



BOARD OF COMMISSIONERS REGULAR MEETING AGENDA

Tuesday, April 21, 2020

7:00 PM

Location: 28 N Raleigh Street, Angier, NC 27501

Call to Order

Pledge of Allegiance

Invocation

Approval of Agenda

Presentation

Public Comment

Public Hearings

1. Annexation Petition

a. A petition for Annexation was submitted by property owners Jo Penny Dorman and Ruby U. Stephenson requesting to annex three tracts of land located along Kennebec Road and Stratus Street in Willow Spring (Wake County PIN#'s: 0684384989; 0684485026; and 0684188054). A Sufficiency of the Petition and a Certification of Results were issued in March; a Date to Set the Public Hearing was approved in March and advertised accordingly. Following the required Public Hearing, the Town Board will be qualified to consider the Adoption of an Ordinance to Annex the property.

2. Rezoning Request

a. Application submitted by Jo Penny Dorman and Ruby U. Stephenson to rezone a 115 acre parcel located along Kennebec Road and Stratus Street in Willow Spring RA-30 to R-6 (Wake County PIN#'s: 0684384989; 0684485026).

3. Ordinance Amendment

a. Continuation of Public Hearing from March 3, 2020 Board Meeting. Amendment to Sections 13.11 and 4.9.3 of the Ordinance related to nonconforming automobile storage, junk yards, and salvage yards.

4. Minimum Housing Case – Ordinance to Demolish Structure

- a. Consideration and approval to adopt an Ordinance to Repair or Demolish the Dwelling at 102 N. Dunn Street pursuant to Town Code Section 5-28.10 (c).

Consent Agenda

1. Approval of Minutes

- a. March 3, 2020 – Regular Meeting
- b. March 24, 2020 – Special Called Emergency Meeting

2. Proclamation Declaring National Library Week April 19-25

- a. Consideration and approval of a Proclamation declaring April 19-25 National Library Week.

Old Business

1. Infill Lot Utility Tap Policy

- a. Consideration and approval of an Infill Lot Utility Tap Policy.

2. Main Street Advisory Board Bylaws

- a. Consideration and approval of Bylaws provided by the North Carolina Main Street Program.

New Business

1. Resolution #R009-2020

- a. Consideration and approval of Resolution #R009-2020; Endorsing Safety Improvements in the Town of Angier by the North Carolina Department of Transportation.

2. NCDOT/LAPP Junny Road Sidewalk Project

- a. Consideration and approval of the Junny Road Sidewalk Project Agreement.

3. Budget Amendment #7

- a. Consideration and approval of Budget Amendment #7 to purchase a flow meter for Pump Station #6 to obtain more accurate flow for the Lynn Ridge and Sundowner developments.

Manager's Report

Staff Reports

Mayor and Town Board Reports

Adjourn

*****IN ACCORDANCE WITH ADA REGULATIONS, PLEASE NOTE THAT ANYONE WHO NEEDS AN ACCOMMODATION TO PARTICIPATE IN THE MEETING SHOULD NOTIFY THE TOWN CLERK AT 919.331.6703 AT LEAST 48 HOURS PRIOR TO THE MEETING. *****

PUBLIC HEARINGS



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: April 21, 2020
PREPARED BY: Veronica Hardaway
ISSUE Ordinance #ORD004-2020; to Extend the Corporate Limits of the Town of
CONSIDERED: Angier
DEPARTMENT: Planning

SUMMARY OF ISSUE:

As you recall, an Annexation Petition was submitted by property Jo Penny Dorman and Ruby U. Stephenson, who was requesting to annex 3 tracts of land approximately 115 acres total more or less; located along Kennebec Road and Stratus Street in Willow Spring PIN #'s 0684384989; 0684485026; and 0684188054. The Sufficiency of the Petition and results have been verified by the Clerk. Now the Town Board is eligible to consider whether to adopt #ORD004-2020 to Extend the Corporate Limits of Town.

FINANCIAL IMPACT:

RECOMMENDATION:

Staff recommends approval of Ordinance #ORD004-2020 to extend the corporate limits of the Town of Angier.

REQUESTED MOTION:

I move to adopt Ordinance #ORD004-2020 to extend the corporate limits of Angier

REVIEWED BY TOWN MANAGER:

Attachments:

1 Ordinance #ORD004-2020



Town of Angier

Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Ordinance No.: Ord004-2020
Date Adopted: April 21, 2020

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF ANGIER, NORTH CAROLINA

WHEREAS, the Town of Angier Board of Commissioners has been petitioned under N.C. General Statute § 160A – 58.1 by property owners Jo Penny Dorman and Ruby U. Stephenson, on January 30, 2020, to annex the area described in said petition and inclusive of Wake County portion of Parcel (PIN#’s: 0684384989; 0684485026; and 0684188054) described below; and,

WHEREAS, the Town of Angier Board of Commissioners, by Resolution, directed the Town Clerk of Angier to Investigate the Sufficiency of the Petition; and,

WHEREAS, certification by the Town of Angier Clerk as to the Sufficiency of the Petition has been made; and,

WHEREAS, there has been a Public Hearing on the question of this annexation, which has taken place on Tuesday, April 21, 2020, at or shortly thereafter 7 p.m. inside the Angier Municipal Building Board Room, after due notice by publication in the *Daily Record* and,

WHEREAS, the Town of Angier Board of Commissioners finds that the area described therein meets the standards of N.C. General Statute § 160A – 58.2 (.1(b), to wit:

- (a) The nearest point on the proposed satellite corporate limits is not more than three (3) miles from the primary corporate limits of the Town of Angier;
- (b) No point on the proposed satellite corporate limits is closer to the primary corporate limits of another municipality than to the primary corporate limits of the Town of Angier;
- (c) The area is so situated that The Town of Angier will be able to provide the same services within the proposed satellite corporate limits that it provides within the primary corporate limits;
- (d) No subdivision, as defined in N.C. General Statutes §160A-376, will be fragmented by this proposed annexation; and,
- (e) The Town of Angier has been exempted from the ten (10%) percent limitation satellite annexation regulation as pursuant to N.C. General Statutes § 160A-58.1(b); and,

WHEREAS, The Town of Angier Board of Commissioners further finds that the Petition has been signed by all the owners of the property in the area who are required by law to sign; and

WHEREAS, The Town of Angier Board of Commissioners further finds that the Petition is otherwise valid, and the public health, safety and welfare of the Town of Angier and of the area proposed for annexation will be best served by annexing the area described;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Town of Angier Board of Commissioners that:

Section 1. By virtue of the authority granted by N.C. General Statutes § 160A-58.2, the following described noncontiguous property is hereby annexed and made part of The Town of Angier, North Carolina, as of April 21, 2020;

