The regular meeting of the Newton City Council was held at 7 p.m. Tuesday, July 9, 2019 at Newton City Hall.

PRESENT: Mayor Anne P. Jordan, 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. Jordan welcomed everyone and called the meeting to order.

ITEM 2: **OPENING Invocation and Pledge of Allegiance**

Council Member Anne Wepner provided the invocation and Pledge of Allegiance.

ITEM 3: **APPROVAL OF MINUTES**

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

That the Regular Minutes of the June 18, 2019 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 Ed Sain, it was unanimously RESOLVED:

That the Consent Agenda be – APPROVED

A. Sewer Adjustments

B. Consideration of Proclamation Honoring International Paper Employee Albert McGlown for 50 Years of Service

C. Consideration of Budget Ordinance to Carry Forward Unspent Funds for Fire Department Rescue Truck

D. Consideration of Budget Ordinance to Carry Forward Unspent Funds for Police Department Prime Mover Truck

(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. Jordan asked if anyone present would like to make comment concerning non-agenda items. No one appeared.

ITEM 6: **Old Business**

A. Consideration of Change Order for Greenway and 15th Street Sewer Replacement Project
Parks and Recreation Director Sandra Waters stated that prior to June 9, 2019, staff noticed erosion from a storm water outlet behind the Catawba County Animal Shelter. This erosion was damaging the Greenway Trail to the point of being unsafe for walkers.

Ms. Waters stated that on June 8th and 9th of 2019, heavy rain caused this storm water pipe to fail. Over half of this crossing on the Greenway has washed away and exposed an 18” sewer main. This sewer main is made out of plastic, and now will need to be replaced with ductile iron pipe to meet sewer minimum design regulations. The Greenway at this location is closed, until repairs can be made.

Ms. Waters explained that the City of Newton has a contract with Hickory Sand Company Inc. for projects referenced as the 15th Street and Greenway Sewer Replacement Project. The greenway portion of this project is only 1,000 feet from where the compromised storm water pipe is located. She stated that combining this project along with the Greenway Storm Water Pipe Rehab Project will save money and speed up the process of opening the Greenway. Having a contract in place, means that most of the pricing is locked in, including mobilization, pipe, asphalt, and stone.

Ms. Waters stated that staff contacted Hickory Sand, Inc. for a price to repair the storm water drain pipe on the greenway. Prices came back through the engineering firm designing the 15th Street and Greenway Sewer Project. Hickory Sand’s change order cost is $74,140.00 without contingency. That cost includes repair of storm water drainage pipe, replacement of dirt and rock, asphalt, sewer pipe, and a head wall to prevent future problems. Since this is a change order, and is outside the scope of the agreement for engineering, there will be a cost from The Wooten Company on administration of paper work cost and some observation cost. That total amount for this work is not to exceed is $1,600.00. The total cost with 10% contingency to fix the damaged storm water drainage pipe under the Greenway is $83,150.00.

Ms. Waters stated that staff recommends approval of Change Order No. 1 with Hickory Sand Company, Inc. in the amount of $74,140, approval of a contract with The Wooten Company in the amount of $1,600 for administration and observations services, and hold $7,410 as contingency against the construction phase of the storm water pipe replacement.

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

That Change Order No. 1 with Hickory Sand Company, Inc. in the amount of $74,140 be – APPROVED

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

That a Contract with The Wooten Company in the Amount of $1,600 for Administration and Observations Services, and Hold $7,410 as Contingency Against the Construction Phase of the Storm Water Pipe Replacement be – APPROVED

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

B. Consideration of Grant Project Ordinance to Recognize Building Reuse Grant Funds and Related Administrative Agreement – James River Real Estate, LLC

Finance Director Vickie Thomas stated that on January 15, 2019 the City was awarded a Building Reuse Project Grant through the North Carolina Department of Commerce Rural Economic Development Division in an amount not to exceed $60,000. An agreement with the Western Piedmont Council of Governments to administer the grant will serve as the City’s 5% match of $3,000.

Ms. Thomas stated that this grant is to assist with stimulating economic activity in Newton and to create new jobs for citizens. More specifically, this grant will assist with the reuse of a vacant building at 2616 Northwest Boulevard for James River Real Estate, LLC. This business will be an agricultural dealership that is an authorized service and sales provider for John Deere equipment.
Ms. Thomas stated that consideration of the related Grant Project Ordinance is necessary to recognize the $60,000 grant funds, authorize the 5% match from fund balance, authorize the related expenditure appropriation for the renovations, and approve the administrative agreement with the Western Piedmont Council of Governments.

Ms. Thomas recommended that Council consider a motion to approve the attached Grant Project Ordinance for the Building Reuse Grant – James River Real Estate, LLC., and a motion to approve the attached administrative agreement with the Western Piedmont Council of Governments.

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

That the Grant Project Ordinance for the Building Reuse Grant – James River Real Estate, LLC. be – APPROVED

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

That the Administrative Agreement with the Western Piedmont Council of Governments 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

- July 10th – One Source Service Center Ribbon Cutting, 11:00 a.m. – 2218 North Main Ave
- July 12th – Raised by the South Ribbon Cutting, 11:00 a.m. – 103 North College Ave
- July 12th – Bright Future Concert, 5:30 p.m. – Frank & Sue Jones Amphitheatre
- July 11th, 18th and 25th – Public Meetings on Strategic Growth Plan Update
- July 17th, Catawba county EDC 2019 Annual Meeting, 11:45 a.m. – Catawba Country Club
- August 6th – Regular City Council Meeting

ITEM 8: Questions and Comments from Mayor and Council

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

Mayor Jordan gave reports on the DNDA Board and the Public Art Commission Board.

ITEM 9: Adjournment

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

That the Meeting be – ADJOURNED

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Anne P. Jordan, Mayor

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Amy S. Falowski, City Clerk