

# **AGENDA**

## **CITY OF NEWTON**



**May 17, 2016**

**AGENDA**  
**CITY OF NEWTON**  
**NEWTON CITY COUNCIL - REGULAR MEETING**  
**May 17, 2016**  
**7:00 p.m.**

- |      |     |   |
|------|-----|---|
| Page | 1.  | <b><u>Call to Order – Mayor Anne P. Stedman</u></b>   |
|      | 2.  | <b><u>Opening – Council Member John Stiver</u></b>  |
| 1    | 3.  | <b><u>Approval of Minutes from the May 3, 2016 Regular Meeting</u></b>  |
|      | 4.  | <b><u>Consideration of Consent Agenda Items</u></b>   |
| 8    | A.  | Sewer Adjustments   |
|      | 5.  | <b><u>Comments from the Public: (PERSONS WANTING TO MAKE A PUBLIC COMMENT ON NON-AGENDA ITEMS ARE REQUESTED TO SIGN IN WITH THE CITY CLERK PRIOR TO THE MEETING):</u></b> |
|      | 6.  | <b><u>Public Hearing</u></b>  |
| 9    | A.  | Consideration of Ordinance Amendment – Subdivision Review Board   |
|      | 7.  | <b><u>New Business</u></b>  |
|      | A.  | Presentation – Community Health Assessment – Catawba County Public Health   |
|      | B.  | Report on Recent Department of Insurance Rating for Fire Protection Services  |
| 11   | C.  | Consideration to Adopt Resolution for the Sale of Real Property   |
| 15   | D.  | Consideration of Resolution for 10 year Capital Improvement Plan  |
|      | 8.  | <b><u>City Manager’s Report</u></b>   |
|      | 9.  | <b><u>Questions and Comments From Mayor and Council</u></b>   |
|      | A.  | Report from Appointed Representative on Outside Boards – Council Member Jerry Hodge   |
|      | 10. | <b><u>Closed Session to Consult with City Attorney - G.S. 143-318-11(a)(4) and G.S. 143-318-11(a)(5)</u></b>  |
|      | 11. | <b><u>Adjournment</u></b>   |

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 City of Newton does not discriminate on the basis of disability in the provision of its services as charged by the City Council of the City of Newton. All meetings are held in accessible facilities. Any person with a disability needing special accommodations should contact Teresa Laffon, ADA Coordinator, at least 48 hours prior to the scheduled meeting.

**MINUTES  
REGULAR MEETING OF THE NEWTON CITY COUNCIL**

**May 3, 2016 – 7 p.m.**

The regular meeting of the Newton City Council was held at 7 p.m. Tuesday, May 3, 2016 at Newton City Hall.

**PRESENT:** Mayor Anne P. Stedman, Mayor Pro Tem John Stiver and Council Members Tom Rowe, Wes Weaver, Robert C. Abernethy, Jr., Jerry Hodge and Jody Dixon

**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**

Council Member Jody Dixon provided the invocation and Pledge of Allegiance.

**ITEM 3: APPROVAL OF MINUTES**

Upon motion duly made by Council Member Robert C. Abernethy, Jr., seconded by Council Member Tom Rowe, it was unanimously RESOLVED:

That the Regular Minutes of the April 18, 2016 City Council meeting be –  
APPROVED

**ITEM 4: CONSIDERATION OF CONSENT AGENDA ITEMS**

Upon motion duly made by Council Member Robert C. Abernethy, Jr., seconded by Council Member Wes Weaver, it was RESOLVED:

That the Consent Agenda be – APPROVED with the Addition of Municipal Clerk’s  
Week Proclamation.

- A. Sewer Adjustments
- B. Consideration of Appointment to Commissions and Boards
- C. Proclamation – National Police Week – May 15-21, 2016
- D. Proclamation – National Public Works Week – May 15-21, 2016

(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.