Being more particularly described as follows:

LEGAL DESCRIPTION

Being an area comprised of those certain two parcels located in Middle Creek Township, Wake County, North Carolina, and being more particularly described as follows:

BEGINNING at an existing ½" iron rod said iron rod marking the northeast corner of Rowland Estates, LLC (Book of Maps 1994, Page 909), said iron rod having North Carolina State Plane coordinates of North 648,039.12 and East 2,083,652.54; thence from said Point of Beginning, N 88°29'44" W a distance of 1,382.62' to an existing 1" iron rod; thence N 00°47'09" E a distance of 375.80' to a point; thence North 75°09'20" West a distance of 12.81' to a point; thence with a curve turning to the left with an arc length of 100.63', with a radius of 370.00', with a chord bearing of North 82°56'50" West, with a chord length of 100.32', to a point; thence South 89°15'40" West a distance of 223.90' to a point; thence with a curve turning to the left with an arc length of 68.16', with a radius of 220.00', with a chord bearing of South 80°23'09" West, with a chord length of 67.88', to a point; thence South 71°30'39" West a distance of 133.46' to a point; thence with a curve turning to the right with an arc length of 260.09', with a radius of 380.50', with a chord bearing of North 88°54'25" West, with a chord length of 255.06', to a point; thence North 69°19'28" West a

distance of 7.63' to a point; thence with a curve turning to the left with an arc length of 39.60', with a radius of 25.00', with a chord bearing of South 65°17'52" West, with a chord length of 35.59', to a point; thence North 20°14'09" East a distance of 130.12' to a point; thence with a curve turning to the left with an arc length of 39.06', with a radius of 25.00', with a chord bearing of South 24°34'10" East, with a chord length of 35.20', to a point; thence South 69°19'28" East a distance of 33.54' to a point; thence with a curve turning to the left with an arc length of 218.40', with a radius of 319.50', with a chord bearing of South 88°54'25" East, with a chord length of 214.17', to a point; thence North 71°30'39" East a distance of 102.15' to a point; thence with a curve turning to the right with an arc length of 86.74', with a radius of 280.00', with a chord bearing of North 80°23'09" East, with a chord length of 86.40', to a point; thence North 89°15'40" East a distance of 223.90' to a point; thence with a curve turning to the right with an arc length of 114.74', with a radius of 430.00', with a chord bearing of South 83°05'40" East, with a chord length of 114.40', to a point; thence N 00°47'09" E a distance of 1,049.43' to an existing ½" iron rod; thence S 89°00'29" E a distance of 2,414.03' to an existing 1" iron pipe; thence S 00°59'32" W a distance of 627.00' to a point; thence along the approximate center of Little Black Creek, the following 10 (ten) calls:

- 1) S 86°37'58" E a distance of 146.02' to a point;
- 2) N 58°53'33" E a distance of 109.44' to a point;
- 3) S 31°44'46" E a distance of 136.10' to a point;
- 4) S 12°45'29" W a distance of 83.76' to a point;
- 5) S 30°22'55" E a distance of 101.39' to a point;
- 6) S 29°40'28" E a distance of 146.42' to a point;
- 7) N 77°52'52" E a distance of 112.30' to a point;
- 8) S 71°32'36" E a distance of 136.26' to a point;
- 9) S 80°09'41" E a distance of 189.89' to a point;
- 10) S 35°03'27" E a distance of 103.46' to a point at the approximate intersection of Wrenn's Branch.

Thence along the approximate center of Wrenn's Branch, the following 16 (sixteen) calls:

- 1) 70°27'00" W a distance of 125.67' to a point;
- 2) S 39°33'46" W a distance of 107.46' to a point;
- 3) S 70°43'52" W a distance of 77.93' to a point;
- 4) N 59°17'32" W a distance of 115.33' to a point;
- 5) S 31°49'18" W a distance of 121.32' to a point;
- 6) S 25°00'28" W a distance of 120.01' to a point;
- 7) S 26°11'07" W a distance of 200.11' to a point;
- 8) S 60°10'12" W a distance of 218.37' to a point;
- 9) S 75°05'20" W a distance of 54.30' to a point;
- 10) S 10°48'16" E a distance of 94.94' to a point;
- 11) S 39°43'07" W a distance of 151.45' to a point;
- 12) S 14°42'25" E a distance of 154.65' to a point;
- 13) S 34°44'33" W a distance of 108.00' to a point;
- 14) N 45°25'18" W a distance of 40.81' to a point;
- 15) S 72°51'51" W a distance of 161.33' to a point;
- 16) S 34°55'01" W a distance of 86.72' to a point at the approximate intersection of a drainage ditch.

Thence along said drainage ditch, the following 5 (five) calls:

- 1) S 75°43'11" W a distance of 244.60' to a point;
- 2) S 48°56'41" W a distance of 256.40' to a point;
- 3) N 50°35'14" W a distance of 275.63' to a point;
- 4) N 12°21'07" W a distance of 80.91' to a point;
- 5) N 55°13'49" W a distance of 204.42' to an existing angle iron.

Thence N 02°08'23" E a distance of 648.69' to the original Point of Beginning.

The above described area containing an area of 5,062,401 square feet (116.22 acres).

All deeds referenced above recorded in Wake County Register of Deeds.

Section 2. Upon and after April 21, 2020, the above-described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in The Town of Angier and shall be entitled to the same privileges and benefits as other parts of The Town of Angier. Said territory shall be subject to municipal taxes according to General Statute § 160A-58-10.

Section 3. The Mayor of the Town of Angier, North Carolina, shall cause to be recorded in the office of the Registrar of Deeds of Harnett County, and in the office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1. above, together with a duly certified copy of this Ordinance. Such a map shall also be delivered to the Wake County Board of Elections, as required by N.C. General Statutes § 163-288.1.

Section 4. Notice of this adoption of this Ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in The Town of Angier, North Carolina.

Duly adopted by the Angier Board of Commissioners on this the 21st day of April, 2020, during their regularly scheduled monthly meeting.

