

MINUTES FOR BOARD OF ALDERMEN MEETING

January 8th, 2013

6:00 PM

The following elected officials were present: Alderman Beaty, Alderman Huggins, Alderwoman Morrow, and Alderman Withers. Mayor Coleman and Alderman Martin were absent. Mayor Pro-Tem Huggins officiated the meeting.

The following staff members were present: Jim Palenick, Interim Town Manager; Maria Stroupe, Administrative Services Director; Thomas Hunn, Town Attorney; Gary Buckner, Police Chief; Doug Huffman, Electric Director; Bill Trudnak, Public Works Director; Anne Martin, Recreation Director; David Jones, Fireman (for Chief Lambert); and David Kahler, Development Services Director. Steve Lambert, Fire Chief was absent.

The Mr. Huggins called the meeting to order at 6:00 pm.

Mr. Huggins opened with the Invocation and the Pledge of Allegiance to the Flag. Mr. Huggins asked if there were any additions or deletions to the agenda. There were no additions or deletions to the agenda. Mr. Beaty made a motion to set the agenda, seconded by Mr. Withers, and carried unanimously.

Mr. Beaty made a motion to approve the minutes from the December 11, 2012 regular, seconded by Mr. Withers, and carried unanimously.

Consent Agenda:

Item 5A was approval the Uncollectable Accounts as of January 2013.

Mr. Beaty made a motion to approve the consent agenda as presented, seconded by Ms. Morrow, and carried unanimously.

Recognition of Citizens:

Mr. Stanley Burnham was presented a plaque of appreciation from Mr. Kahler for 24 years of service on the Town's Planning Board. Mr. Burnham rotated off of the Planning Board at the end of his last expiring term.

Mr. Frank Milton, 518 E. Carpenter St., addressed the Board in favor of improvements to Jagers Park. Mr. Milton is also the pastor of the First Baptist Church in Dallas. He stated that he was speaking on behalf of a group that was in attendance at the meeting. He stated that Mr. George Jagers, namesake of the park, had been a deacon at First Baptist Church and was the Town's first and only black Alderman. Mr. Milton commended the Town on the improvements that have been done at the park recently and asked that the Town continue their support and funding for this park. He is very pleased that the Town is pursuing a grant for additional improvements that will really upgrade the park.

Ms. Pearl Burris Floyd, 518 E. Main St., also spoke in support of improvements to Jagers Park. She is hopeful that the grant being applied for will be received for use to upgrade this park. The park is greatly needed in her opinion, as it is located on the east side of Town, where there are no other park facilities.

Ms. Mary Boyce, 518 E. Peachtree St., stated that she is also in support of improvements to Jagers Park. She wrote a letter in support of the Town's efforts to apply for a grant for this facility. She gave the letter to Mr. Kahler for inclusion in the grant package.

Recognition of Employees:

There were no employee recognitions.

Public Hearing:

Item 8A, Mr. Beaty made a motion to enter into a public hearing concerning application to the North Carolina Parks and Recreation Trust Fund (NCPARTF) for grant funding in support of improvements to Jagers Park, seconded by Mr. Withers, and carried unanimously. For each of the last two grant-cycle years, the Town of Dallas has submitted Grant requests to the NCPARTF Program for funding to assist in the beginning stages of park development for the lands adjacent to the Carr School Recreation Fields. Each application was denied funding. With this year's application, the Town is prepared to submit an application which might merit a more competitive chance to receive funding, and which can independently create a recreational opportunity serving larger numbers of "underserved" potential users. As such, a master park plan for Jagers Park has been developed with a series of phased improvements which can be accomplished independently and each result in substantive, viable, stand-alone recreation activities serving an otherwise underserved population. (Exhibit A) For the grant application, the Phase I request includes an expansion of the recently-installed playground to serve young children; an asphalt court for teenagers and young adults; a picnic shelter for older adults; and a first-phase (1/3 of a mile) walking track for all ages. The total estimated costs for this Phase I proposal is \$127,715.00: 50% of which (\$63,857.50) will be requested through the Grant program, and the remaining 50% to be "local-match" if the Town is successful. (Exhibit B) The floor was opened up for public comment. Mr. Fred Kroomis asked where the Town match would come from; taxes or the current Recreation budget. Mr. Palenick stated that the funds will come from the Town's General Fund revenue, neither the current tax rate or the current Recreation budget were enough to cover the match in and of themselves. Mr. Bob Kendrick asked if the project could be started prior to being awarded the grant. Mr. Kahler stated that no work could be done until the grant is awarded, any work begun prior to being awarded the grant would not be considered in the grant funding. Mr. Palenick also stated that there is a master plan for the park which places importance on the project. Ms. Pearl Floyd asked what would happen if the Town is not awarded the grant. Mr. Palenick stated that it would depend on the Town's budget at that time. Ms. Mary Boyce asked how many picnic tables and shelters were in the first phase of the plan. Mr. Kahler stated that there was one picnic shelter that would accommodate multiple tables. Ms. Pearl Floyd stated that if the Town is not awarded the grant this year, she would like to see this prioritized and \$63,000 placed in the Town budget for the project instead of waiting on another grant cycle. Mr. Frank Milton asked if lighting was included in the plan. Mr. Kahler stated that lighting did not need to be part of the plan as the Town's Electric Department could implement the needed lighting. Ms. Doris Boulware asked if there would be a gate placed at the park so it could be closed at a determined time, as she has security concerns with the park. Mr. Kahler stated that with the layout of the park it would be difficult to place a gate and fencing around the entire park. Mr. Beaty stated that the Town was researching security measures all over Town by various means of technology. Ms. Josie Brooks thanked the Town Board and Mr. Kahler for their efforts to inform citizens of meetings and their support of this issue. Her desire is that all children have a safe environment. Mr. Beaty asked that citizens turn in notes and letters of support of the park plan to be included in the grant packet. Ms. Morrow made a motion to exit the public hearing, seconded by Mr. Beaty, and carried unanimously. Mr. Beaty made a motion approve the application to the North Carolina Parks and Recreation Trust Fund for grant funding in support of improvements to Jagers Park consistent with the plans presented, seconded by Ms. Morrow, and carried unanimously.

Old Business:

There was no old business.

New Business:

Item 10A was a resolution expressing support for the 2013-2015 Funding for the North Carolina Clean Water Management Trust Fund. In 1996 the General Assembly established this trust to provide an innovative and non-regulatory approach to the protection and restoration of the surface waters all across the state. This fund helped meet infrastructure needs of municipalities and counties, restore degraded surface water, protect watersheds, increase recreational opportunities, and enhance quality of life in this state. Since 2010, the General Assembly has reduced funding to this fund by 78%. In 2012, 88% of critical local needs were unmet due to lack of funding. The new Governor and General Assembly are considering eliminating the funding. This resolution requests that State leaders support funding the Clean Water Management Trust Fund in the upcoming budget. (Exhibit C) Mr. Beaty made a motion to approve the resolution expressing support for the 2013-2015 Funding for the North Carolina Clean Water Management Trust Fund, seconded by Ms. Morrow, and carried unanimously.

Item 10B was establishment for the first budget work session for the FY 2013-2014 budget. Traditionally, the Board of Aldermen conduct a budget work session to set some preliminary priorities and to provide general strategic direction in the advance of the creation of a draft budget. It was decided to hold this work session on Tuesday, February 26, 2013 at 5:00 pm.

Item 10C was a request to amend the Town Banner Policy to limit advertising for recurring events. In order not to be perceived as favoring, endorsing, or subsidizing any one community group or organization, an appropriate limit needs to be placed on the display of banners repeatedly advertising the same, or similar recurring events. The proposed limitation would read “Banners identifying or advertising recurring instances of essentially the same activity, as sponsored by the same group or organization, shall be limited to no more than (2) in any given calendar year.” (Exhibit D) Mr. Beaty made a motion to approve the amendment to the Town Banner Policy as presented, seconded by Ms. Morrow, and carried unanimously.

Item 10D was a request for direction on cost allocation for a sanitary sewer interconnect line connecting Dallas wastewater flow to Gastonia’s Long Creek Treatment Plant. Following breakdown of negotiations with Gastonia over a long-term agreement for the wholesale treatment of Town wastewater, Dallas is still left with the issue of moving forward with the possible construction of the emergency interconnect line (which will still be built with sufficient capacity to serve as the permanent line should a future wholesale agreement ever be reached) and the question of who shall pay for which portion. When the agreement was to be pursued, Gastonia had agreed in principal to pay 50%. However, in the absence of such agreement, it is more likely that a reasonable position would be to seek the assignment of cost allocation based on geographic jurisdiction where the physical construction will take place. Under that scenario, Dallas would have an estimated cost share of approximately \$204,000, while Gastonia/Two Rivers would pay approximately \$55,000. (Exhibit E) Mr. Palenick suggested asking Gastonia to front the cost with Dallas repaying the \$204,000 over four years interest free. Mr. Beaty made a motion allow Mr. Palenick to pursue an agreement with Gastonia on the construction of an emergency sanitary sewer interconnect line with Gastonia fronting the cost and Dallas repaying \$204,000 over four years interest free, seconded by Mr. Withers, and carried unanimously.