Sheila Iveson stated that she would like to make a statement concerning Item 7C, “Consideration to Adopt Resolution for the Sale of Real Property”. Ms. Iveson stated that the property is 1000 N Ashe Ave and is adjacent to her lot. Ms. Iveson stated that in 2013 she inquired about making an offer on this property and that in 2014 she called to make an offer. She stated that she did not hear back about her offer, and that she would have liked to have known how the process worked. Ms. Iveson stated that she has been maintaining the lot since the building was torn down.

Mayor Stedman asked if there was anyone else that would like to speak. No one appeared.

**ITEM 6:**        **Presentation**

A. Marketing Videos – Family and the Newton-Charlotte Connection

Public Information Officer Alex Frick presented the third and fourth of five marketing videos for the City of Newton.

**ITEM 7:**        **New Business**

A. Consideration to Accept North Carolina Department of Transportation Division of Bicycle & Pedestrian Transportation Grant Award – City of Newton Pedestrian Plan, and Adopt Budget Ordinance Amendment

Planning Director Randy Williams stated that the NCDOT Pedestrian Plan Grant Initiative is a matching grant program that encourages municipalities to develop comprehensive pedestrian plans and is sponsored by the Division of Bicycle and Pedestrian Transportation. Mr. Williams stated this program has been in place since 2004 and is eligible for municipalities under 25,000 in population.

Mr. Williams stated this plan will assist the City to address not only the infrastructure needs but also to develop project priorities; review local policies and guidelines; and identify opportunities for the implementation and education and safety programs. NCDOT will assist in choosing a pre-qualified consultant to author the plan and require citizen outreach meetings and a steering committee to oversee the plan development.

Mr. Williams explained that in October 2015, City Council approved the submission of a grant application to NCDOT Bicycle and Pedestrian Division for a city-wide pedestrian plan. Planning Staff received word in March 2016 that the grant application was approved for funding and the City of Newton was awarded the grant.

Mr. Williams stated that with limited resources and a long list of needs for sidewalk repairs and extensions, the NCDOT Pedestrian Plan will assist the City with prioritization, a review of the detailed needs assessment, and determine the best interconnection to bicycle and transit options within Newton. He stated the requirements for the plan development include the establishment of a steering committee, selection of a consultant, quarterly reports submitted to NCDOT and review by the Bicycle and Pedestrian Division to ensure the plan meets NCDOT standards and the needs of the community.

Mr. Williams stated the Pedestrian Plan will also be used as background data for an upcoming comprehensive plan update and identified small area plans. The implementation recommendations of this plan will also be used as we begin to update the development standards for the City. Additionally, it will need to show the benefits of non-vehicular network necessary for transportation to all citizens by establishing safe alternatives to vehicle travel for access throughout the city and open additional connections to recreation facilities.

Mr. Williams stated the grant funds are distributed to local jurisdictions by application for grant funds and require a minimum 30% cash match based on the City’s population. NCDOT has approved the city’s

application and awarded up to \$60,000 for the project, which breaks down as \$42,000 in grant funds, plus the city's match of \$18,000.

Mr. Williams stated that Planning Staff requests that City Council endorse the project, approve the NCDOT funding grant award for the Newton Pedestrian Plan, and adopt the attached Budget Ordinance 2016-9 for this project.

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

That the North Carolina Department of Transportation Division of Bicycle & Pedestrian Transportation Grant Award be – ACCEPTED.

Upon motion duly made by Council Member Robert C. Abernethy, Jr., seconded by Mayor Pro Tem John Stiver it was unanimously RESOLVED:

That Budget Ordinance 2016-9 be – ADOPTED.

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

B. Consideration of Contract for Powell Bill Paving

Public Works Director Dusty Wentz stated that this year, resurfacing is limited to repaving of Cherry Lane. Mr. Wentz stated that Cherry Lane was selected from the Asphalt and Sidewalk Condition Assessment Report completed in late 2015 because it has the most severe issues that could be replaced with available funds.