ATTEST:

Robert K. Smith, Mayor

Veronica Hardaway, Town Clerk

APPROVED AS TO
FORM:

Dan Hartzog Jr., Town Attorney



Lewis Weatherspoon
Mayor

Town of Angier
P.O. Box 278
Angier, NC 27501
919-639-2071



Veronica Hardaway
Town Clerk

Gerry Vincent
Town Manager

PROCEDURE FOR VOLUNTARY ANNEXATION PETITION

THE PROCESS:

(Time Frame: 60 - 90 days)

1. Petition and all required information (see checklist) must be submitted to Town Clerk at least seven (7) calendar days before next regular Town Board meeting, which is held the 1st Tuesday of each month.
2. Petition placed on Town Board agenda for next available regular meeting – 1st Tuesday of each month.
3. Town Board may then direct the Town Clerk to investigate the sufficiency of the petition.
4. Town Clerk investigates, and if all is in order, presents Certificate of Sufficiency to Board at next regular meeting – approximately 30 days later.
5. Town Board adopts resolution setting a public hearing at next available public hearing session –approximately 30 days later.
6. Public Hearing held as advertised.
7. Annexation Ordinance may be adopted after the public hearing is complete.
8. Town Clerk notifies required agencies of approved annexation.

SUBMITTAL CHECKLIST:

- ☒ One completed annexation petition
- ☒ Annexation fee: \$250
- ☒ Eight paper copies and one PDF copy of survey map of property proposed for annexation showing:
 - The property in relationship to the primary corporate limits of the Town. (If the petition is for a non-contiguous annexation the distance from the primary corporate limits must be shown.)
 - County tax map/parcel number(s) and /or PIN numbers
- ☒ One copy of the recorded deed to the property showing current owner(s) N/A
 - All owners of property being petitioned for annexation must sign the petition. (Signatures on petition must appear as shown on the deed)
- ☒ Attach metes and bounds description
- ☐ Statement of vested rights, if applicable
 - Attach a letter certifying vested rights, if any, from the government entity granting the vested rights. (If you are not certain of this information, contact the Planning Department)
- ☒ Complete and attach applicable signature page (Individual, Corporation, Partnership)



Lewis Weatherspoon
Mayor

Town of Angier
P.O. Box 278
Angier, NC 27501
919-639-2071



Veronica Hardaway
Town Clerk

Gerry Vincent
Town Manager

TO BOARD OF COMMISSIONERS OF THE TOWN OF ANGIER, NC:

1. I/We the undersigned owners of real property respectfully request that the area as referenced by the **attached survey map and metes and bounds description be annexed** into the Town of Angier, North Carolina.

2. The area to be annexed is
() contiguous, () non-contiguous
to the Town of Angier.

(If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160-31(f).)

3. Harnett/Wake County Property
Identification Number(s) (PIN):

(a) Wake County PIN # 0684384989

4. Have vested rights been established with regard to this property under N.C.G.S. 160A-385.1 or G.S. 153A-344.1?

() Yes (X) No

If "yes", proof of vested rights must be attached.

5. I/We the undersigned owners of real property acknowledge and accept the provision that the Town of Angier will provide the property such municipal services it presently provides other lands within its corporate limits, except sewer services (inasmuch as the land is not within a reasonable proximity to the Town sewer lines and the drainage basin for the property makes the provision of sewer services financially impracticable).

6. We hereby certify that all information given with regard to this property is true and accurate to the best of my/our knowledge and is signed by **all** owners of the property being petitioned for annexation. Attached is the applicable signature page:

☒ Individual(s)

☐ Corporation

☐ Partnership

☐ LLC



Lewis Weatherspoon
Mayor

Town of Angier
P.O. Box 278
Angier, NC 27501
919-639-2071



Veronica Hardaway
Town Clerk

Gerry Vincent
Town Manager

Complete is property if owned by INDIVIDUAL(S).

(Both husband and wife must sign if property is owned jointly and all signatures must be the same as those that appear on recorded deed)

Petitioned Property PIN #: (a) Wake County PIN # 0684384989

1. Jo Penny Dorman
(Owner - Print Name)

3520 Vesta Dr., Raleigh, N.C.
(Mailing Address) 27603

Jo Penny Dorman
(Owner's Signature)

State of N.C., County of Wake

I, Verlan G. Murray Jr., a Notary Public for said County and State, do hereby certify that Jo Penny Dorman personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 20th day of November, 20 19.

My commission expires March 28, 20 20.

Verlan G. Murray Jr.
Notary Public

(SEAL)



Lewis Weatherspoon
Mayor

Town of Angier
P.O. Box 278
Angier, NC 27501
919-639-2071



Veronica Hardaway
Town Clerk

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Town Manager

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- ☒ Attach metes and bounds description
- ☐ Statement of vested rights, if applicable
 - Attach a letter certifying vested rights, if any, from the government entity granting the vested rights. (If you are not certain of this information, contact the Planning Department)
- ☒ Complete and attach applicable signature page (Individual, Corporation, Partnership)



Lewis Weatherspoon
Mayor

Town of Angier
P.O. Box 278
Angier, NC 27501
919-639-2071



Veronica Hardaway
Town Clerk

Gerry Vincent
Town Manager

TO BOARD OF COMMISSIONERS OF THE TOWN OF ANGIER, NC:

1. I/We the undersigned owners of real property respectfully request that the area as referenced by the **attached survey map and metes and bounds description be annexed** into the Town of Angier, North Carolina.

2. The area to be annexed is
() contiguous, () non-contiguous to the Town of Angier.
(If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160-31(f).)

3. Harnett/Wake County Property Identification Number(s) (PIN):
(a) Wake County PIN # 0684485026
(b) a portion of Wake County PIN # 0684188054

4. Have vested rights been established with regard to this property under N.C.G.S. 160A-385.1 or G.S. 153A-344.1?
() Yes (X) No
If "yes", proof of vested rights must be attached.

5. I/We the undersigned owners of real property acknowledge and accept the provision that the Town of Angier will provide the property such municipal services it presently provides other lands within its corporate limits, except sewer services (inasmuch as the land is not within a reasonable proximity to the Town sewer lines and the drainage basin for the property makes the provision of sewer services financially impracticable).

6. We hereby certify that all information given with regard to this property is true and accurate to the best of my/our knowledge and is signed by **all** owners of the property being petitioned for annexation. Attached is the applicable signature page:

- ☒ Individual(s)
☐ Corporation
☐ Partnership
☐ LLC



Lewis Weatherspoon
Mayor

Town of Angier
P.O. Box 278
Angier, NC 27501
919-639-2071



Veronica Hardaway
Town Clerk

Gerry Vincent
Town Manager

Complete is property if owned by INDIVIDUAL(S).

(Both husband and wife must sign if property is owned jointly and all signatures must be the same as those that appear on recorded deed)

Petitioned Property PIN #: (a) Wake County PIN # 0684485026 and (b) a portion of Wake County PIN # 0684188054

1. Ruby U Stephenson
(Owner - Print Name)

9369 Kennebec Rd Willow Spring NC
(Mailing Address) 27592

Ruby Stephenson
(Owner's Signature)

State of NC, County of Harnett

I, Pamela J Barbour, a Notary Public for said County and State, do hereby certify that Ruby U Stephenson personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 19th day of November, 2019.