Item 10E was a request to adopt a resolution authorizing the adoption of the Program Initiation Manual for the Town of Dallas Community Development Block Grant Program. (Exhibit F) This adoption is required within the scope of the CDBG funds the Town was awarded for water line improvements. This manual will be used throughout the implementation of the Town of Dallas Community Development Program. Mr. Beaty made a motion adopt the resolution as presented, seconded by Mr. Withers, and carried unanimously.

Mr. Palenick gave a Manager’s Report, noting current projects.

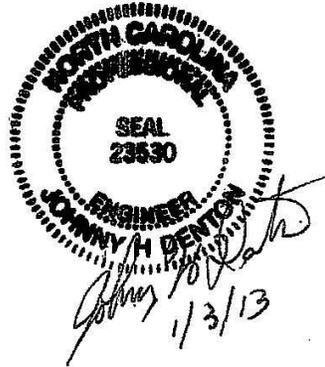
Mr. Withers made a motion to adjourn, seconded by Ms. Morrow, and carried unanimously. (7:02)

Rick Coleman, Mayor

Maria Stroupe, Town Clerk

Town Of Dallas
JAGGERS PARK IMPROVEMENTS
Walking Trail / Picnic Areas
 PHASE I ESTIMATE

DESCRIPTION	QTY.	UNITS	UNIT PRICE	AMOUNT
Mobilization	1	LS	\$5,000.00	\$5,000.00
Clearing & Grubbing	1	LS	\$2,500.00	\$2,500.00
Unclassified Excavation	1	LS	\$2,500.00	\$2,500.00
Prop. 18" HDPE	50	LF	\$36.00	\$1,800.00
FES	4	EA	\$800.00	\$3,200.00
Rip Rap Outlet Protection	6	TN	\$40.00	\$240.00
Inlet Protection, Complete in Place	2	EA	\$100.00	\$200.00
Silt Fence Complete in Place	500	LF	\$2.50	\$1,250.00
Temporary Gravel Construction Entrance	1	EA	\$1,000.00	\$1,000.00
Class 57 Washed Stone	10	TN	\$20.00	\$200.00
Asphalt Walking Trail 8' Wide	1575	LF	\$15.00	\$23,625.00
Permanent Grassing (Seed, Mulch, & Tack)	40	MSF	\$50.00	\$2,000.00
Temporary Grassing (Seed, Mulch, & Tack)	40	MSF	\$40.00	\$1,600.00
Playground Expansion and Improvements	1	LS	\$15,000.00	\$15,000.00
Picnic Shelter	1	SF	\$21,500.00	\$21,500.00
Picnic Area Slab 30' x 45' x 6"	1	SF	\$2,400.00	\$2,400.00
Fence Removal & Parking Lot Rehab	1	LS	\$2,000.00	\$2,000.00
Pavement Marking - 4" Solid White	2000	LF	\$0.60	\$1,200.00
Multipurpose Black Top Area	1	LS	\$23,000.00	\$23,000.00
Landscaping & Planting	1	LS	\$8,000.00	\$8,000.00
Contingency	1	LS	\$9,500.00	\$9,500.00
			TOTAL	\$127,715.00



**Resolution to Support the 2013 – 2015 Funding for
Clean Water Management Trust Fund**

WHEREAS, the 1996 General Assembly established the Clean Water Management Trust Fund to provide an innovative and non-regulatory approach to the protection and restoration of the surface waters all across the state; and

WHEREAS, the Clean Water Management Trust Fund is a non-regulatory program established to help meet infrastructure needs of municipalities and counties, restore degraded surface water, protect watersheds, increase recreational opportunities, and enhance quality of life in this state, all critical components for communities to obtain a competitive edge in their economic development; and