Mr. Wentz explained that Cherry Lane will have all asphalt removed, the gravel base checked to ensure proper thickness, and 4 inches of asphalt applied in two lifts. Mr. Wentz said staff included 1,000 square yards of gravel base replacement and 1,000 square yards of milling were also included in the bid to gauge unit prices for future work.

Mr. Wentz stated that staff has solicited for bids from local contractors and received three bids. The responses from the bid solicitation are listed below:

- |                 |              |
|-----------------|--------------|
| 1. J.T. Russell | \$79,200     |
| 2. Mid State    | \$107,420.50 |
| 3. Maymead      | \$88,770     |

Mr. Wentz stated that all three bids include a 10% contingency, and were complete and accurate.

Mr. Wentz recommended that Council consider awarding the bid for the Annual Overlay Project to J.T. Russell for \$71,280, and hold a 10% contingency of \$7,920 in reserve, and that any utilization of contingency funds will be presented to council.

Council Member Tom Rowe asked if all asphalt would be removed, Mr. Wentz stated that it would.

Council Member Jerry Hodge stated that the spreadsheet from McGill was very impressive in that it evaluated the streets and will allow the city to get where it needs to be. Mr. Hodge wondered if there is a way to look at the spreadsheet and how to evaluate with a better choice of needs based on more traffic versus a dead end street with only 4 to 6 houses so that there would be a bigger bang for the dollar. Mr. Wentz stated that the color changes on the sheet already so that and that the higher up on the list, the worst the street scored. He stated that the city could spend the money on the green and yellow roads or fix the roads that are already in failure. Mr. Hodge stated that he realizes it is hard with limited funds but

wondered if there is a way to change the aspect of how the city goes about repairing the roads. Council Member Abernethy asked if there is a way to look at the roads with the most travel first. Mr. Hodge stated that he would like to cover the most with as little as possible without losing ground with the level of funding.

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

That Contract for Powell Bill Paving be – APPROVED.

Council Member Hodge stated that he would like to take a look moving forward. Council Member Robert C. Abernethy, Jr. stated that it would be a good topic to discuss in workshop, but that he doesn't want to micro manage. Mayor Stedman agreed.

#### C. Consideration to Adopt Resolution for the Sale of Real Property

City Manager Todd Clark stated the City of Newton acquired a parcel of land located at 1000 North Ashe Avenue several years ago through a foreclosure proceeding for the purpose of demolishing a structure that posed an eminent threat to the health, safety and welfare of the public. The structure has been demolished and the property has no practical use by the City at this time.

Mr. Clark stated the Newton City Council previously declared this parcel as surplus property on March 18, 2014, and that as directed by the City Council, the city staff subsequently advertised the property for sale. Mr. Clark said there was one inquiry, but a sale was not finalized.

Mr. Clark stated that recently, Trae Partners, LLC submitted a bid on April 27, 2016 in the amount of \$1,750. In accordance with North Carolina General Statute §160A-269, "when an offer is made and the council proposes to accept it, the council shall require the offeror to deposit five percent (5%) of his bid with the city clerk, and shall publish a notice of the offer."

Mr. Clark stated that additionally, the Statute requires that the public notice include a general description of the property, the amount and terms of the offer, and a notice that within 10 days any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder. If an upset bid is offered, the bidder must deposit (5%) of his increased bid with the City Clerk and the Clerk must re-advertise the offer at the increased bid. This procedure shall be repeated until no further qualifying upset bids are received, at which time the council may accept the offer and sell the property to the highest bidder. Mr. Clark stated the Statute also provides that the Council may at any time reject any and all offers.

Mr. Clark recommended City Council consider the bid of \$1,750 and if accepted direct the staff to follow the procedures set forth in NCGS §160A-269.

Council Member Jerry Hodge stated that for clarification, the tax value is \$2,200 and the offer is for \$1,750. Mr. Clark stated that is correct.

