AGENDA
CITY OF NEWTON
NEWTON CITY COUNCIL - REGULAR MEETING

September 17, 2019
7:00 p.m.

1. Call to Order – Mayor Anne P. Jordan
2. Opening – Council Member Jody Dixon
3. Approval of Minutes from the September 3, 2019 Regular Meeting
4. Consideration of Consent Agenda Items
   A. Tax Releases
   B. Sewer Adjustments
   C. Proclamation – Constitution Week, September 17-23, 2019
   D. Consideration of Easement for Spectrum at A Street and Spring Street Intersection
   E. Consideration of Easement for Spectrum at Nottingham Estates
   F. Consideration of Resolution for the Fast Charging Stations Grant Applications
   G. Consideration to Adopt Grant Ordinance for Governor’s Crime Commission Grant
   H. Consideration of Capital Project Ordinance to Establish Capital Project Fund
   I. Consideration of Appointment to Boards and Commissions - Recreation
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. Recognition of Jeffrey Todd Tester
   B. Presentation of the Comprehensive Annual Financial Report (CAFR) Award
7. New Business
   A. Consideration of W 8th Street Sewer Manhole Replacement Bid Award and Budget Amendment
8. City Manager’s Report
9. Questions and Comments From Mayor and Council
   A. Reports from Appointed Representatives on Outside Boards – Council Member Anne Wepner
10. Closed Session - Per North Carolina General Statutes 143-318.11(a)(4) and 143-318.11(a)(6)
11. Adjournment

The City of Newton holds all public meetings in accessible rooms. Special requests for accommodations should be submitted by individuals at least 48 hours before the scheduled meeting time. Please call 828-695-4266 or 828-695-4261 for special accommodations.
The regular meeting of the Newton City Council was held at 7 p.m. Tuesday, September 3, 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 Tom Rowe 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 August 6, 2019 City Council meeting be – APPROVED

ITEM 4: CONSIDERATION OF CONSENT AGENDA ITEMS

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

That the Consent Agenda be – APPROVED

   A. Tax Releases

   B. Sewer Adjustments

   C. Consideration of Budget Amendment Using Sue Jones Funds for Improvements to Chadwick and Little Brooke Parks

(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: Public Hearing

   B. Consideration of Financing Capital Infrastructure Projects

Mayor Jordan opened the Public Hearing.

Finance Director Vickie Thomas stated that on July 25, 2019, bids were solicited for financing certain infrastructure improvements. The Downtown Streetscape Phase 2 Capital Project was approved in the Downtown Streetscape
Capital Project Fund and the Valley Drive water infrastructure project was approved as part of the FY 2019-2020 budget ordinance. A Request For Proposal was submitted to the following seven financial institutions: Branch Banking and Trust (“BB&T”), First Citizens Bank, HomeTrust Bank, Live Oak Bank, Regions Bank, Peoples Bank, and U.S. Bank.

Of the seven financial institutions solicited, three of these institutions provided a proposal, BB&T, Peoples Bank and Live Oak Bank.

The bids were as follows:

<table>
<thead>
<tr>
<th>Financial Institution</th>
<th>Interest Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>15 Year Amortization:</strong></td>
<td></td>
</tr>
<tr>
<td>BB&amp;T</td>
<td>2.62%</td>
</tr>
<tr>
<td>Peoples Bank</td>
<td>2.69%</td>
</tr>
<tr>
<td>Live Oak</td>
<td>4.75% + (depending on LIBOR rate at closing)</td>
</tr>
<tr>
<td><strong>20 Year Amortization:</strong></td>
<td></td>
</tr>
<tr>
<td>BB&amp;T (could not provide 20 year financing)</td>
<td>N/A</td>
</tr>
<tr>
<td>Peoples Bank</td>
<td>2.75%</td>
</tr>
<tr>
<td>Live Oak</td>
<td>4.75% + (depending on LIBOR rate at closing)</td>
</tr>
</tbody>
</table>

Ms. Thomas stated that BB&T provided the lowest bid and that staff is recommending that City Council award the financing for both projects to BB&T.

Ms. Thomas explained that in an effort to streamline the process with the Local Government Commission, the resolutions will reflect the bid request numbers and projects presented to the financial institutions; however, the intent is to close our financings with a lesser amount due to savings of $161,540 from the Valley Drive Water Project due to actual construction bids coming in lower that the engineer’s estimate.

**Action Suggested:**

1) Award the bid to provide financing to BB&T for an amount **not to exceed**:
   a. $700,000 at stated interest rate of 2.62% for a 15 year amortization
   b. $757,300 at stated interest rate of 2.62% for a 15 year amortization

2) Adopt the Resolutions Approving Financing Terms based on 15 year amortization at a stated interest rate of 2.62%.

Mayor Jordan asked if there was anyone present to comment. No one appeared.

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

That Public Hearing be – CLOSED

**ITEM 7:** **Old Business**

A. Consideration of Resolution Approving Financing Bid Award and Resolution Approving Financing

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

That the Bid to Provide Financing - to BB&T for an Amount Not to Exceed
$700,000 at Stated Interest Rate of 2.62% for a 15 year Amortization be AWARDED

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

That the Bid to Provide Financing - to BB&T for an Amount Not to Exceed $757,300 at Stated Interest Rate of 2.62% for a 15 year Amortization be AWARDED

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

That Resolution Approving Financing Terms for an Amount Not to Exceed $700,000 Based on 15 Year Amortization at a Stated Interest Rate of 2.62% be ADOPTED

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

That Resolution Approving Financing Terms for an Amount Not to Exceed $757,300 Based on 15 Year Amortization at a Stated Interest Rate of 2.62% be ADOPTED

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

B. Consideration of Award of Bid and Intent to Reimburse – Valley Drive Water Rehabilitation

Public Works and Utilities Director Dusty Wentz stated that in November of 2017, City staff was made aware of brown water in the 800 block of Valley Dr. Staff began flushing the water main, added an automatic flushing valve, replaced two service lines, and replaced 120 feet of six (6) inch water main. During the replacement of the water main, staff noted that the old water main had heavy tuberculation, which is causing the brown water. The tuberculation had reduced the inside diameter of the pipe from six (6) inches to three (3) inches. Staff replaced 120 feet of water main to resolve the brown water issue. Brown water was no longer present after the initial water main replacement.