WHEREAS, the Clean Water Management Trust Fund has funded 452 infrastructure projects to assist North Carolina communities balance infrastructure needs with environmental protection and to help struggling communities become self reliant with future infrastructure needs; and

WHEREAS, infrastructure needs across the state addressing drinking water, wastewater, and stormwater are estimated at \$16.6 billion between 2005 and 2030; and

WHEREAS, the Clean Water Management Trust Fund has leveraged more than \$1 billion of private, local, and federal funds to support projects; and

WHEREAS, the General Assembly has reduced funding for the Clean Water Management Trust Fund by 78% since 2010; and

WHEREAS, limited funding for the Clean Water Management Trust Fund left 88% of 2012 critical local needs unmet; and

WHEREAS, our economic vitality, health, and ability to sustain ourselves and the natural environment all rely on clean water; and

WHEREAS, surface water must be protected to ensure sufficient drinking water supply for the state's growing industrial base and population; and

WHEREAS, Clean Water Management Trust Fund has provided grant(s) to the Town of Dallas to do one or more of the following; to protect, restore, or enhance surface water quality for the benefit of the state's agriculture, military, recreation, and tourism economies and to protect our natural heritage for the benefit of all North Carolinians; and

NOW, THEREFORE BE IT RESOLVED BY THE TOWN OF DALLAS BOARD OF ALDERMEN AT ITS MEETING ON JANUARY 8, 2013 THAT WE SUPPORT CLEAN WATER MANAGEMENT TRUST FUND AND THAT THE FUND RECEIVE AN INCREASE IN RECURRING FUNDING FROM THE GOVERNOR AND THE NORTH CAROLINA GENERAL ASSEMBLY FOR THE 2013-2015 BIENNIAL BUDGET:

Maria Stroupe, Town Clerk

01/08/2013

**A RESOLUTION TO AMEND THE TOWN BANNER POLICY TO LIMIT
ADVERTISING FOR RECURRING EVENTS.**

Whereas; The Board of Aldermen of The Town of Dallas formally Adopted a “Town of Dallas Banner Policy and Procedures” on April 17th, 2012 in order to prescribe rules and procedures governing the hanging and display of advertising banners across Trade Street; and,

Whereas; Having now operated under said rules and procedures for some time, and encountering certain circumstances and requests which were otherwise unexpected or unforeseen, it is now appropriate that certain minor Amendments be made to the Policy and Procedures; and,

Whereas; In order not to be perceived as favoring, endorsing, or subsidizing any one community group or organization, an appropriate limit needs to be placed on the display of banners repeatedly advertising the same, or similar recurring events.

Now, Therefore Be it Resolved; That the “Town of Dallas Banner Policy and Procedures” is hereby Amended by the Repeal of “Section 6”, and its replacement with a new Section 6 to read as follows:

- “6. A fee of \$25 per banner per week, must accompany the application form and be received in the Town Manager’s office 14 days prior to the date the banner is to be hung. All organizations will be charged the same rate. Additional weeks may be available, but only when they are consecutive, and only when others do not have the space and date reserved. **Banners identifying or advertising recurring instances of essentially the same activity, as sponsored by the same group or organization, shall be limited to no more than (2) in any given calendar year.**”

