electric Fund Appropriations
Bad Debt Expense 63-6900.7925 $45,100

Adopted this 15th day of May, 2018.

Anne P. Stedman, Mayor

Attest:

Amy S. Falowski, City Clerk
RESOLUTION # 20-2018
CITY OF NEWTON

RESOLUTION TO WRITE OFF UNCOLLECTIBLE ACCOUNTS

WHEREAS, the City of Newton City Council has reviewed the list of uncollectible utility and miscellaneous billing accounts; and

WHEREAS, the Finance Director has determined that specific utility and miscellaneous billing accounts totaling $67,299.98 which is attached hereto and made a part hereof by reference have been deemed uncollectible and should be written off as bad debt; and

WHEREAS, diligent efforts have already been made to collect the amounts shown on the attached list; however, said accounts are uncollected and further efforts at collection are not possible either due to statutory limits, bankruptcy, deceased debtor, or not being cost effective; and

WHEREAS, continuing to include such amounts in the financial records of the City could result in a distorted balance sheet;

NOW, THEREFORE BE IT RESOLVED by the governing body of the City of Newton, North Carolina that the write off of $67,299.98 of uncollectible utility and miscellaneous billing accounts are hereby approved and the Finance Director is authorized and directed to post the necessary transaction(s) to write off the bad debt in the financial records of the City.

Adopted this 15th day of May, 2018.

Attestation:

________________________________________
Anne P. Stedman, Mayor

________________________________________
Amy S. Falowski, City Clerk

[Seal of Newton, North Carolina]
CITY OF NEWTON
REQUEST FOR COUNCIL ACTION

DATE: May 7, 2018

TO: E. Todd Clark, City Manager

FROM: Kevin Yoder, Fire Chief

CONSIDERATION OF: Consideration of Rural Service District Contract with Catawba County for the Newton Rural Service District

Background:

1. The City of Newton Fire Department currently provides fire protection services to approximately 25 square miles of rural area adjacent to the City of Newton corporate limits. This area is referred to as the “Newton Rural Service District”.

2. Emergency Services within the “Newton Rural Service District” are funded through a service district tax. The service district tax rate is currently 9.00 cents per $100 valuation. This fire tax generates approximately $450,000 of annual revenue.

3. The “Newton Rural Service District Tax” is proposed to increase to 12.00 cents per $100 valuation. This increase will generate an additional $154,000. The request, if authorized by Catawba County, will be used for salary and benefits associated with six new positions within the Fire Department that are partially funded through a 2016 federal SAFER grant award. The proceeds from the grant are to be distributed over a three year grant period.

4. Catawba County has also requested additional services from the City including the addition of medical first response and rescue throughout the entire rural area. A modification to the rural service district contract is necessary if the City chooses to accept the added responsibility.
5. In consideration of the added responsibility for providing medical first response and rescue, Catawba County is offering a combination loan and grant for the purchase of a new rescue/hazardous materials truck with an estimated value of $900,000. Under the terms of this agreement, the County agrees to provide the City of Newton a loan at 0% interest and a grant equivalent to 25% of the purchase price of the apparatus. The City will make flat annual debt service payments to Catawba County for a term of 15 years for 75% of the cost of the apparatus. The loan amount for 75% of the cost of an apparatus valued at $900,000 is $675,000. The annual debt service payment on the $675,000 loan will be $45,000. The grant pledged by Catawba County is valued at $225,000. In the event the City or County terminates the service agreement prior to the maturity of the loan, the City will be responsible for repaying Catawba County the remainder of the outstanding loan debt with interest (6% interest) and refund a portion of the grant proceeds calculated on prorated basis over the 15 year term ($15,000 per year for the remainder of the term of the loan).

6. A proposed service contract has been drafted cooperatively between the City and County, including attorneys for both, and is attached to this Request for Council Action for your review.

Action Suggested:

The staff recommendation is to enter into the contract with Catawba County.
This AGREEMENT, made the____ day of _________, 2018, between CATAWBA COUNTY, hereafter referred to as “County”, and CITY OF NEWTON, hereafter referred to as “Municipality”.