Mr. Wentz stated that in November of 2018, the brown water returned. Staff investigated beyond the 120 feet that was replaced and found more areas of water main that needed replacement. Staff estimates that 1,280 feet of water main will need to be replaced. Replacement area will include the 800 block of Valley and the 800 Block of Hamilton St. Staff also noted that some of the replacement may involve sewer because of State standards on separation distances between water mains and sewer mains.

Mr. Wentz stated that in March of 2019, WithersRavenel engineering firm and City of Newton started engineering, designing, and solicited bids from ten contractors. Bid opening was on July 9, 2019. Out of the ten contractors, only one bid was received. A minimum of three bids is required for the first bid opening, staff rebidding.

Re-bid opening was July 29, 2019. Staff did receive three bids.

<table>
<thead>
<tr>
<th>Utility Contractor</th>
<th>Base Bid</th>
<th>Alternate #1</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dellinger, Inc</td>
<td>$973,500.00</td>
<td>$314,750.00</td>
<td>$1,288,250.00</td>
</tr>
<tr>
<td>Hickory Sand Company</td>
<td>$324,615.00</td>
<td>$111,095.00</td>
<td>$435,710.00</td>
</tr>
<tr>
<td>Piedmont Utility Group</td>
<td>$393,581.27</td>
<td>$318,121.00</td>
<td>$711,702.27</td>
</tr>
</tbody>
</table>

Mr. Wentz stated that City Staff and WithersRavenel have reviewed the bids and determined that Hickory Sand Company is the lowest qualified and most responsive bidder. See attached engineer recommendation. Staff and WithersRavenel recommend that a 10% contingency ($43,550) be allocated for the construction project. Base bid with Alternate #1 and the 10% contingency, will bring this construction cost to a total of $479,260. Alternate #1 is
complete street mill and overlay of the project area. Combined with the $59,200 engineering costs previously authorized, the total project cost is $538,460.

Mr. Wentz recommended that the City Council award the bid for replacement of approximately 1280 feet of 6 inch water main on Valley Drive and Hamilton Street to Hickory Sand Company Inc. Staff also recommends an Intent for Reimbursement from Borrowed Funds.

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

That City Council AWARD the Bid for Replacement of Approximately 1280 feet of 6 inch Water Main on Valley Drive and Hamilton Street to Hickory Sand Company Inc.

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

That Resolution - Intent for Reimbursement from Borrowed Funds be – ADOPTED

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

**ITEM 8: New Business**

A. Consideration of Resolution for Asset Inventory and Assessment Project Grant

Public Works and Utilities Director Dusty Wentz stated that the City engaged Wooten Engineering to submit a wastewater collection system Asset Inventory and Assessment (AIA) grant for state funding. This grant will help fund technical assistance by an engineering firm. Deadline for application submittal is the end of September 2019.

Mr. Wentz stated that the sewer grant is for providing assistance with determining the cause of flow spikes at the wastewater plant, as well as the cause of sanitary sewer overflows during rain events. This project will focus on wastewater collection mains that flow into the Burris Rd Lift Station, which is located in the North West quadrant of the City limits. This project will help determine points of inflow and infiltration (I&I) as well as current pipe conditions and provide a recommendation on priority of replacement.

Mr. Wentz explained that the grant is capped at $150,000. City’s responsibility will be a match of 15% above the final grant total and a 1 ½ % of the grant total fee. City staff can offset the 15% match with in kind labor. Once selection is determined, staff will need to request bids for qualifications to engineering firms to start the wastewater collection system Asset Inventory Assessment project.

Mr. Wentz stated requested that Council consider the attached Council Resolutions and approve execution to complete the application process.

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

That Resolutions - To Complete the Application Process be – ADOPTED

(Ordinances, Resolutions and Proclamations are hereby referenced and on file in the Office of the City Clerk)
B. Consideration of Award of Bid and Budget Amendment for the Replacement of Water Treatment Plant Supervisory Control and Data Acquisition (SCADA)

Public Works and Utilities Director Dusty Wentz stated that the water treatment plant has a supervisory control and data acquisition (SCADA) that was put in in 1988 with an update around 2000. SCADA is a computer system that monitors controls, and records unfinished and finished water levels, pumps, motors, chemical feeds, pH, and other required equipment. The computer is linked to sensors, actuators, and floats at the water plant and within the distribution system.

Mr. Wentz stated that over the past months, on several occasions, the water treatment plant SCADA has stopped working for a few minutes at a time. The longest period was fifteen minutes. When this happens, plant staff is unable to operate the plant. They do not know what the levels are in the water tanks, system pressure, what pump is on or off, or what chemicals are being feed. All the staff can do is reboot the system in hopes of it coming back up. This old SCADA system is running Windows XP operating system that has not been supported by Microsoft since April 2014, which means it is not repairable.

Mr. Wentz explained that City staff researched companies that could replace SCADA at the City of Newton’s Water Plant. From that intensive search there were two companies that can meet needs at the water plant. July 19, 2019, staff proceeded by sending request for pricing.