Council Member Wes Weaver asked how the property is zoned. Mr. Williams stated that it is zoned R-7 Residential.

Council Member Robert C. Abernethy, Jr. stated that he doesn't find the offer sufficient.

Mr. Weaver asked Ms. Sheila Iveson why she maintained the property for so long. Ms. Iveson stated that she has seeded it and watered it since 2012. Mr. Weaver asked what her bid was before, she said that it was \$1,500, and that she now understands the process.

City Attorney John Cilley stated that Council may accept the bid offered tonight or reject it.

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

That the Bid for the Sale of Real Property located at 1000 N Ashe Av, in the amount of \$1,750 be – REJECTED.

#### D. Presentation of Fiscal Year 2016/2017 Budget

City Manager Todd Clark reviewed his message to the Council on the Fiscal Year 2016-2017 Budget.

Mayor Stedman thanked staff for their hard work and for presenting such a conservative budget.

### **ITEM 8: City Manager's Report**

#### **Meetings**

- May 5<sup>th</sup> – Budget Workshop, council chamber, 5:15 p.m.
- May 5<sup>th</sup> – South Newton Elementary Leadership Day at 9:00 a.m.
- May 6<sup>th</sup> – Ribbon Cutting, In My Father's House, 111 E 1<sup>st</sup> Street, 3 p.m.
- May 13<sup>th</sup> – Ribbon Cutting, Turner Finance, 24 South Brady Ave., Suite A 3 p.m.
- May 16<sup>th</sup> - Dedication of the NCWorks Center at Conover Station at 2 p.m.
- May 18<sup>th</sup> – Catawba Valley Business and Health Council Meeting, AHEC 12 at CVMC, 4:30-6:00 p.m.
- May 18<sup>th</sup> -\*Tentative trip to General Assembly, Raleigh
- May 22<sup>nd</sup> – Unity Day, Newton-Conover Auditorium 2 p.m.- 4 p.m.
- May 24<sup>th</sup> – WPCOG Policy Board Meeting hosted by City of Newton at Newton Fire Headquarters – 6 p.m.
- May 31<sup>st</sup> – United Arts Council of Catawba County Annual Meeting at SALT Block
- June 8<sup>th</sup> – Town Hall Day

#### **Budget Workshop**

- May 2, 2016 Presentation of Fiscal Year 2016-2017 Budget to City Council
- May 5, 2016
- May 10, 2016
- May 12, 2016

Tentative Dates if needed:

- May 17, 2016
- May 18, 2016
- May 19, 2016
- June 7, 2016 Public Hearing and Budget Adoption

**All Workshops will begin at 5:15 p.m.**

- On May 18<sup>th</sup> the Recreation Survey Results will be presented to the Steering Committee, results will be presented to city council at an upcoming meeting.

#### **Employees Honored for Various Accomplishments**

- **Patrick Evans** was honored as Policeman of the year and **Bradley Long** was honored as Fireman of the year by the Newton Elks

- The International Public Management Association for Human Resources has recently notified us that **April Hatley**, HR Analyst, recently achieved the highest level of public HR certification. With her degree, experience, and passing a rigorous exam, she received the designation of “IPMA-HR Senior Certified Professional.” By earning this award, she has shown her commitment to the betterment of public sector human resource management and her own personal leadership.
- At a recent awards luncheon, the Catawba County Cancer Task Force recently designated the City of Newton as a “Silver Wellbusiness” for helping to prevent cancer in our community by promoting a healthy workforce.
- On April 22, **Teresa Laffon** was honored by the Local Government Federal Credit Union for her 10 years of serving as an Advisory Council Member.
- On April 19th through April 21st 2016, **William Barlow** (Captain – NFD – Engine 3 – “A” Shift) went to Greensboro to compete in a Skills USA competition at the North Carolina State Conference.