My commission expires 11-30, 2021.

Pamela J Barbour
Notary Public

(SEAL)

PAMELA J. BARBOUR
NOTARY PUBLIC
HARNETT COUNTY
NORTH CAROLINA
Commission Expires 11-30-21

BOUNDARY
SURVEY

KENNEBEC ROAD
ASSEMBLAGE

MIDDLE CREEK
TOWNSHIP
WAKE COUNTY
NORTH CAROLINA

JANUARY 6, 2020
(Rev. 04/07/20)



LEGEND & NOMENCLATURE

- Existing Iron Pipe (unless noted otherwise)
- New 24" Iron Pipe
- Computed North
- Book of Map
- Page
- Square
- Acre

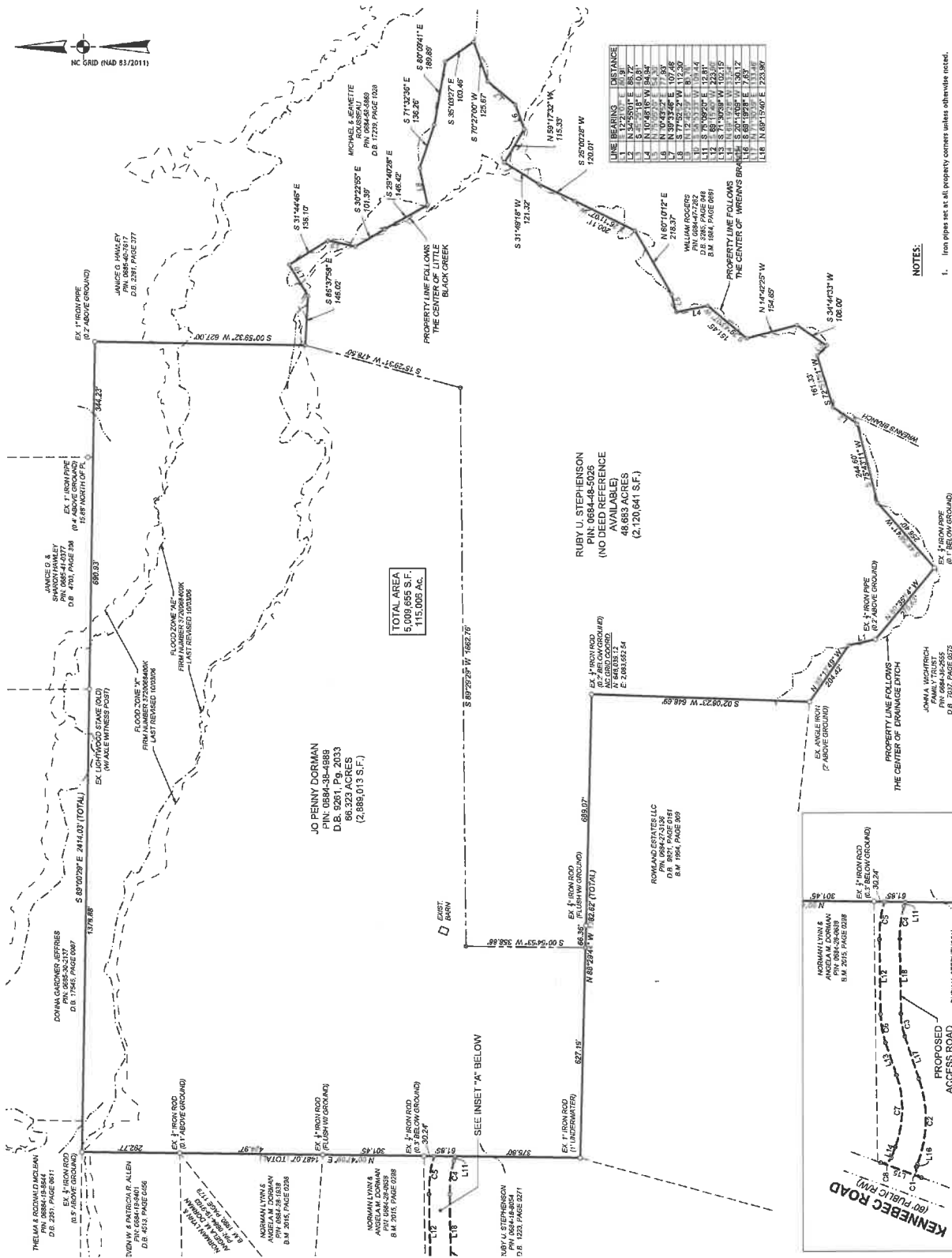
SURVEYOR CERTIFICATION

I, Jeremy Taylor, certify that this plat was prepared by me or under my direct supervision and that I am a duly Licensed Professional Land Surveyor in the State of North Carolina. The survey was made under my supervision (died or retired) and the survey was made in accordance with the Standard of Practice for Land Surveying in North Carolina (21 NCAC 56.1600). This 7th day of January, 2020.

Professional Land Surveyor
License Number: L-3841

PRELIMINARY PLAT
NOT FOR RECORRATION,
CONVEYANCE OR SALES

J. TAYLOR
LAND CONSULTANTS, LLC
1600 Oyster Creek Road, L-40
Apex, NC 27502
(919) 361-1133



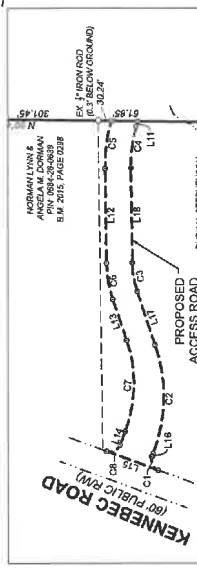
NOTES:

- Iron pipes set at all property corners unless otherwise noted.
- All coordinates and bearings are based on the North American Datum of 1983 (NAD83). Elevations are based on North American Vertical Datum of 1988 (NAVD88). Units of measurement are US Survey Feet.
- Surveyor has made no investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence or any other facts that an accurate and current title search may disclose.
- Areas calculated by CAD software (coordinate geometry).

RUBY U. STEPHENSON
PIN: 0684-48-5025
(NO DEED REFERENCE
AVAILABLE)
48.883 ACRES
(2,120,641 S.F.)

JO PENNY DORMAN
PIN: 0684-38-4888
D.B. 9261, Pg. 2033
66.323 ACRES
(2,889,013 S.F.)