<table>
<thead>
<tr>
<th>Company</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>CITI, LLC</td>
<td>$90,031.00</td>
</tr>
<tr>
<td>Instrumentation Services Inc.</td>
<td>$85,900.00</td>
</tr>
</tbody>
</table>

Staff reviewed the price proposals and found that Instrumentation Services, Inc. met the requirements of the bid documents.

Mr. Wentz recommended that the City Council award the bid for replacement of the water treatment plant SCADA to Instrumentation Services, Inc. in the amount of $85,900. Adding $8,590 for contingency, the total amount to be budgeted for the replacement is $94,490. Staff also requests that Council approve the attached Budget Ordinance Amendment for the SCADA purchase.

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

That City Council AWARD the Bid for Replacement of the Water Treatment Plant SCADA to Instrumentation Services, Inc. in the Amount of $85,900. Adding $8,590 for Contingency, the Total Amount to be Budgeted for the Replacement is $94,490

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

That Budget Ordinance Amendment for the SCADA purchase be – ADOPTED

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

ITEM 9: City Manager’s Report

Meetings & Events
• Sept. 5th – Round table discussion with Thom Tillis and USDA State Director for Rural Development, Robert Hosford @ 9:30 a.m. in Kannapolis. Please see Amy
• Sept. 10th – Jacob Fork Ballfield Lighting Dedication, 7:00 p.m. at the ballfield
• Sept. 19th – Bright Future Concert, 5:30 p.m. – 8:30 p.m. at Frank and Sue Jones Amphitheatre
• Oct. 5th – Foothills Folk Art Festival, 10:00 a.m. – 4:00 p.m.
• Oct. 10th – East-Side Community Meeting, 6:00 p.m. at St. Paul UMC
• Thursdays, Sept. 12-Oct. 24 – Newton 101, various locations at 6:30 p.m. (note the Sept. 19 session begins at 6 p.m.) – Please see full Schedule*

Projects

• Update on Capital Improvement Financing Application
• West 15th St Sewer Line Repair
• Radio Station Rd at Greenway Sewer Line Repair
• Greenway Storm Water Repair
• Report on Phase 1 Streetscape Final Costs
• Staff Update on US EPA Mandated Stormwater Regulations
• The Electric Department will be sending two guys and one truck to New Bern until Sunday due to Hurricane Dorian

ITEM 10: Questions and Comments from Mayor and Council

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

Council Member Ed Sain gave reports on the Appearance Commission and the Recreation Commission.

ITEM 11: 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. Jordan, 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>2019</td>
<td>27</td>
<td>Bandy, Joyce E.</td>
<td>Elderly exemption removed due to property being sold. Rebilled correct owner</td>
<td>$284.58</td>
</tr>
<tr>
<td>2019</td>
<td>28</td>
<td>Cline, Ben E.</td>
<td>Elderly exemption removed due to property being sold. Rebilled correct owner</td>
<td>$296.19</td>
</tr>
<tr>
<td>2018</td>
<td>29</td>
<td>Hartman, Kenneth C.</td>
<td>Small underpayment</td>
<td>$0.32</td>
</tr>
<tr>
<td>2019</td>
<td>30</td>
<td>Isenhour, Hilda H.</td>
<td>Elderly exemption removed due to property being sold. Rebilled correct owner</td>
<td>$174.96</td>
</tr>
<tr>
<td>2019</td>
<td>31</td>
<td>Kaylor, John A.</td>
<td>Value adjustment</td>
<td>$51.97</td>
</tr>
<tr>
<td>2019</td>
<td>32</td>
<td>Little, Morgan D.</td>
<td>Small underpayment</td>
<td>$0.48</td>
</tr>
<tr>
<td>Year</td>
<td>No.</td>
<td>Name/Entity</td>
<td>Description</td>
<td>Amount</td>
</tr>
<tr>
<td>------</td>
<td>-----</td>
<td>-------------</td>
<td>-------------</td>
<td>--------</td>
</tr>
<tr>
<td>2018</td>
<td>33</td>
<td>Mason, John K.</td>
<td>Small underpayment</td>
<td>$0.03</td>
</tr>
<tr>
<td>2019</td>
<td>34</td>
<td>Trailer Sales &amp; Service, Inc.</td>
<td>Small underpayment</td>
<td>$0.48</td>
</tr>
<tr>
<td>2019</td>
<td>35</td>
<td>Wells Fargo Vendor Financial Service, LLC</td>
<td>Value adjustment</td>
<td>$128.58</td>
</tr>
<tr>
<td>2019</td>
<td>36</td>
<td>Williams, Ronald L.</td>
<td>VA exemption approved. Rebilled correct amount</td>
<td>$506.52</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: 09/05/2019
RE: Sewer Adjustments – 09/17/2019
FROM: Vickie Thomas, 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>67003880-005</td>
<td>Sandra Garcia</td>
<td>334 Stadium Ave</td>
<td>Aug-Pool</td>
<td>$35.56</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.
PROCLAMATION

CONSTITUTION WEEK
September 17-23, 2019

WHEREAS: September 17, 2019, marks the two hundred and thirty-third anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW, THEREFORE, I, Anne P. Jordan, Mayor of the City of Newton, NC, do hereby proclaim September 17 through September 23, 2019, as “Constitution Week.” I encourage local officials, as well as leaders of civic, social, and educational organizations, to conduct ceremonies and programs that celebrate our Constitution and reaffirm our rights and obligations as citizens of our great City.

IN WITNESS WHEREOF, I have hereunto set my hand this third day of September, in the year of our Lord two thousand nineteen.

____________________________________
Anne P. Jordan, Mayor

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

DATE: September 11, 2019

TO: Todd Clark, City Manager

FROM: Dusty Wentz, PWU Director

CONSIDERATION OF: Approval of Easement for Spectrum at A St and Spring St Intersection for Broadband Cable Installation

Approved for Council Consideration

Background:

In June, Spectrum Southeast LLC contacted staff regarding obtaining an easement along several city roads. The City Attorney has drafted the attached easement agreement, which Spectrum has approved. The agreement grants Spectrum the right to install and maintain an underground broadband cable installation along the following city streets:
A St.
Spring St.

