

TOWN OF WALLACE
Continued Meeting
September 23, 2021
6:00 p.m.

The Town Council of the Town of Wallace continued its monthly meeting on Thursday, September 23, 2021 at 6 pm in the Council Chambers.

The following Governing Body members were present:

Mayor Charles C. Farrior, Jr.
Council Member/ Mayor Pro-Tem Wannetta Carlton
Council Member Frank Brinkley
Council Member Jeffrey Carter
Council Member Francisco Rivas-Diaz
Council Member Jason Wells

The following Governing Body members were absent:

NONE

Also present were:

Larry Bergman, Town Manager	Jeremy Strickland
Jackie Nicholson, Town Clerk	Curt Simpson, <i>Duplin Times</i>

PUBLIC HEARING

Application for CDBG-NR Grant (Community Development Block Grant-Neighborhood Revitalization) to Rehabilitate Clement Street School

Council Member Jason Wells made a motion to open a public hearing that was seconded by Wannetta Carlton and approved unanimously.

Town Manager Larry Bergman said that this would be the first of two (2) public hearings. He asked the Council to schedule a second public hearing for the October 14, 2021 meeting. Mr. Bergman added that the funds would be used to make improvements to the roof and windows, ADA compliant, install HVAC and upgraded flooring, paint and lighting. The preliminary estimate is approximately \$500,000. This building is the Town's most underused facility and with the improvements the building could serve the community much better.

Council Member Wells made a motion to close the public hearing. The motion was seconded by Council Member Frank Brinkley and approved unanimously.

Council Member Carlton made a motion to establish a public hearing on Thursday, October 14, 2021 after 6:00 pm to receive comments related to an application for a CDBG-NR application which was seconded by Council Member Jeff Carter and approved by unanimous vote.

Approval of Capital Project Ordinance for Sewer Line Rehabilitation

Manager Bergman stated that the Town has been awarded a loan through NCDEQ-DWI (North Carolina Department of Environmental Quality-Division of Water Infrastructure) to rehab 18,235 feet of sewer line between NW Railroad Street and W Main Street. The Capital Project Ordinance (22-04) will track the project related revenue and expenditures including a two-percent (2%) loan fee in the amount of \$30,414 that was budgeted in the FY 21/22 Budget and will be transferred from the Water and Sewer Fund to the Capital Project Fund.

Council Member Wells made a motion to approve Capital Project Ordinance 22-04 Wallace Gravity Sewer Rehabilitation Phase II. The motion was seconded by Council Member Brinkley and approved unanimously.

Future Discussion of Policy for Individual (private property) Sewer Pumps

Manager Bergman reminded the Council of a previous discussion regarding sewer pumps on private property and revisiting that to potentially make some changes to it.

Readoption of a Sewer Utility Capital Improvement Plan

Manager Bergman said that this item relates to applications for NCDEQ funding grants and loans. Stroud Engineering developed this plan to help the Town increase their "points" in the application process.

Council Member Brinkley made a motion to re-adopt the Town of Wallace Sewer System Capital Improvement Plan originally adopted in June 2019. The motion was seconded by Council Member Carlton and approved by a unanimous vote.

Resolution to Apply for Sewer Rehabilitation Funding

Manager Bergman stated this Phase 2 project with funding through NCDEQ continues the work begun in Phase 1, making improvements to aging sewer lines in the areas north of West Main Street and west of Railroad Street.

Council Member Brinkley made a motion to adopt a Resolution By The Town Council Of The Town Of Wallace to request state loan or grant funds for rehabilitation of gravity sewer lines within the northwest quadrant of the Town which was seconded by Council Member Carlton and approved by unanimous vote.

Resolution to Apply for Water Wells Improvement Project Funding

Manager Bergman said this project also seeks funds through NCDEQ for rehabilitation of the water supply consisting of additional SCADA (Supervisory control and data acquisition) and controls at nine (9) wells and the addition of emergency power generators at three (3) wells and portable generator connections at five (5) wells.