This competition is college based with all testing and evaluations done by NC OSFM (Office of State Fire Marshal) and its officials. Colleges from all over North Carolina came to compete. Due to being in the degree program at CVCC, William was eligible to compete in the Post-Secondary Firefighting Nationals division. The competition is comprised of a written exam, individual interviews, and several firefighter physical skill stations. Scores were tallied and William placed first in North Carolina in his division.

William will now proceed to Louisville Kentucky to compete against all the colleges in the US for the national championship.

While doing this he will be representing Catawba Valley Community College and The City of Newton (Fire Department).

- **Spencer Cline** – Earned a B.S. in Criminal Justice and will graduate from Gardner Webb University this Saturday, May 7, 2016

**ITEM 11: Questions and Comments from Mayor and Council**

Mayor Anne P. Stedman asked if any Council Members would like to make any comments. There were none.

Council Member Robert C. Abernethy, Jr. gave a report on the Appearance Commission.

Points from the Appearance Commission were:

- Light Replacements for Christmas Lights
- Recognition to Collette Touchette for the “Looking Good Program”
- Budget for the Appearance Commission
- Flowers at the Median on 321, Planted by Council Member Tom Rowe and Jim Gargis

**ITEM 9: Closed Session to Consult with the City Attorney – G.S. 143-318-11(a)(4) and G.S. 143-318-11(a)(5)**

Upon motion duly made by Council Member Wes Weaver, seconded by Council Member Robert C. Abernethy, Jr., it was unanimously RESOLVED:

That the City Council enter CLOSED SESSION per G.S. 143-318-11(a)(4) and G.S. 143-318-11(a)(5)

Council Member Robert C. Abernethy, Jr. made the motion to go back into open session, which was seconded by Mayor Pro Tem John Stiver. All Ayes.

**ITEM 10:**      **Recess**

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

That the Meeting be – RECESSED until the Budget Workshop Scheduled for 5:15 p.m., Thursday, May 5, 2014

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Amy S. Falowski, City Clerk



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Anne P. Stedman, Mayor

# CITY OF NEWTON

## Sewer Adjustments

**TO:** E. Todd Clark, City Manager **DATE:** May 10, 2016

**RE:** Sewer Adjustments – May 17, 2016

**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.

<b>Account Number</b>	<b>Name</b>	<b>Service Address</b>	<b>Adjustment Period</b>	<b>Amount of Adjustment</b>
4000840-006	Kathryn Finger	903 S. Brady Ave.	Jan-Mar	\$ 126.25

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

# CITY OF NEWTON REQUEST FOR COUNCIL ACTION

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**DATE:** May 11, 2016

**TO:** E. Todd Clark, City Manager

**FROM:** Alex Fulbright, Assistant Planning Director

**CONSIDERATION OF:** Text Amendment 2016-04 - Composition of the Subdivision Review Board

**Approved for Council Consideration**

  
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**Background:**

At a recent Subdivision Review Board meeting, the issue of composition of the Subdivision Review Board was broached. The existing ordinance needs to be amended to reflect current position titles. In addition, it was discussed that there was the need for clarification on who could serve as an alternate in the event of absence and how the vice-chairmen was selected. The current ordinance reads as follows:

(b) *Composition; chairman.* The SRB shall consist of the city manager, planning director/assistant city manager, director of parks and recreation, director of public works, police chief, and fire chief.

Attendance at all meetings is required, but a member may designate an alternate when attendance at an SRB meeting is precluded by illness, accident, vacation or irreconcilable conflict. The chairman of the SRB shall be appointed by the city manager to serve at his pleasure.

The proposed ordinance, if adopted would address those issues. It reads as follows:

(b) *Composition; chairman.* The SRB shall consist of the City Manager, Planning Director, Director of Parks and Recreation, Director of Public Works, Police Chief, and Fire Chief. The City Manager may designate an alternate to serve on the SRB in his place or in the place of any department head for any length of time determined by the City Manager. Attendance at all meetings is required of each SRB member. The chairman and vice-chairman of the SRB shall be appointed by the city manager to serve at his pleasure.