The easement document is modeled after the standard NCDOT easement agreement and requires Spectrum to avoid existing city utilities and return existing ground surface conditions to the existing state. The agreement and Exhibit A has been attached. No cost is associated to the city for this easement, and no fee is being collected from Spectrum.

Spectrum began installing broadband cable during the second week of July.

Council approval is required to move forward with the easement award.

Action Suggested:

It is recommended by the staff that Council consider approving the attached easement agreement with Spectrum for installation of fiber optic cable in City Right of Ways.
NORTH CAROLINA

EASEMENT AND ENCROACHMENT

CATAWBA COUNTY

AGREEMENT

THIS EASEMENT AND ENCROACHMENT AGREEMENT made this the ______ day of _______________________, 2019, by and between the CITY OF NEWTON, a North Carolina municipal corporation, having a permanent mailing address of P.O. Box 550, Newton, NC 28658, hereinafter referred to as “Grantor;” and SPECTRUM SOUTHEAST, LLC, having a permanent mailing address of 220 McLean Dr., Lenior, NC 28645, hereinafter referred to as “Grantee.”

W I T N E S S E T H:

WHEREAS, said Grantor is in the possession of certain street right of ways within the City of Newton, said streets being maintained by said Grantor; and
WHEREAS, said Grantee provides certain broadband services to citizens within the City of Newton; and

WHEREAS, said Grantee, in carrying out its business of providing broadband services to citizens within the City of Newton, needs to place buried fiber optic cable within certain sections of the City of Newton; and

WHEREAS, a portion of said buried fiber optic cable would need to encroach within the Grantor’s right of way area for said road right of ways; and

WHEREAS, Grantee wishes to place said buried fiber optic cable within the right of way areas of said streets within the City of Newton, said streets being more particularly described and designated as referenced in attached Exhibit “A” which is incorporated and made a part of this agreement herein; and

WHEREAS, Grantee has requested of Grantor the ability to encroach within the Grantor’s right of way within said streets as shown on Exhibit “A” herein within the City of Newton; and

WHEREAS, Grantor has agreed to allow Grantee the right and privilege to encroach within the right of way areas belonging to the Grantor as shown on attached Exhibit “A.”

NOW, THEREFORE, said Grantor, for and in the consideration of Ten Dollars ($10.00) and other good and valuable consideration, does hereby grant unto said Grantee, its successors and/or assigns, a perpetual right and easement to encroach within said right of way areas as specifically shown and designated
on attached Exhibit “A” herein belonging to the Grantor as “Broadband Infrastructure Easement: 7' Wide Corridor From Edge of Property Lines” on sheets 1, and 2 for the purpose of installing broadband infrastructure cable to serve citizens of the City of Newton. The Grantor herein further grants to the Grantee the right and privilege to go upon said right of way areas whenever the same is reasonably necessary for the purpose of inspecting, maintaining and repairing said fiber optic cables.

The Grantor specifically retains the right and privilege to continue to use the right of way areas that are referenced in this agreement for any City purpose necessary.

Grantee herein shall not interfere or alter any other improvements within said right of way areas belonging to the Grantor and shall return said property to the condition it was in prior to any work done over said right of way and encroachment area.

TO HAVE AND TO HOLD said right of way and encroachment easement to the said Grantee, its successors and assigns.

IN TESTIMONY WHEREOF, said Grantor and Grantee have set their hand and seal the day and year first above written.

CITY OF NEWTON
a North Carolina municipal corporation
BY: ________________________________

Anne P. Jordan, Mayor

ATTEST:

___________________________________(SEAL)

Amy S. Falowski, City Clerk

STATE OF NORTH CAROLINA

COUNTY OF CATAWBA

I, _________________________________, a Notary Public of said County and State, certify that Amy S. Falowski personally came before me this day and acknowledged that she is City Clerk of the City of Newton, a North Carolina municipal corporation, and that by authority duly given and as the act of the City Council of the City of Newton, the foregoing instrument was signed in its name by its Mayor, sealed with its corporate seal and attested by her as its City Clerk.

Witness my hand and seal this _______ day of ________________, 2019.

____________________________________
Notary Public

Printed Name of Notary Public

My commission expires: ___________________
SPECTRUM SOUTHEAST, LLC

BY: _________________________________

Title: _____ Construction Supervisor____

STATE OF NORTH CAROLINA

COUNTY OF _________________

I, a Notary Public of the County and State aforesaid, certify that Micheal Mullins personally appeared before me this day and acknowledged that he is Construction Supervisor of Spectrum Southeast, a limited liability company, and that he, as Construction Supervisor, being authorized to do so, executed the foregoing on behalf of said limited liability company.

Witness my hand and official stamp or seal, this the _____ day of ____________, 2019.

- _____________________________________________________________________

Notary Public

_____________________________________________________________________

Printed Name of Notary Public
My commission expires: 

____________________
CITY OF NEWTON
REQUEST FOR COUNCIL ACTION

DATE: September 11, 2019

TO: Todd Clark, City Manager

FROM: Dusty Wentz, PWU Director

CONSIDERATION OF: Approval of Easement for Spectrum in Nottingham Subdivision for Broadband Cable Installation

Background:

In June, Spectrum Southeast LLC contacted staff regarding obtaining an easement along several city roads. The City Attorney has drafted the attached easement agreement, which Spectrum has approved. The agreement grants Spectrum the right to install and maintain an underground broadband cable installation along the following city streets:
- Nottingham from Stonehenge to Kensington Circle
- Stonehenge from Nottingham to Kensington Circle
- Kensington Circle from Cambridge St to the West end of Stonehenge
- Chelesa Ln from the east intersection of Chelsea and Kinsington past the property at 2092 Chelesa Ln.
- All of Whitehall Ct.