Council Member Brinkley made a motion to adopt a Resolution By The Town Council Of The Town Of Wallace to request state loan or grant funds for rehabilitation of the water supply consisting of additional SCADA and controls at nine (9) wells, emergency power generators at three (3) wells and hook-ups for portable generators at five (5) wells. The motion was seconded by Council Member Francisco Rivas-Diaz and approved unanimously.

Resolution to Apply for Water Asset Inventory Project Funding

Manager Bergman stated that this is for completion of a water system asset inventory and assessment to identify infrastructure needs. This is a resubmittal of the 2020 application.

Council Member Wells made a motion to adopt a Resolution By The Town Council Of The Town Of Wallace to request state grant funds for an water asset inventory and assessment that was seconded by Council Member Brinkley and approved by unanimous vote.

American Rescue Plan Premium Pay Discussion

Manager Bergman presented a proposed plan for “Premium Pay” for employees in order to recognize that there was little or no opportunity to work remotely during the pandemic. The “premium pay” is for all permanent employees provided they were employed on September 1, 2021. The amount is prorated from the date of the Governor’s proclamation on March 27, 2020. The pay is similar to the what the Duplin County Commissioners approved for County employees. The Town Council was not included in the calculations but could choose to include themselves.

Council Member Carlton made a motion to approve the proposed “Premium Pay” plan to include the Council Members. The motion was seconded by Council Member Brinkley and unanimously approved.

Wallace Land Use Plan Update Discussion

Manager Bergman said that the Town of Wallace Land Use Plan 2011-2030 was adopted in 2011 and its recommended for revisions every five (5) years. This is a vital tool for future planning and development. Manager Bergman added that due to the cost and proposed timeline the cost could be budgeted over two (2) years. He suggested this could be considered for the next budget year.

Tax Releases

Manager Bergman presented the following tax releases:

Account #	Name	Reason	Year	Amount
1215	Nichols Foodservice, Inc	insolvent	2013	\$4,195.30
			2014	\$4,272.48

Council Member Brinkley made a motion to release Nichols Foodservice, Inc 2013 and 2014 taxes in the amount of \$8,467.78 which was seconded by Council Member Rivas-Diaz and approved unanimously.

Council Member Wells made a motion to release the following taxes:

Account #	Name	Reason	Amount
0351907	Duane A. Batts	Billed in error	\$486.45
1640025	Almon H. Carter, Jr. & wife	Billed in error	\$1,080.66
010001784	Crete Investments	Incorrect land value	\$651.76
2287568	Diversified Energy, LLC	Out-of-Town	\$3,577.40
10001880	The Glass Slipper Boutique	Billed wrong	\$11.60

The motion was seconded by Council Member Carlton and approved by unanimous vote.

Update on Participation in the Valley Proteins Project

Manager Bergman said that the Town of Rose Hill does not want to participate in the project but have asked if during the bid process Wallace would seek alternate bids to include accommodation of 150,000 GPD from Rose Hill at some time in the future with the “betterment” cost differential paid by Rose Hill as well as bids for only Valley Proteins.

There being no further business to discuss Council Member Wells made a motion to adjourn the meeting. The motion was seconded by Council Member Brinkley and approved by unanimously.

Respectfully submitted,

Charles C. Farior, Jr., Mayor

Jacqueline Nicholson, MMC, NCCMC
Town Clerk

STATE OF NORTH CAROLINA
TOWN OF WALLACE

CAPITAL PROJECT ORDINANCE
22-04

Wallace Gravity Sewer Rehabilitation Phase II Project No.: SRP-W-1098

WHEREAS, the Town of Wallace has a need to rehabilitate and repair 18,235 feet of gravity sewer lines in an area west of NW Railroad Street and south of W Main Street; and

WHEREAS, the Town applied for a loan through the NCDEQ-Division of Water Infrastructure and was awarded a \$1,520,720 loan; and

WHEREAS, the Town desires to establish a capital project ordinance to track the revenues and expenditures for the project;

NOW, THEREFORE BE IT ORDAINED by the Town Council of Wallace that pursuant to section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following Capital Project Ordinance 22-04 is hereby established and adopted:

Section 1: The Project authorized is the design of the rehabilitation of sewer lines.