**Recommendation:**

The Planning Commission unanimously recommends the proposed ordinance as presented.

**ORDINANCE 2016-10**

**AN ORDINANCE AMENDING CHAPTER 90  
“SUBDIVISION”**

**OF THE CITY CODE OF THE CITY OF NEWTON, NORTH CAROLINA  
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON, NORTH  
CAROLINA THAT:**

**Section 1:**

Chapter 90, “Subdivision” of the City Code of the City of Newton shall be amended by deleting Section 102-307 subsection (b) in its entirety and adding in its place the following:

- (b) *Composition; chairman.* The SRB shall consist of the City Manager, Planning Director, Director of Parks and Recreation, Director of Public Works, Police Chief, and Fire Chief. The City Manager may designate an alternate to serve on the SRB in his place or in the place of any department head for any length of time determined by the City Manager. Attendance at all meetings is required of each SRB member. The chairman and vice-chairman of the SRB shall be appointed by the city manager to serve at his pleasure.

**Section 2:**

This Ordinance shall become effective from and after the date of its adoption.

Adopted on the 17<sup>th</sup> day of May, 2016

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Anne P. Stedman, Mayor

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Amy Falowski, City Clerk



**CITY OF NEWTON  
REQUEST FOR COUNCIL ACTION**

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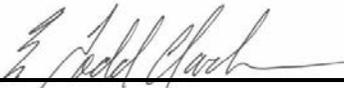
**DATE:** May 12, 2016

**TO:** Todd Clark, City Manager

**FROM:** Sean Hovis, Assistant City Manager

**CONSIDERATION OF:** Consideration of 1000 N Ashe Ave Bid

**Approved for Council Consideration**

  
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**Background:**

The City of Newton acquired a parcel of land located at 1000 North Ashe Avenue several years ago through a foreclosure proceeding for the purpose of demolishing a structure that posed an eminent threat to the health, safety and welfare of the public. The structure has been demolished and the property has no practical use by the City at this time.

The Newton City Council previously declared this parcel as surplus property on March 18, 2014. As directed by the City Council, the city staff subsequently advertised the property for sale. The City Manager had one inquiry, but a sale was not finalized.

Most recently, James E. Brackett submitted a bid on May 12, 2016 in the amount of \$2,200. In accordance with North Carolina General Statute §160A-269, “when an offer is made and the council proposes to accept it, the council shall require the offeror to deposit five percent (5%) of his bid with the city clerk, and shall publish a notice of the offer.”

Additionally, the Statute requires that the public notice include a general description of the property, the amount and terms of the offer, and a notice that within 10 days any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder. If an upset bid is offered, the bidder must deposit (5%) of his increased bid with the City Clerk and the Clerk must re-advertise the offer at the increased bid. This procedure shall be repeated until no further qualifying upset bids are received, at which time the council may accept the offer and sell the property to the highest bidder. The Statute also provides that the Council may at any time reject any and all offers.

**Recommendation:**

The City staff recommends City Council consider the bid of \$2,200, and if accepted direct the staff to follow the procedures set forth in NCGS §160A-269.

**CITY OF NEWTON  
RESOLUTION 5-2016**

**A RESOLUTION AUTHORIZING NEGOTIATED OFFER AND UPSET BID**

**WHEREAS**, it has been determined by the City Council that certain real property owned by the City of Newton is no longer needed for municipal purposes; and

**WHEREAS**, it has been determined that it is in the best interest of the City to offer said real property for sale; and

**WHEREAS**, the City Council is desirous of disposing of the property; and

**WHEREAS**, North Carolina General Statute 160A-269 enables municipalities to conduct sales of real or personal property by negotiated offer, advertisement, and upset bids; and