ROWLAND ESTATES LLC
PIN: 0684-38-4888
D.B. 9261, Pg. 2033
B.M. 1984, Page 969



INSET "A"

LEGAL DESCRIPTION

Being an area comprised of those certain two parcels located in Middle Creek Township, Wake County, North Carolina, and being more particularly described as follows:

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- 2) N 58°53'33" E a distance of 109.44' to a point;
- 3) S 31°44'46" E a distance of 136.10' to a point;
- 4) S 12°45'29" W a distance of 83.76' to a point;
- 5) S 30°22'55" E a distance of 101.39' to a point;
- 6) S 29°40'28" E a distance of 146.42' to a point;
- 7) N 77°52'52" E a distance of 112.30' to a point;
- 8) S 71°32'36" E a distance of 136.26' to a point;
- 9) S 80°09'41" E a distance of 189.89' to a point;
- 10) S 35°03'27" E a distance of 103.46' to a point at the approximate intersection of Wrenn's Branch.

Thence along the approximate center of Wrenn's Branch, the following 16 (sixteen) calls:

- 1) 70°27'00" W a distance of 125.67' to a point;
- 2) S 39°33'46" W a distance of 107.46' to a point;
- 3) S 70°43'52" W a distance of 77.93' to a point;
- 4) N 59°17'32" W a distance of 115.33' to a point;
- 5) S 31°49'18" W a distance of 121.32' to a point;
- 6) S 25°00'28" W a distance of 120.01' to a point;
- 7) S 26°11'07" W a distance of 200.11' to a point;
- 8) S 60°10'12" W a distance of 218.37' to a point;
- 9) S 75°05'20" W a distance of 54.30' to a point;
- 10) S 10°48'16" E a distance of 94.94' to a point;
- 11) S 39°43'07" W a distance of 151.45' to a point;
- 12) S 14°42'25" E a distance of 154.65' to a point;
- 13) S 34°44'33" W a distance of 108.00' to a point;
- 14) N 45°25'18" W a distance of 40.81' to a point;
- 15) S 72°51'51" W a distance of 161.33' to a point;
- 16) S 34°55'01" W a distance of 86.72' to a point at the approximate intersection of a drainage ditch.

Thence along said drainage ditch, the following 5 (five) calls:

- 1) S 75°43'11" W a distance of 244.60' to a point;
- 2) S 48°56'41" W a distance of 256.40' to a point;
- 3) N 50°35'14" W a distance of 275.63' to a point;
- 4) N 12°21'07" W a distance of 80.91' to a point;
- 5) N 55°13'49" W a distance of 204.42' to an existing angle iron.

Thence N 02°08'23" E a distance of 648.69' to the original Point of Beginning.

The above described area containing an area of 5,062,401 square feet (116.22 acres).

All deeds referenced above recorded in Wake County Register of Deeds.



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: April 21, 2020
PREPARED BY: Sean Johnson
ISSUE Rezoning Request
CONSIDERED:
DEPARTMENT: Planning & Inspections

SUMMARY OF ISSUE:

The Planning Department has received a voluntary annexation petition and rezoning application for approximately 115 acres located along Kennebec Road and Stratus Street in Willow Spring (Wake PINs: 0684384989, 0684485026). The property is currently in Wake County's planning jurisdiction and is zoned R-30. The requested zoning is Town of Angier R-6. If annexed, the developer will be required to extend Angier sewer services to serve the property.

Attached is the rezoning staff report detailing the proposed zoning district, uses allowed by that district, adjoining land uses and addressing compliance with our Comprehensive Land Use Plan. The Planning Board recommended approval of the rezoning at their March 10th meeting.

FINANCIAL IMPACT: N/A

RECOMMENDATION:

Staff recommends approval of the requested rezoning based on the items mentioned in the rezoning staff report.

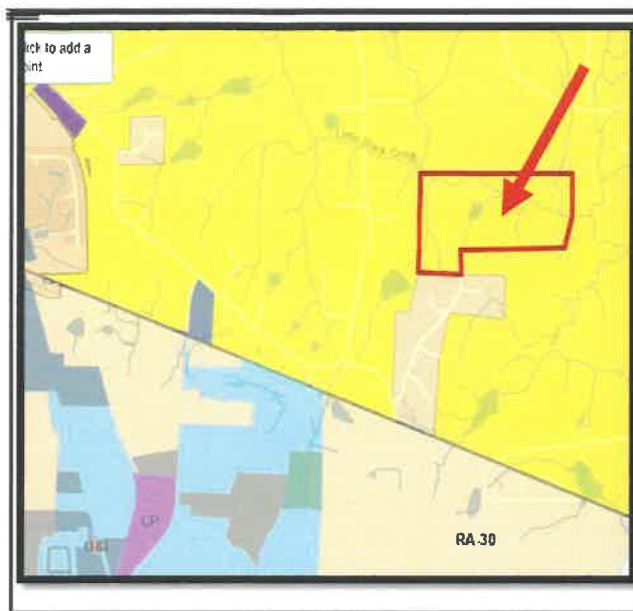
REQUESTED MOTION:

I move to approve the rezoning of the parcels in question to R-6.

REVIEWED BY TOWN MANAGER:

Attachments:

- 1 Rezoning Staff Report
- 2 Rezoning Application, Annexation Petition



	CURRENT	REQUESTED
	N/A	R-6
Min. Lot Size		6,000
Parks & Recreation Facilities		P
Single Family / Duplexes		P
Multi-Family		P*
Schools		P
Offices & Services		
Retail Uses		
Churches		
Governmental Uses		P
Agriculture		P

P=Permitted Use S=Special Use

Zoning Compatibility

Physical Characteristics



Aerial Photograph (2017)

Site Description: The property is currently farmed and includes wooded portions, floodplains and wetlands.

Surrounding Land Uses: Surrounding Land Uses include low density residential as well as agricultural uses.