The easement document is modeled after the standard NCDOT easement agreement and requires Spectrum to avoid existing city utilities and return existing ground surface conditions to the existing state. The agreement and Exhibit A has been attached. No cost is associated to the city for this easement, and no fee is being collected from Spectrum.

Spectrum begun installing broadband cable during the second week of July.

Council approval is required to move forward with the easement award.

Action Suggested:

It is recommended by the staff that Council consider approving the attached easement agreement with Spectrum for installation of fiber optic cable in City Right of Ways.
THIS EASEMENT AND ENCROACHMENT AGREEMENT made this the ______ day of _______________________, 2019, by and between the CITY OF NEWTON, a North Carolina municipal corporation, having a permanent mailing address of P.O. Box 550, Newton, NC 28658, hereinafter referred to as “Grantor;” and SPECTRUM SOUTHEAST, LLC, having a permanent mailing address of 220 McLean Dr., Lenior, NC 28645, hereinafter referred to as “Grantee.”

W I T N E S S E T H:

WHEREAS, said Grantor is in the possession of certain street right of ways within the City of Newton, said streets being maintained by said Grantor; and
WHEREAS, said Grantee provides certain broadband services to citizens within the City of Newton; and

WHEREAS, said Grantee, in carrying out its business of providing broadband services to citizens within the City of Newton, needs to place buried fiber optic cable within certain sections of the City of Newton; and

WHEREAS, a portion of said buried fiber optic cable would need to encroach within the Grantor’s right of way area for said road right of ways; and

WHEREAS, Grantee wishes to place said buried fiber optic cable within the right of way areas of said streets within the City of Newton, said streets being more particularly described and designated as referenced in attached Exhibit “A” which is incorporated and made a part of this agreement herein; and

WHEREAS, Grantee has requested of Grantor the ability to encroach within the Grantor’s right of way within said streets as shown on Exhibit “A” herein within the City of Newton; and

WHEREAS, Grantor has agreed to allow Grantee the right and privilege to encroach within the right of way areas belonging to the Grantor as shown on attached Exhibit “A.”

NOW, THEREFORE, said Grantor, for and in the consideration of Ten Dollars ($10.00) and other good and valuable consideration, does hereby grant unto said Grantee, its successors and/or assigns, a perpetual right and easement to encroach within said right of way areas as specifically shown and designated
on attached Exhibit “A” herein belonging to the Grantor as “Broadband Infrastructure Easement: 7' Wide Corridor From Edge of Property Lines” on sheets 1, and 2 for the purpose of installing broadband infrastructure cable to serve citizens of the City of Newton. The Grantor herein further grants to the Grantee the right and privilege to go upon said right of way areas whenever the same is reasonably necessary for the purpose of inspecting, maintaining and repairing said fiber optic cables.

The Grantor specifically retains the right and privilege to continue to use the right of way areas that are referenced in this agreement for any City purpose necessary.

Grantee herein shall not interfere or alter any other improvements within said right of way areas belonging to the Grantor and shall return said property to the condition it was in prior to any work done over said right of way and encroachment area.

TO HAVE AND TO HOLD said right of way and encroachment easement to the said Grantee, its successors and assigns.

IN TESTIMONY WHEREOF, said Grantor and Grantee have set their hand and seal the day and year first above written.

CITY OF NEWTON
a North Carolina municipal corporation
BY: ____________________________________

Anne P. Jordan, Mayor

ATTEST:

___________________________________(SEAL)

Amy S. Falowski, City Clerk

STATE OF NORTH CAROLINA

COUNTY OF CATAWBA

I, _________________________________, a Notary Public of said County and State, certify that Amy S. Falowski personally came before me this day and acknowledged that she is City Clerk of the City of Newton, a North Carolina municipal corporation, and that by authority duly given and as the act of the City Council of the City of Newton, the foregoing instrument was signed in its name by its Mayor, sealed with its corporate seal and attested by her as its City Clerk.

Witness my hand and seal this _______ day of ____________________, 2019.
Notary Public

______________________________________

Printed Name of Notary Public

My commission expires: _____________________
SPECTRUM SOUTHEAST, LLC

BY: ___________________________________

Title: __________ Construction Supervisor

STATE OF NORTH CAROLINA

COUNTY OF _________________

I, a Notary Public of the County and State aforesaid, certify that Micheal Mullins personally appeared before me this day and acknowledged that he is Construction Supervisor of Spectrum Southeast, a limited liability company, and that he, as Construction Supervisor, being authorized to do so, executed the foregoing on behalf of said limited liability company.

Witness my hand and official stamp or seal, this the _____ day of ____________, 2019.

- 

__________________________________________

Notary Public

__________________________________________

Printed Name of Notary Public
My commission expires:

____________________
CITY OF NEWTON
REQUEST FOR COUNCIL ACTION

DATE: September 11, 2019

TO: Todd Clark, City Manager

FROM: Dusty Wentz, Public Works and Utilities Director

CONSIDERATION OF: Applications for the Fast Charging Station Grant Applications

Background:

The City, working in cooperation with Electricities, has an opportunity to apply for two Fast Charging Station grants for electric vehicles. These grants will assist with the purchase of two fast charging stations and offset some utility extension work. The deadline for application submittal is the end of September 2019.

The grants are for purchase and installation of two fast charging stations and each must be submitted independently, therefore two applications are required. The grants will also provide funds for up to $15,000 per station to extend three phase power and fiber optic cable to the site. Preliminary cost estimates indicate that each lot will need approximately $23,000 in utility extension work, for a total cost to the city of $16,000. Staff has selected the City owned “Red” lot at Main and 2nd and the “Birch” parking lot at B and College.