ADOPTED THIS ____ DAY OF JANUARY, 2013

Attest: _____
Maria Stroupe, Town Clerk

Mayor: _____
Rick Coleman

**ITEMIZED PROJECT COST ESTIMATE
TOWN OF DALLAS
SANITARY SEWER OVERFLOW OUTFALL
(Dallas Portion Only)**

ITEM	QTY	UNIT	UNIT PRICE	TOTAL PRICE
Mobilization	1	LS	\$ 2500.00	\$ 2500.00
Clearing & Grubbing	1.64	AC	\$ 2000.00	\$ 3280.00
Class 57 Washed Stone	101	TNS	\$ 35.00	\$ 3535.00
Incidental Stone Base	45	TNS	\$ 35.00	\$ 1575.00
Permanent Grassing (Seed, Mulch, & Tack)	86	MSF	\$ 100.00	\$ 8600.00
Temporary Grassing (Seed, Mulch, & Tack)	5	MSF	\$ 100.00	\$ 500.00
Silt Fence, Complete in Place	3206	LF	\$ 3.00	\$ 9618.00
Temporary Construction Entrance	2	LF	\$ 1500.00	\$ 3000.00
18" DIA SDR 35 PVC Sanitary Sewer 0'-6' Deep (Complete in Place)	2644.11	LF	\$ 40.00	\$ 105,764.40
18" DIA Mechanical Joint DIP (Class 51) Sanitary Sewer 0'-6' Deep (Complete in Place)	145.22	LF	\$ 75.00	\$ 10,891.50
12" DIA SDR 35 Sanitary Sewer 0'-6' Deep (Complete in Place)	197.48	LF	\$ 30.00	\$ 5,924.4
18" DIA Sewer Gate Valve (Complete in Place)	1	EA	\$ 4500.00	\$ 4500.00
4' DIA Sealed & Vented Manhole 6'-8' Deep	9	EA	\$ 2500.00	\$ 22,500.00
4' DIA Manhole 6'-8' Deep for Sewer Valve	1	EA	\$ 1500.00	\$ 1500.00
4' DIA Dog House Manhole 6'-8' Deep	1	EA	\$ 3000.00	\$ 3000.00
Sealed Manhole Ring & Covers with Vent Pipe (Installed Complete in Place)	1	EA	\$ 450.00	\$ 450.00
Tie In To Existing Sewer Manhole	1	EA	\$ 1200.00	\$ 1200.00
Contingency	1	LS	\$ 16,000.00	\$ 16,000.00
TOTAL Amount				\$ 204,338.30

**ITEMIZED PROJECT COST ESTIMATE
TOWN OF DALLAS
SANITARY SEWER OVERFLOW OUTFALL
(Gastonia Portion Only)**

ITEM	QTY	UNIT	UNIT PRICE	TOTAL PRICE
Mobilization	1	LS	\$ 2500.00	\$ 2500.00
Clearing & Grubbing	0.50	AC	\$ 2000.00	\$ 1000.00
Class 57 Washed Stone	34	TNS	\$ 35.00	\$ 1190.00
Incidental Stone Base	15	TNS	\$ 35.00	\$ 525.00
Permanent Grassing (Seed, Mulch, & Tack)	6	MSF	\$ 100.00	\$ 600.00
Silt Fence, Complete in Place	330	LF	\$ 3.00	\$ 990.00
Temporary Construction Entrance	2	LF	\$ 1500.00	\$ 3000.00
18" DIA SDR 35 PVC Sanitary Sewer 0'-6" Deep (Complete in Place)	201.93	LF	\$ 40.00	\$ 8077.20
Fiberglass Packaged Metering MH Assembly (Complete in Place)	1	LS	\$ 27,500.00	\$ 27,500.00
8" PVC to Clay Femco Coupling	4	EA	\$ 600.00	\$ 2400.00
Sealed Manhole Ring & Covers with Vent Pipe (Installed Complete in Place)	3	EA	\$ 450.00	\$ 1350.00
Tie In To Existing Sewer Manhole	1	EA	\$ 1200.00	\$ 1200.00
Contingency	1	LS	\$ 5000.00	\$ 5000.00
TOTAL Amount				\$ 55,332.20

**THE TOWN OF DALLAS
COMMUNITY DEVELOPMENT BLOCK GRANT
INFRASTRUCTURE PROGRAM
PROGRAM INITIATION MANUAL**

A Resolution Authorizing the Adoption of the Program Initiation Manual for the Town of Dallas Community Development Program.

Be it Resolved by the Town of Dallas Town Council, That:

WHEREAS, the Town is participating in the Community Development Block Grant Program under the Housing and Community Development Act of 1974 as amended, administered by the North Carolina Department of Commerce; and

WHEREAS, the following documents are required under this program:

- Equal Employment and Procedure Plan
- Section 3 Plan
- Fair Housing Plan
- ADA/ 504 Compliance Statement
- Language Access Plan
- Resolution Establishing A "Citizens Participation Plan"
- Residential Anti-Displacement and Relocation Assistance Plan
- Optional Coverage Relocation Plan
- Project Ordinance
- Amendment Condition Certification Statement
- Complaint Procedure
- Code of Conduct / Hatch Act Policy
- Performance Based Contract: "Implementation Schedule"
- Environmental Condition Certification Statement
- Floodplain Condition Certification Statement
- Administration Contract Certification Statement
- Use of Experienced CDBG Administrator
- Local Government Participation Condition
- Closeout Condition Certification Statement
- Language Access Plan
- Citizens Participation and Compliance Statement
- Resolution Signatory Form Certification