W I T N E S S E T H:

WHEREAS, certain Municipal fire departments have been organized within Catawba County, and have sufficient equipment and personnel to meet the qualifications and regulations as required by the North Carolina Department of Insurance; and

WHEREAS, Municipality is situated in Catawba County and is in proximity to the Fire Protection Service District identified in Attachment A, attached and incorporated herein by reference; and

WHEREAS, pursuant to North Carolina General Statute (NCGS) 153A-233, the Catawba County Board of Commissioners is authorized and empowered to provide for the organization, equipment, maintenance, and the governing of fire departments within its jurisdiction, and has adopted Fire Protection Service Districts, in accordance with NCGS 153A-301(a)(2); and

WHEREAS, County, has need for assistance with Fire Protection, Medical First Responder and Rescue services; and

WHEREAS, Municipality is equipped, able and desires to provide Fire Protection, Medical First Responder and Rescue service to County;

NOW THEREFORE, in consideration of the mutual agreements made, and pursuant to the authority granted by North Carolina General Statutes, County and Municipality agree as follows:

1. County agrees to annually levy and collect upon all taxable property lying within the boundaries of the Fire Protection Service District, more particularly described in Attachment A, attached and incorporated herein by reference, an ad valorem property tax as determined by the Catawba County Board of Commissioners.

2. To ensure tax is used for the purpose of fire protection, medical first response and rescue services in the Fire Protection Service District where it originated, County shall keep the collected taxes in a separate fund until delivery to the Municipality for fire protection, medical first response and rescue services in the fire protections service district identified in Attachment A.
3. The purpose of Fire Protection Service Districts is to provide fire protection to citizens and property. Before any changes are made to Fire Protection Service Districts, County will meet and consult with affected Municipality and/or fire department, and will only make changes in accordance with law.

4. Municipality agrees to furnish and provide fire protection service, and other emergency services as deemed necessary by Municipality, to all property lying within the boundaries of the Fire Protection Service District identified in Attachment A. Municipality will dispatch firefighting and/or protection services upon any call indicating a need for firefighting, fire protection, rescue or medical first response services within the Fire Protection Service District identified in Attachment A.

5. County agrees to loan Municipality the amount necessary to purchase, equip and place in service, a new rescue/hazardous materials unit, estimated at a cost of approximately Nine Hundred Thousand Dollars ($900,000) but not to exceed Nine Hundred Fifty Thousand Dollars ($950,000), (herein after “Initial Loan”). Regardless of the amount of the Initial Loan, Municipality shall repay County 75% of the Initial Loan at a Zero Percent (0%) annual interest rate. Absent early termination by either party, referenced below, Municipality shall repay County 75% of the Initial Loan (herein after “Payback Loan”) in Fifteen (15), annual payments. Municipality shall make the first payment to County 12 months from the date County lends Municipality the Initial Loan amount. Municipality is responsible for purchasing the equipment referenced herein. Municipality shall, within 10 days of purchase of equipment, deliver a copy of the invoice to County and within 15 days of receipt County shall remit the Initial Loan to Municipality. The Initial Loan includes a 25% grant to Municipality. Only upon termination of this Agreement, prior to June 30, 2034 in accordance with Paragraph 15, would Municipality repay County for said grant. To determine the amount of the grant to be repaid (25% of the Initial Loan), the Initial Loan will be divided by 15. That amount shall be multiplied by the number of years between the date of termination and June 30, 2034. In the event County or Municipality terminates this Agreement prior to June 30, 2034, in accordance with Paragraph 15, Municipality shall, within 365 days of the effective date of the termination, repay the balance of the Payback Loan as well as a portion of the Initial Loan 25% grant. To determine the repayment, amount the remaining balance of the Payback Loan at the time of termination shall be divided by the number of years between the date of termination and June 30, 2034. 6% interest shall be added to this amount of the Payback Loan and that figure will be added to the amount calculated for the Initial Loan as described in this Paragraph 6. Municipality shall pay County this full amount within 365 days of the effective date of termination. This paragraph shall survive any expiration or termination of
this Agreement.

7. Municipality, when dispatched and through its fire department, will promptly and properly attend and fight all fires occurring within its district. Municipality, through its fire department, will strive to meet annual average response criteria of no more than six (6) minutes within its fire district beginning from the time of dispatch until the first apparatus arrives on the scene. This response criterion excludes mutual aid calls where apparatus must respond into neighboring districts. This response criterion also excludes service calls and non-emergency responses. All responses must be performed with due regard for the safety of all persons using the highway, and in the accordance with law. Fire Department must submit to the Catawba County Fire Marshal monthly, the previous month’s fire incident reports. These reports must be submitted by the 15th of each month. Data will be collected and reviewed quarterly and analyzed annually to insure that the 6-minute response criteria is realistic.

8. Municipality agrees to provide the necessary personnel for a Medical First Responder Program. All Medical First Responders shall be certified by the State of North Carolina, Office of Emergency Medical Services, as Emergency Medical Responders or have a certification of a higher degree. Medical First Responders shall respond to medical emergencies when dispatched by the Catawba County Communications Center and shall provide emergency care until relieved by Catawba County EMS personnel. At least one EMT (Emergency Medical Technician) must respond to every call that the Catawba County Communications Center dispatches Municipality to. Response times to emergency calls must average six (6) minutes or less. Average response times will be calculated on a monthly basis. County reserves the right to modify the Medical First Responder program at any time, however, County shall consult with Municipality prior to making any modifications.