Recommendation:

Staff requests Council consider this grant funding opportunity.
Certification
The undersigned is an official authorized to represent the applicant. The person signing this document must have the authority to legally bind the applicant or be the designated fiscal agent.

I certify that all proposed activities will be carried out; that all money received will be utilized solely for the purposes for which it is intended; that records documenting the planning process and implementation will be maintained and submitted when requested, and DEQ is hereby granted access to inspect project sites and/or records. It is understood that if this project is selected a contract with DEQ will be executed.

<table>
<thead>
<tr>
<th>Print Name of Authorized Representative</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>Signature of Authorized Representative</td>
<td>Date</td>
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</tbody>
</table>

Required Attachments
For each location please attach the following documents with the filenames using your organization name and project title as indicated in parentheses as indicated in parentheses. If the filenames are other than provided in parentheses, the application will be returned for corrections.

1. Attach a copy of the host site work-plan and name the file with your organization name and project title as follows:
   ([organization_name]_[project_title]_ZEVDCFast_workplan.pdf).

2. Any nonprofit applicants required to obtain a Charitable Solicitation License from the North Carolina Department of the Secretary of State must provide a copy of the license and name the file with your organization name and project title as follows:
   ([organization_name]_[project_title]_ZEVDCFast_nonprofit_license.pdf).

3. Applicants using renewable energy credits must include a signed copy of the agreement with the local utility documenting the percent of renewable energy purchased for each station or other documentation agreed upon with NCDEQ and name the file with your organization name and project title as follows:
   ([organization_name]_[project_title]_ZEVDCFast_REC.pdf).

4. Optional attachments should be named to include your organization name, project title, general description as follows: ([organization_name]_[project_title]_ZEVDCFast_support.pdf).

All files and any additional supporting documentation must be emailed to: svc.NCVWAApplication@ncdenr.gov no later than 5:00 p.m. Eastern Time on September 30, 2019.

NCDEQ Internal Use Only

Receipt Date and Time: ____________
Application ID: ____________
Assigned to: ____________
DATE: September 9, 2019

TO: Todd Clark, City Manager

FROM: Vidal A. Sipe, Chief of Police

CONSIDERATION OF: Adopt Budget Ordinance to recognize grant revenues and authorize expenditure appropriation within the Police Budget.

Approved for Council Consideration

Background:

On July 2\textsuperscript{nd}, 2019 the Newton Police Department was notified it had been awarded a Governor’s Crime Commission grant totaling $23,321.14 with no matching funds required from the 2018 grant cycle. This grant was delayed due to legal challenges at the federal level. Those challenges have been resolved and the grant funds are now being released for expenditure. These grant funds will be used to purchase a Digital Evidence Analyzer System used in forensic analysis of digital evidence. This equipment will allow officers to analyze digital evidence, such as cell phones, in-house without sending them to outside labs for analysis. This will save investigative time and reduce the number people involved in the evidence chain of custody thus increasing case integrity.

Summary:

This is a Governor’s Crime Commission grant for $23,321.14 with no matching funds required to be used for a Digital Evidence Analyzer System.

Requested Action:

Motion to adopt the attached budget ordinance to recognize grant revenues and authorize the expenditure appropriation in the Police Department operating budget.
ORDINANCE

CITY OF NEWTON
GOVERNOR’S CRIME COMMISSION GRANT PROGRAM
DIGITAL EVIDENCE ANALYZER SYSTEM GRANT ORDINANCE

WHEREAS, the City Council of the City of Newton have adopted a Budget Ordinance for fiscal year beginning July 1, 2019, and ending June 30, 2020, in accordance with the General Statutes of the State of North Carolina; and

WHEREAS, the City of Newton has been awarded, as a sub-recipient, a federal grant in the amount of $23,231.14 from the North Carolina Department of Public Safety, Governor’s Crime Commission (recipient); and,

WHEREAS, the grant funds are for the purchase of a Digital Evidence Analyzer System used in forensic analysis of digital evidence by the Police Department; and,

WHEREAS, this is a reimbursement grant with no matching funds required; and,

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

Section 1: The project authorized is a 2018 Governor’s Crime Commission Program for a Digital Evidence Analyzer System between the City of Newton, a sub-recipient, and the North Carolina Department of Public Safety, Governor’s Crime Commission (recipient) in the amount of $23,231.14 with a performance period of October 1, 2018 to September 30, 2020.

Section 2: The City Manager is authorized to execute the grant agreement and directed to proceed with the grant project within the terms of the grant documents, the rules and regulations of the U.S. Department of Justice and the budget contained herein.

Section 3: The following revenues are anticipated to be available for this project:

| Revenues          | General Fund Federal Grants 11-0000.3400 | $23,250 |

Section 4: The following amounts are appropriated for this project:

| Appropriations    | General Fund Capital Outlay – Data Processing Equipment 11-4310.8200 | $23,250 |

Section 5: The Finance Officer is hereby directed to maintain within the Grant Project sufficient specific detailed accounting records to provide the accounting to the grantor agency required by the grant agreement(s) and federal and state regulations.

Section 6: Funds may be advanced from the General Fund for the purpose of making payments as due. Reimbursement requests should be made to the grantor agency in an orderly and
timely manner.

**Section 7:** Copies of this grant project ordinance shall be furnished to the Clerk to the City Council, and to the Budget Officer and the Finance Director for direction in carrying out this project.