**WHEREAS**, the City has received an offer to purchase the property described below in the amount of \$2200 submitted by James E. Brackett. \_\_\_\_\_

**NOW THEREFORE, BE IT RESOLVED** that the City Council of the City of Newton hereby authorizes the following tract of real property be sold pursuant to the requirements and procedures of North Carolina General Statute 160A-269 as follow:

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<u>Surplus Real Estate</u>			
<u>Deed Reference</u>	<u>Parcel Number</u>	<u>Address</u>	<u>Tax Value</u>
3106/750	373012977067	1000 N. Ashe Avenue Newton, NC	\$2,200.00

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1. The City Clerk shall cause a notice of the proposed sale to be published. The notice shall describe the property and the amount of the offer, and shall state the terms under which the offer may be upset.

2. Persons wishing to upset the offer that has been received shall submit a sealed bid with

their offer to the office of the City Clerk within 10 days after the notice of sale is published. At the conclusion of the 10-day period, the City Clerk shall open the bids, if any, and the highest such bid shall become the new offer. If there is more than one bid in the higher amount, the first such bid is received; the first such bid received will become the new offer.

3. If a qualifying higher bid is received, the City Clerk shall cause a new notice of upset bid to be published, and shall continue to do so until a 10-day period has passed without any qualifying upset bid having been received. At that time, the amount of the final high bid shall be reported to the City Council.

4. A qualifying higher bid is one that raises the existing offer by not less than ten percent (10%) of the first \$1,000.00 of that offer and five percent (5%) of the remainder of that offer

5. A qualifying higher bid must also be accompanied by a deposit in the amount of five percent (5%) of the bid; the deposit may be made in cash, cashier's check, or certified check. The City will return the deposit on any bid not accepted, and will return the deposit on an offer subject to upset if a qualifying higher bid is received. The City will return the deposit of the final high bidder at closing.

6. The terms of the final sale are that the City Council must approve the final high offer before the sale is closed, which it will consider within 30 days after the final upset bid period has passed, and the buyer must pay with cash at the time of closing.

7. The City reserves the right to withdraw the property from sale at any time before the final high bid is accepted and the right to reject at any time all bids.

8. The appropriate City officials are authorized to execute the instruments necessary to convey the property to the highest bidder.

Adopted this 17<sup>th</sup> day of May, 2016

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Anne P. Stedman, Mayor

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Amy Falowski, City Clerk





1in=50ft

Parcel: 373012977067, 1000 N ASHE AV NEWTON, 28658

Owners: NEWTON CITY OF, null

Owner Address: PO BOX 550

Values - Building(s): \$0, Land: \$2,200, Total: \$2,200

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# CITY OF NEWTON REQUEST FOR COUNCIL ACTION

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**DATE:** May 10, 2016

**TO:** E. Todd Clark, City Manager

**FROM:** Serina Hinson, Finance Director

**CONSIDERATION OF:** Resolution for 10-Year Capital Improvement Plan for Fiscal Years 2017 -2026

**Approved for Council Consideration**

  
\_\_\_\_\_

City staff has prepared a 10-Year Capital Improvement Plan (CIP) which balances projected revenues and expenditures based on financial forecast and assumptions with the City's long-range financial capacity.

The CIP is updated annually as part of the City's regular budget process. First-year projects noted on the CIP will be incorporated into the City Manager's recommended annual operating budget or in some cases a capital project ordinance with the exception of capital which will be funded by a potential grant that has not been awarded. The nine (9) subsequent years are not binding and are subject to change each year as the City's priorities/needs, grant opportunities, emergency needs or other priorities change.

The 10-Year CIP for Fiscal Years 2017- 2026 was provided at the May 5, 2016 budget workshop for your review.

**Action Suggested:**

Adopt the Resolution Approving the 10-Year Capital Improvement Plan for Fiscal Years 2017 - 2026.