Services Available

Water:

- ☒ Public
☐ Private (Well)
☐ Other: Unverified

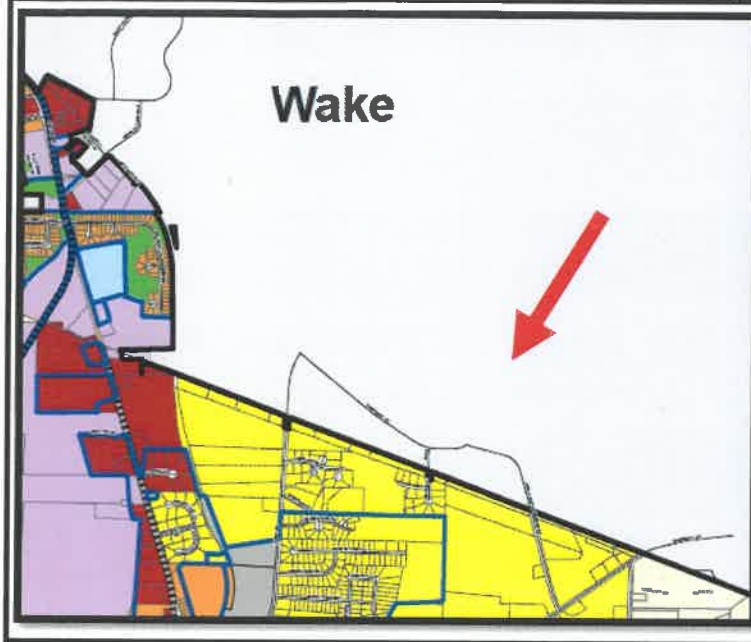
Sewer:

- ☒ Public (Developer will be required to extend Town sewer)
☐ Private (Septic Tank)
☐ Other: unverified

Transportation:

Access is provided by Kennebec Road and Stratus Street

Land Use Classification Compatibility



Future Land Use Map (2017)

	REQUESTED ZONING	LAND USE
	R-6	N/A
Parks & Rec Facilities	P	
Detached Single Family	P	
Multi-Family	P	
Churches	S	
Schools	P	
Professional Offices		
Retail Uses		
Restaurants		
Governmental Uses	P	
Distribution		
Manufacturing Uses		

The Property in Question is Located Outside of Angier's Current Jurisdiction

Evaluation

- ☒ **Yes** ☐ No The IMPACT to the adjacent property owners and the surrounding community is reasonable, and the benefits of the rezoning outweigh any potential inconvenience or harm to the community.
REASONING: The requested zoning would allow for uses compatible with adjacent uses.
- ☐ Yes ☐ No The requested zoning district is COMPATIBLE with the existing Land Use Classification.
N/A REASONING: Not applicable - The property in question is outside of Angier's planning jurisdiction
- ☒ **Yes** ☐ No The proposal does ENHANCE or maintain the public health, safety and general welfare.
REASONING: The rezoning would allow for uses compatible with surrounding uses.
- ☐ Yes ☒ **No** The request is for a SMALL SCALE REZONING and should be evaluated for reasonableness
REASONING: The uses allowed by the proposed rezoning are similar to that of adjacent parcels.

Staff Recommendation

The requested rezoning to R-6 would allow for single family uses similar to surrounding existing uses. If and when these properties are developed, the developer will be required to extend Town sewer to serve the development. This sewer extension would be designed to benefit future development in the region and would facilitate future annexations into Angier. The rezoning request would not have an unreasonable impact on the surrounding community and will not harm the public health, safety, and general welfare for the reasons stated in the evaluation. It is recommended that this rezoning request be **APPROVED**.

Standards of Review and Worksheet

STANDARDS OF REVIEW

The Planning Board shall consider and make recommendations to the Town Board of Commissioners concerning this proposed conditional zoning district. The following policy guidelines shall be followed by the Planning Board concerning zoning districts and no proposed zoning district will receive favorable recommendation unless:

- ☐ Yes ☐ No A. The proposal will place all property similarly situated in the area in the same category, or in appropriate complementary categories.
- ☐ Yes ☐ No B. There is convincing demonstration that all uses permitted under the proposed district classification would be in the general public interest and not merely in the interest of the individual or small group.
- ☐ Yes ☐ No C. There is convincing demonstration that the character of the neighborhood will not be materially and adversely affected by any use permitted in the proposed change.
- ☐ Yes ☐ No D. The proposed change is in accordance with the comprehensive plan and sound planning practices.

☐ **GRANTING THE REZONING REQUEST**

Motion to grant the rezoning upon finding that the rezoning is reasonable based on **All** of the above findings of fact A-E being found in the affirmative and that the rezoning advances the public interest.

☐ **DENYING THE REZONING REQUEST**

Motion to deny the rezoning upon finding that the proposed rezoning does not advance the public interest and is unreasonable due to the following:

- ☐ The proposal will not place all property similarly situated in the area in the same category, or in appropriate complementary categories.
- ☐ There is not convincing demonstration that all uses permitted under the proposed district classification would be in the general public interest and not merely in the interest of the individual or small group.
- ☐ There is not convincing demonstration that all uses permitted under the proposed district classification would be appropriate in the area included in the proposed change. (When a new district designation is assigned, any use permitted in the district is allowable, so long as it meets district requirements, and not merely uses which applicants state they intend to make of the property involved.)
- ☐ There is not convincing demonstration that the character of the neighborhood will not be materially and adversely affected by any use permitted in the proposed change.
- ☐ The proposed change is not in accordance with the comprehensive plan and sound planning practices.
- ☐ The proposed change was not found to be reasonable for a small scale rezoning

Attachments

- ☒ Original Rezoning Application
- ☒ Angier- Fuquay Urban Service Area Map



APPLICATION FOR ZONING CHANGE

Planning Department
55 N. Broad Street W.
P.O. Box 278
Angier, NC 27501
Phone: (919)-639-2071 Fax: (919) 639-6130

For Planning Department Use Only

Case Number: _____
Date Received: _____
Fee Paid: _____
Planning Board Mtg. _____
Town Board Mtg. _____

Applicant Information:

Owner of Record:

Name: Ruby U. Stephenson
Address: 9369 Kennebec Rd
City/State/Zip: Willow Spring, NC 27592
Phone: 919-639-2493
E-mail: Alan.Stephenson@ncdps.gov
Fax: _____

Applicant:

Name: Donald Curry / Curry Eng
Address: 205 S. FOWLER AVE
City/State/Zip: Fuquay-Varina, NC 27526
Phone: 919-562-0849
E-mail: don@curryeng.com
Fax: _____

Property Description:

PIN(S): 0684485026 & portion of 0684188054 Acreage: 48.7 Acres
Tax Parcel ID: 0067387 & portion of 0067388
Address: 0 Kennebec Rd & portion of 9369 Kennebec Rd Willow Spring, NC 27592
Directions from Town Hall: _____

Deed Book: N/A Page: N/A
Plat Book: _____ Page: _____

Zoning Request:

Existing zoning: County R-30 Requested zoning: R6

Attachments:

- Written description of property from recorded deed
- Recorded map of property at scale of not less than one (1) inch = 200 feet
- Explanation of why the zoning change is requested, addressing applicable portions of Section 14.3 of the Unified Development Ordinance.