Adopted this 17th day of September, 2019

Anne P. Jordan, Mayor

Amy S. Falowski, City Clerk
March 29, 2018

Tim Hayes
Newton Police Department
411 N. Main Ave
Newton, NC 28658

Dear Tim Hayes:

The Governor’s Crime Commission (GCC) is pleased to inform you that your application entitled **2018 - Newton Police Department - Digital Evidence Analyzer System (PROJ012927)** has been selected to move forward in the grant application process by submitting a revised application.

Please be aware that the uncertainty of the federal budget allocations may require additional budget adjustments or reductions to the federal grant amount recommended for your program. All applications are subject to the availability and level of funding that the state will receive once the final federal budgets are approved and funding is allocated to our state. Please note funding is not available until federal grant awards are received, and the grantees that were approved in last year’s application cycle 2017 for CJI projects have not been awarded due to litigation that has forced the Bureau of Justice Assistance to withhold all JAG Awards nationwide.

When completing this application, please refer to the attached Modification Conditions for a detailed listing of the required revisions. All grant awards are contingent upon your acceptance of these Modifications Conditions, the correction of the conditions indicated, and upon the availability of the federal funding. Subsequently, the application will be reviewed by the staff of the Governor’s Crime Commission to ensure all special conditions and budget modifications have been completed as required. **All revisions must be completed within thirty (30) days from the receipt of this letter.** Please upload a signed copy of the attached Modification Conditions into the Grants Enterprise Management System (GEMS). Before submitting your modifications, be sure that the Authorizing Official, Financial officer, and Project Director for your application are current in GEMS and that your System for Award Management (SAM) registration is current. After completing the required modifications to your grant application, the Governor’s Crime Commission may issue the formal Grant Award and Special Conditions contracts to your agency. The signed contracts must be returned to the Governor’s Crime Commission before any further action can take place on your project.

If you have any questions or need further assistance, please contact a member of the **CJI Team** at (919) 733-4564 and they will be able to assist you. The Governor’s Crime Commission looks forward to working with you on this important and promising project.

Sincerely,

Caroline C. Vandal
Executive Director
Governor’s Crime Commission

Mailing Address:
4234 Mail Service Center
Raleigh, NC 27699-4234
www.ncgcd.org
www.ncdps.gov

OFFICE LOCATION:
1201 Front St.
Raleigh, NC 27609
Telephone: (919) 733-4564
Fax: (919) 733-4625

An Equal Opportunity Employer
CITY OF NEWTON
REQUEST FOR COUNCIL ACTION

DATE: September 11, 2019

TO: Todd Clark, City Manager

FROM: Vickie Thomas, Finance Director

CONSIDERATION OF: Capital Project Ordinance and Budget Ordinance Amendment to Amend Revenues and Expenditures for Fiscal Year 2019-2020

Approved for Council Consideration

Background:

The City of Newton periodically establishes capital project ordinances for endeavors that involve infrastructure/construction activities. In most cases, the duration of an infrastructure/construction project will extend from one fiscal year into another. Consequently, the adoption of a capital project ordinance allows the governmental entity to appropriate funds for the life of the project without the governing board having to reallocate funding on a fiscal year basis.

The Valley Drive Water Infrastructure Rehabilitation Project was approved and appropriated as a capital project within the operating budget for Fiscal Year 2019-2020 in the amount of $700,000. It has been the City’s practice to move those budgeted funds from the respective operating budget into a Capital Project Fund after the annual budget has been adopted. Construction bids have been received and awarded, and the total estimated cost is $538,460.

Requested Action:

Motion to adopt the attached budget ordinance to establish a Capital Project Fund for the Valley Drive Water Infrastructure Rehabilitation Project and to amend the revenues and expenditures for FY 2019-2020.
ORDINANCE
AN ORDINANCE TO ESTABLISH A CAPITAL PROJECT FUND AND TO
AMEND REVENUES AND EXPENDITURES FOR FISCAL YEAR 2019-2020
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, 2019, and ending June 30, 2020, in accordance with the General Statutes of the State of North Carolina; and,

WHEREAS, the City of Newton periodically establishes capital project ordinances for endeavors that involve infrastructure/construction activities in which the duration of the project will extend from one fiscal year into another. The City’s practice is to move the budgeted funds from the operating budget into a Capital Project Fund after the annual budget has been adopted; and,

WHEREAS, the City has identified as a Capital Project the Valley Drive Water Infrastructure Rehabilitation Project which was approved for $700,000 as part of the Fiscal Year 2019-2020 Budget; and,

WHEREAS, the City has received and awarded construction bids, and the estimated cost of the Valley Drive project is $538,460; and,

WHEREAS, the City Council desires to establish a Valley Drive Capital Project Fund and remove the budgeted revenues and expenditures from the operating budget; and,

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

THE FOLLOWING SOURCE OF REVENUES AND APPROPRIATIONS ARE HEREBY APPROVED.

Water/Wastewater Fund

<table>
<thead>
<tr>
<th>Revenues</th>
<th>Appropriations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proceeds from Borrowing</td>
<td>Capital Outlay – Water Lines</td>
</tr>
<tr>
<td>61-0000.3900</td>
<td>61-7100.8951</td>
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<tr>
<td>$ (700,000)</td>
<td>$ (700,000)</td>
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</table>

Water/Wastewater Capital Project Fund

<table>
<thead>
<tr>
<th>Revenues</th>
<th>Appropriations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proceeds from Borrowing</td>
<td>Water Rehabilitation Projects</td>
</tr>
<tr>
<td>47-7100.3900</td>
<td>47-7100.5992 (101)</td>
</tr>
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<td>$ 538,460</td>
<td>$ 538,460</td>
</tr>
</tbody>
</table>

Adopted this 17th day of September, 2019

Anne P. Jordan, Mayor

Amy S. Falowski, City Clerk
DATE: January 3, 2019

TO: City Council

FROM: Anne P. Jordan, Mayor

CONSIDERATION OF: Appointment

Members of City Council, I would like to recommend the following appointment:

Nicole Francis – Recreation Commission
Name: Nicole Francis

Mailing Address: 505 N Spring Avenue, Newton, NC 28651

Home Address: Same as above

Work Phone #: Home#: 704-325-0932 Cell#: 347-601-3.5328

Resident of the city: Yes No Number of Years: 3

Business owner in the city: Yes No Number of Years: N/A

1. Why are you interested in serving on the Recreation Board/Committee?
   To become more active within my community while having an active role in the recreational activities in and around the area.