**Resolution 4-2016**  
**Adopting City of Newton Capital Improvement Plan**  
**For Fiscal Years 2017-2026**

**WHEREAS**, the City of Newton, North Carolina (the "City") continues to adhere to a high standard of professional financial management to ensure adequate public infrastructure, economic development and services for its citizens; and

**WHEREAS**, the City recognizes the Capital Improvement Plan to be an important management tool that coordinates community infrastructure needs with the financial capacity of the City; and

**WHEREAS**, the City prepared a ten-year Capital Improvement Plan which balances projected revenues and expenditures based on financial forecast and assumptions with the City's long-range financial capacity; and

**WHEREAS**, the City will update the Capital Improvement Plan annually as part of the City's regular budget process; and

**NOW, THEREFORE BE IT RESOLVED** by the governing body of the City of Newton, North Carolina in its regular session duly assembled, that it does hereby adopt the Capital Improvement Plan for Fiscal Years 2017-2026 as the long-range capital improvement plan for the City.

Adopted this 17th day of May, 2016

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Anne P. Stedman, Mayor

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Amy S. Falowski, City Clerk



**CITY OF NEWTON**  
 Capital Improvement Plan  
**CITY WIDE**  
**Fiscal Year 2016-2017 Only**

	<u>Account Number</u>	<u>Fiscal Year 2016-2017</u>	<u>Revenue Source</u>		
			<u>Pay As You Go</u>	<u>Financing</u>	<u>Other</u>
<b>Information Technology</b>					
Replace HPE 5406R Switch	11.4132.8200	\$ 11,150	\$ 11,150		
<b>Public Safety - Police</b>					
Vehicle Replacements-1 Admn/4 Patrol/1 Add'l	11.4310.8400	315,300		\$ 315,300	
Police Complex Area Resurfacing	11.4310.8911	60,900	60,900		
<b>Public Safety - Fire</b>					
Replace 45 SCBA Cylinders	11.4340.8500	392,600			\$ 392,600
<i>Note: Will not be reflected in budget until grant awarded.</i>					
<b>Planning - Parking Lots</b>					
Parking Lot Upgrades	11.4921.8700	60,000	60,000		
<b>Recreation - Administration</b>					
	11.6120.8911	-	-		
<b>Recreation - Parks</b>					
Replace 2003 John Deere Riding Mower	11.6122.8500	17,900	17,900		
Resurface Parking Lots and Driveways	11.6122.8911	174,000	174,000		
<b>Recreation - Cemeteries</b>					
Resurface Road at Central	11.6135.8911	47,250	47,250		
<b>Total General Fund</b>		<u>\$ 1,079,100</u>	<u>\$ 371,200</u>	<u>\$ 315,300</u>	<u>\$ 392,600</u>
<b>Water &amp; Wastewater Operations</b>					
Replace 1996 Ford Super Duty F350 Truck	61.7100.8400	\$ 104,600		\$ 104,600	
Replace 2001 F150 Truck	61.7100.8400	34,100	\$ 34,100		
Water Rehab-S Caldwell, Davis, E. F St, E. G St	61.7100.8951	463,900		463,900	
<b>Wastewater Treatment Plant</b>					
Replace 1979 Commercial Mower	61.7141.8400	21,850	21,850		
Resurface Roads	61.7141.8911	35,950	35,950		
<b>Total Water/Wastewater Fund</b>		<u>\$ 660,400</u>	<u>\$ 91,900</u>	<u>\$ 568,500</u>	<u>\$ -</u>
<b>Electric Operations</b>					
Replace 2004 Freightliner FL-80 Line Truck	63.7201.8400	\$ 231,000		\$ 231,000	
LED Street Lighting	63.7201.8960	50,000	\$ 50,000		
<b>Total Electric Fund</b>		<u>\$ 281,000</u>	<u>\$ 50,000</u>	<u>\$ 231,000</u>	<u>\$ -</u>