Signatures:

The undersigned applicant hereby certifies that, to the best of his or her knowledge and belief, all information supplied with this application is true and accurate:

Ruby Stephenson 11-19-19
Property Owner Signature Date Authorized Agent Signature Date

Requirements for Consideration:

The Planning Board shall consider and make recommendation to the Town Board of Commissioners concerning each proposed zoning district. The following policy guidelines shall be followed by the Planning Board concerning zoning districts and no proposed zoning district will receive favorable recommendation unless:

1. The proposal will place all property similarly situated in the area in the same category, or in appropriate complementary categories.
2. There is convincing demonstration that all uses permitted under the proposed district classification would be in the general public interest and not merely in the interest of the individual or small group.
3. There is convincing demonstration that all uses permitted under the proposed district classification would be appropriate in the area included in the proposed change. (When a new district designation is assigned, any use permitted in the district is allowable, so long as it meets district requirements, and not merely used which applicants state they intend to make of the property involved.)
4. There is convincing demonstration that the character of the neighborhood will not be materially and adversely affected by any use permitted in the proposed change.
5. The proposed change is in accordance with the comprehensive plan and sound planning practices.



APPLICATION FOR ZONING CHANGE

Planning Department
55 N. Broad Street W.
P.O. Box 278
Angier, NC 27501
Phone: (919)-639-2071 Fax: (919) 639-6130

For Planning Department Use Only

Case Number: _____
Date Received: _____
Fee Paid: _____
Planning Board Mtg. _____
Town Board Mtg. _____

Applicant Information:

Owner of Record:

Name: Jo Penny Dorman
Address: 3520 Vesta Dr.
City/State/Zip: Raleigh, NC 27603
Phone: 919-772-1155
E-mail: JDORMAN@AHL.NET
Fax: 919-772-1155

Applicant:

Name: DONALD CURRY/CURRY INC.
Address: 205 S. Fuquay Ave
City/State/Zip: Fuquay-Varina/NC/27526
Phone: 919-552-0849
E-mail: don@curryeng.com
Fax: _____

Property Description:

PIN(S): 0684384989 Acreage: 66.3 Acres
Tax Parcel ID: 0018650
Address: 9245 Kennebec Rd. Willow Spring, NC 27592
Directions from Town Hall: _____

Deed Book: 14E Page: 4045
Plat Book: _____ Page: _____

Zoning Request:

Existing zoning: R-30 Requested zoning: R6

Attachments:

- Written description of property from recorded deed
- Recorded map of property at scale of not less than one (1) inch = 200 feet
- Explanation of why the zoning change is requested, addressing applicable portions of Section 14.3 of the Unified Development Ordinance.

Signatures:

The undersigned applicant hereby certifies that, to the best of his or her knowledge and belief, all information supplied with this application is true and accurate:

	<u>11/24/19</u>		
Property Owner Signature	Date	Authorized Agent Signature	Date

Requirements for Consideration:

The Planning Board shall consider and make recommendation to the Town Board of Commissioners concerning each proposed zoning district. The following policy guidelines shall be followed by the Planning Board concerning zoning districts and no proposed zoning district will receive favorable recommendation unless:

1. The proposal will place all property similarly situated in the area in the same category, or in appropriate complementary categories.
2. There is convincing demonstration that all uses permitted under the proposed district classification would be in the general public interest and not merely in the interest of the individual or small group.
3. There is convincing demonstration that all uses permitted under the proposed district classification would be appropriate in the area included in the proposed change. (When a new district designation is assigned, any use permitted in the district is allowable, so long as it meets district requirements, and not merely used which applicants state they intend to make of the property involved.)
4. There is convincing demonstration that the character of the neighborhood will not be materially and adversely affected by any use permitted in the proposed change.
5. The proposed change is in accordance with the comprehensive plan and sound planning practices.



January 7, 2020

Sean Johnson, CZO

Direction of Planning & Inspections
Planning Department
Town of Angier
55 N. Broad St. W.
Angier, NC 27501

RE: Ellis Kennebec Subdivision – Property Rezoning Petition
Rezoning Petition: Introduction Letter

Sean:

The purpose of this letter is to request your review of the enclosed rezoning application for properties located at 9245 Kennebec Road (PIN 0684-38-4989) and 0 Kennebec Road (PIN 0684-48-5026). Both properties are currently in Wake County's jurisdiction with an R-30 (30,000 sf min. lots) zoning designation. The properties are proposed to be annexed into the Town of Angier and rezoned to a Town zoning designation of R6 (6,000 sf min. lots). It should be noted that the annexation applications are also included in this submittal.

The proposed use for this property is a single-family residential subdivision with public roadways, public utilities, and amenities for the residents. This is a reasonable request based on the overall proposed density of the subdivision, which is programmed to be very close to the prescribed density of the current Wake County R-30 zoning of 1.45 units/acre. The lower density is possible due to the large amount of floodplain and related environmental features on the property which are being preserved. We anticipate this development to mimic a "cluster" development, similar to what is described in Wake County's code.

Also, the developer is under discussions with the Town to provide sewer and water extensions to the property, thereby providing adequate services to the subdivision and eliminating the need for well and septic lots which typically accompany homes in the R-30 zoning designation. A sanitary sewer pump station is proposed for the subdivision, which has the potential to be a large, regional pump station which could potentially serve adjacent parcels to assist the Town's growth areas. This is something that the Town has earmarked for this region and could provide additional development opportunities.

For these reasons, the enclosed rezoning application package is a reasonable request, is consistent with the Town of Angier's long-range development goals and infrastructure plans, and is in the best interest of the public.

T (919) 552-0849
F (919) 552-2043

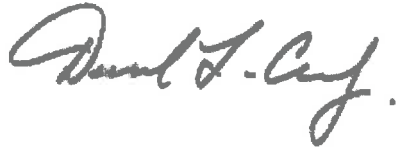
205 S. Fuquay Avenue
Fuquay-Varina, NC 27526



Thank you in advance for your review.

Feel free to contact me with any questions or concerns regarding this project.

Sincerely,
The Curry Engineering Group, PLLC

A handwritten signature in black ink, appearing to read "Don Curry". The signature is fluid and cursive, with a period at the end.

Don Curry
President

Att: Rezoning Petition Application Package





Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: April 21, 2020
PREPARED BY: Sean Johnson
ISSUE Ordinance Amendment
CONSIDERED:
DEPARTMENT: Planning & Inspections

SUMMARY OF ISSUE:

Staff has drafted an amendment to Sections 13.11 and 4.9.3 of the Ordinance related to nonconforming automobile storage, junk yards, and salvage yards. These amendments are intended to authorize Code Enforcement Staff to pursue the screening of properties in Angier's jurisdiction which have junked motor vehicles stored that are visible from adjacent properties and right-of-ways. The Planning Board recommended approval of this Ordinance amendment at their February 11th meeting. At the request of the Commissioners at their March 3rd meeting, staff has sent letters to two property owners in Town inviting them to speak to the proposed amendment at the April 21st meeting.