2. What is your professional and educational background?
   I have over ten years in the field of Developmental Disabilities. I have a Bachelor’s Degree in Human Services.

3. Do you have special skills, experience or background which would assist you in working on this Board/Committee?
   I have excellent administrative skills that may be of use.

4. How did you hear about this Board/Committee vacancy?
   I became aware of this vacancy while utilizing the Recreation Center.

Nicole Francis

Signature: 8/29/19

Date

Thank you for your interest in the City of Newton and specifically your interest in being considered for a city board or committee. You along with other applicants will be considered for any current vacancies. Upon submittal to the city this application and the information provided herein will be kept on file with the city and be considered public information.
Person to be recognized: Jeffrey Todd Tester

Address: 2065 Bethany Church Rd
Newton, NC 28658

OCA: 2019-001338

Background:

On July 10, 2019, Lieutenant David Sigmon was dispatched to the Goodwill Retail Outlet in Newton in reference to a larceny from the business. When Lieutenant Sigmon arrived on the scene, his attention was directed to a red pickup truck in the parking lot. When he made contact with the suspect in the truck, an altercation ensued where the suspect assaulted Lieutenant Sigmon and was attempting to continue assaulting him. This is when a citizen observed what was happening and without hesitation went to assist Lieutenant Sigmon. While the citizen was assisting Lieutenant Sigmon, he was also assaulted. Even after being assaulted, this citizen continued to assist by helping Lieutenant Sigmon hold the suspect on the ground until other officers arrived on the scene. When the other officers arrived, the suspect continued to resist, but was subsequently taken into custody and charged with numerous charges to include assault on a LEO, simple assault and possession of a firearm by a convicted felon.

The actions of Mr. Jeffrey Todd Tester will forever be remembered by Lieutenant Sigmon, the officers of the Newton Police Department and the City of Newton. Your actions speak highly of your character and your willingness to help others in their times of need. While you did not have to assist Lieutenant Sigmon, you saw an opportunity to help a person in distress. Chief Sipe and the men and women of the Newton Police Department want to personally thank you and remind all of our citizens how much they are appreciated for the support that they show toward police officers in our city and around the nation.
CITY OF NEWTON
REQUEST FOR COUNCIL ACTION

DATE: September 11, 2019

TO: Todd Clark, City Manager

FROM: Dusty Wentz, PWU Director

CONSIDERATION OF: Bid Award for Manhole Replacement at the Intersection of West 8th Street and North Gabriel Ave., and Budget Amendment.

Approved for Council Consideration

Background:

Several months ago, a deep sinkhole opened up next to a manhole that is located at the intersection of West 8th Street and North Gabriel Ave (see Attached Map). City staff investigated this sink hole and determined that a brick manhole that is failing. Specifically, the bottom of this manhole has collapsed along and we have a partial collapse of an 8” sewer main that is tied into the manhole.

Replacing this manhole will require removing and replacing one section of a water main, one section of a storm water pipe, one storm water catch basin, and replacing the disturbed asphalt. Due to the depth of the manhole (16 feet deep), the reconstruction of the sewer line and man hole will require large pieces of earth moving equipment, large safety boxes, multiple pumps, and staff that can continuously on the project until work is complete. As a result, the City staff recommends the use of a contractor for this project.

Consequently, the City solicited bids from eight contractors on July 25, 2019. Bid opening was on August 15, 2019 and the City received three bids. Two of the three sent a no bid response.

Utility Contractor                      Bid Price
Dellinger, Inc                          No Bid
Hickory Sand Company, Inc.              No Bid
Piedmont Utility Group.Inc.             $143,469.64

City Staff has reviewed the bid and determined that Piedmont Utility Group, Inc. is the lowest qualified and most responsive bidder. Staff recommends that a 10% contingency of $14,300.00 be allocated for the construction project. The project cost including the base bid with 10% contingency, will bring this construction cost to a total of $157,769.64.

City Council is advised that traffic for some residents in the neighborhood will have to be re-rerouted. Staff has already spoken to the affected property owners and will keep them up to date on the progress of this project.

Action Suggested:
It is recommended that the City Council award the bid for this replacement of One (1) Manhole at the Intersection of West 8th Street and North Gabriel Ave. to Piedmont Utility Group Inc. Staff also recommends adoption of the attached Budget Amendment.
ORDINANCE

AN ORDINANCE TO AMEND REVENUES AND EXPENDITURES FOR FISCAL YEAR 2019-2020 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, 2019 and ending June 30, 2020, in accordance with the General Statutes of the State of North Carolina; and

WHEREAS, the City Council desires to appropriate funds to replace the manhole at the intersection of West 8th Street and North Gabriel Avenue, and,

WHEREAS, the City Council desires to authorize the use of Fund Balance for this project and to authorize the related expenditure appropriation within the Water & Wastewater Operations operating budget.

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.

Water and Wastewater Fund Revenues
Fund Equity Appropriation 61-0000.3995 $157,800

Water and Wastewater Fund Appropriations
Capital Outlay – Sewer Lines 61-7100.8942 $157,800

Adopted this 17th day of September, 2019

Anne P. Jordan, Mayor

Amy S. Falowski, City Clerk