Section 2: The officers of this unit are hereby directed to proceed with the capital project within the terms of the board resolution, and the budget contained herein.

Section 3: The following initial amounts are appropriated for the project:

Administration	\$	95,000
Professional Services – Engineering		138,000
Construction		1,216,350
Contingency		<u>121,635</u>
Total	\$	1,550,685

Section 4: The following revenues are anticipated to be available to complete this project:

Local Match Transfer In – Water and Sewer Fund	\$	30,415
NCDEQ/DWI Loan		<u>1,520,270</u>
Total		\$1,550,685

Section 5: The finance officer is hereby directed to maintain within the capital project fund enough specific detailed accounting records to satisfy the requirements of the grantor agency, the grant agreements, and federal regulations.

BE IT FURTHER ORDAINED by the Town Council of Wallace that this ordinance shall become in full force and effective upon adoption.

Adopted this the 23rd day of September 2021

Charley Farris, Mayor

Attest:

Jackie Nicholson, Town Clerk

{SEAL}

**RESOLUTION BY THE TOWN COUNCIL OF
THE TOWN OF WALLACE**

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

WHEREAS, The Town of Wallace has need for and intends to construct a wastewater collection system project described as rehabilitation of gravity sewer lines within the northwest quadrant of the Town; the area north of West Main Street and west of Railroad Street.

WHEREAS, The Town of Wallace intends to request state loan or grant assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE TOWN COUNCIL OF THE TOWN OF WALLACE:

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

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

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

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

That Larry Bergman, Town Manager the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a loan or grant to aid in the construction of the project described above.

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

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

Adopted this the 23rd day of September , 2021) at Wallace, North Carolina.

(Signature of Chief Executive Officer)

(Title)

CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting (title of officer) of the (unit of government) does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the (name of governing body of applicant) duly held on the- _____ day of _____, 20____; and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 20_____.

(Signature of Recording Officer)

(Title of Recording Officer)

**RESOLUTION BY THE TOWN COUNCIL
THE TOWN OF WALLACE**

WHEREAS, The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of the creation of an asset management plan, and

WHEREAS, The Town of Wallace has need for and intends to construct a drinking water project described as rehabilitation of the water supply consisting the addition of SCADA and controls at nine (9) wells and addition of emergency power generators at 3 wells and hook-ups for portable generators at five (5) wells, and

WHEREAS, The Town of Wallace intends to request state loan assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE TOWN COUNCIL OF THE TOWN OF WALLACE:

That Town of Wallace, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State loan award.

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

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

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

That Larry Bergman, Town Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a loan to aid in the construction of the project described above.

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

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

Adopted this the 23rd day of September , 2021) at Wallace, North Carolina.

(Signature of Chief Executive Officer)

(Title)

CERTIFICATION BY RECORDING OFFICER

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

(Signature of Recording Officer)

(Title of Recording Officer)

**RESOLUTION BY THE TOWN COUNCIL OF
TOWN OF WALLACE**

WHEREAS, The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of the creation of an asset management plan, and

WHEREAS, The Town of Wallace has need for and intends to perform a water project described as an asset inventory and assessment (inventory and condition assessment), and

WHEREAS, The Town of Wallace intends to request state grant assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE TOWN COUNCIL OF THE TOWN OF WALLACE:

That Town of Wallace, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State grant award.

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

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

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

That Larry Bergman, Town Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a grant to aid in the construction of the project described above.

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

That the **Applicant** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto. Adopted this the 23rd day of September , 2021) at Wallace, North Carolina.

(Signature of Chief Executive Officer)

(Title)

CERTIFICATION BY RECORDING OFFICER

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

(Signature of Recording Officer)

(Title of Recording Officer)