9. Municipality will maintain a record of each medical call answered and shall maintain medical records in accordance with applicable laws.

10. Municipality will maintain a minimum of one vehicle equipped in accordance with the North Carolina Department of Insurance, Office of State Fire Marshal and the North Carolina Association of Rescue Squads & EMS, Inc. equipment guidelines and training standards. This unit must be, at a minimum, equipped for “Light” rescue services as defined by North Carolina Association of Rescue & EMS, Inc and additionally utilize hydraulic equipment.

11. Municipality will provide liability insurance protection, in the amount of at least one million dollars, to cover its responders and equipment. This agreement shall not be construed as a waiver or partial waiver of any claim of government immunity available to Municipality against any claim of liability.
12. Municipality agrees to maintain personnel and equipment and comply with training and meeting requirements and other rules and regulations of the North Carolina Department of Insurance, as required for certification as a fire department.

13. The County Fire Marshal will, at least annually, review the specifications as set out above and will recommend to the Emergency Services Director, as needed, any amendments or changes which the Fire Marshal may deem advisable. No recommended amendments or changes will be effective until the modifications have been adopted in writing and signed by the authorized representatives of County and Municipality.

14. Municipality agrees to provide mutual aid and assistance to other fire departments and emergency service agencies when requested and if resources are available. To better protect and educate the citizens of the County, Municipality’s Fire Department agrees to be an active member of the Catawba County Firefighter’s Association, Inc. The executive board of the Catawba County Firefighter’s Association, by verbal agreement, will strive to develop a plan to reduce the annual dues of the member departments, maintaining them as low as possible. Municipality, through its fire department, agrees to abide by the following objectives of the Catawba County Firefighters Association, Inc., contained in its Constitution and Bylaws amended and adopted May 17, 2004 and as may be subsequently amended.

Objectives of the corporation include:
   A. To coordinate the efforts of the fire departments of Catawba County
      1) To promote the exchange of information to all departments
      2) To assist in the training of all firefighters
      3) To assist in the purchase of equipment and to keep all departments informed of the quality of equipment being used among departments.
      4) Inform the departments about new or existing equipment, guidelines and compliances that other organizations are using.
      5) To strive for standardization among member departments i.e., equipment, guidelines when possible.
      6) To assist in securing better equipment for all fire departments of Catawba County.
   B. To maintain a liaison with Emergency Management, Catawba County Fire-Rescue Division, Catawba County Law Enforcement Agencies, the Board of County Commissioners of Catawba County, and all other governmental agencies, which may be willing or able to assist in the promotion of fire protection; and
   C. To keep departments informed of benefits (local, state and federal) for all firefighters and their families, in all Catawba County Fire Departments.

15. This contract is effective July 1, 2018 through June 30, 2019, and in the absence
of any changes or exercise of a notice of termination as hereafter provided, shall automatically renew for successive one year terms until terminated. This contract may be terminated by either party, with or without cause, by providing written notice of its intent to terminate to the other party at least 180 days before the conclusion of each fiscal year. In the event Municipality or County terminates this Agreement, Municipality shall pay County the full amount Municipality owes County calculated pursuant to Paragraph 6 or 7, within 365 days of the date of termination. Written notices may be sent via first class mail to the persons below:

County: Bryan Blanton, Director
Catawba County Emergency Services
P.O. Box 389
Newton, NC 28658

Municipality: Todd Clark, Manager
City of Newton
401 North Main Avenue
Newton, NC 28658

IN WITNESS WHEREOF, the parties have caused this instrument to be executed in duplicate originals on the date written above, by persons duly authorized to do so.

CATAWBA COUNTY
BOARD OF COMMISSIONERS

By: ________________________________
C. Randall Isenhour, Chair

ATTESTED

________________________________
Barbara E. Morris, Clerk

CITY OF NEWTON

By: ________________________________
Anne P. Stedman, Mayor
ATTESTED:

____________________________________
Amy Falowski, Clerk

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act on behalf of County.

____________________________________  ______________________________
Date      Robert Miracle, Finance Director

APPROVED AS TO FORM:

____________________________________
Date      Debra Bechtel, County Attorney

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act on behalf of County.

____________________________________
Date      Serina Hinson, Finance Director

APPROVED AS TO FORM:

____________________________________
Date      John H. Cilley