FINANCIAL IMPACT: N/A

RECOMMENDATION:

Staff recommends approval of the Ordinance amendment as written.

REQUESTED MOTION:

I move to approve the amendment to Sections 13.11 and 4.9.3 of the Ordinance.

REVIEWED BY TOWN MANAGER:

Attachments:

1 Ordinance Amendment Draft



Town of Angier

P.O. Box 278
Angier, NC 27501
919-639-2071



Robert K. Smith
Mayor

Gerry Vincent
Town Manager

March 13, 2020

To Whom it May Concern:

The Town of Angier Board of Commissioners invites you to a Public Hearing at the Board of Commissioners Meeting on April 7th at 7:00p.m. in the Board Room at 28 N. Raleigh Street in Angier.

The purpose of this hearing is to discuss proposed changes to the Angier Unified Development Ordinance that may impact your property. The Board of Commissioners will consider implementing Ordinance language that will require properties in Angier's jurisdiction that contain four or more junked vehicles to provide opaque screening for the areas used for junked vehicle storage.

Attached to this letter is a copy of the proposed amendments to the Ordinance for your review. You will be given the opportunity to speak to the proposed changes at this hearing.

Please forward this letter to the owner or manager of the business in operation on your property as you see fit.

Contact the Angier Planning Department for more information:

Angier Town Hall
55 N. Broad St. W.
Angier, NC 27501
919-331-6702

PROPOSED ORDINANCE AMENDMENTS – NONCONFORMING JUNKYARDS AND JUNKED VEHICLE STORAGE

Junkyard - An establishment or place of business which is maintained, operated, or used for storing, keeping, buying, or selling junk, or for maintenance or operation of an automobile graveyard. Any lot containing more than three unregistered and nonfunctional (junk) motor vehicles shall constitute a junkyard for the purpose of this ordinance.

Ordinance Section 13.11. - Nonconforming automobile storage, junk yards, and salvage yards.

Nonconforming automobile storage, junk yards, and salvage yards shall provide an opaque buffer in accordance with ~~chapter 7's requirement for outdoor storage~~ Section 4.9.3 no later than ~~one year~~ six months after the date of notification by the administrator.

Ordinance 4.9.3 Junkyards, junked motor vehicles, salvage operations and similar uses.

Junkyards, salvage operations, and similar uses shall comply with the following requirements. Junkyards, salvage operations, and automobile repair services existing at the date of adoption of this ordinance shall be brought into compliance with the requirements included herein within ~~two years~~ six months of the effective date of this ordinance.

Standard	Junked Motor Vehicles (Existing and New Automobile Services)	New and Expanding Junkyards	Nonconforming Junkyards
Buffer shall be adjusted in height to meet the required height requirement and to ensure maximum screening where the road grade is significantly higher than the required buffer and during all seasons of the year.	X	X	X
Junked motor vehicles shall not be stacked higher than the screening.	X	X	X
Vehicles shall be stored in such a manner that all fire apparatuses and equipment can ingress and egress all areas of the site at all times and be in accordance with all state and federal regulations.	X	X	X
Maximum of two junked vehicles outside of automobile salvage yard or enclosed building, unless otherwise specified.	X		

Junked motor vehicles and parts storage areas shall be screened from view from adjacent property and right(s)-of-way by the following: (all requirements shall be met at time of installation and shall be a minimum six feet in height); an opaque fence at least six feet in height. Chain link fencing with slats or other supplemental screening material shall not be used to meet the requirements of this section.	Opaque fence or row of continuous evergreen shrubs X	"Buffers" article of this ordinance X	Opaque fence or row of continuous evergreen shrubs X
New automobile services that have junked motor vehicles and motor vehicles parts storage areas shall be screened from view from adjacent property and right(s)-of-way.	X	X	X
Junked motor vehicles or parts shall not be stored in the front yard or in the required front yard setback.	X	X	X
Setback from a school, residential structure, religious institution, or place of public assembly existing at application approval, excluding the residence of the owner (s) of such use.		1,000 feet	
Buffering plan shall be submitted in accordance with chapter 7 of this ordinance.		X	
All operations, equipment, junk, and/or inoperable motor vehicles shall be kept within said buffer at all times unless in motion by transportation to and from the site.	X	X	X
Setback for equipment, junk, and/or inoperable motor vehicles from any adjoining property lot line.	20 feet	50 feet	20 feet
Fences shall be designed to reasonably secure the area from unauthorized entry.	X	X	X
Setback from rights-of-way of any public or private road existing at application approval (property line shall be used if no right-of-way).		100 feet	10 feet
The operational area existing at the effective date of the ordinance shall not be expanded, except in conformance with the provisions of this ordinance.		X	X
Motor vehicles, parts, or other junked materials storage prohibited in setback.	X	X	X



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: April 21, 2020
PREPARED BY: Sean Johnson
ISSUE Minimum Housing Case – Ordinance to Demolish Structure
CONSIDERED:
DEPARTMENT: Planning & Inspections

SUMMARY OF ISSUE:

The Planning Department requests that the Board adopt an Ordinance to Repair or Demolish the dwelling at 102 N. Dunn Street pursuant to Town Code Section 5-28.10 (c). The Board adopted an Ordinance to Vacate and Close the dwelling on March 5, 2019, and the dwelling was closed on March 15, 2019. The property owner has been given over a year to bring the home into compliance with the minimum housing code. Attached is a Memo summarizing the minimum housing process to this point.

FINANCIAL IMPACT:

Upon Board approval, the Ordinance will be recorded at the Harnett County Register of Deeds Office and the property owner will be given 90 days to repair or demolish the dwelling. At the expiration of that 90 days, the Planning Department will hire a contractor and pay for the cost to demolish the dwelling and clearing the property. These costs will be a lien against the property pursuant to Town Code Section 5-28.10(d).

RECOMMENDATION:

Staff recommends the Board approve the attached Ordinance.

REQUESTED MOTION:

I move to adopt the Ordinance ordering the property owner to repair or demolish the dwelling at 102 N Dunn Street within 90 days.

REVIEWED BY TOWN MANAGER:

Attachments:

- 1 Memo – Case Summary
- 2 Ordinance to Repair or Demolish



Town of Angier

P.O. Box 278
Angier, NC 27501
919-639-2071



Robert K. Smith
Mayor

Gerry Vincent
Town Manager

MEMORANDUM

TO: Board of Commissioners and Town Manager
FROM: Sean Johnson, Director, Planning & Inspections
DATE: April 7, 2020
RE: Request adoption of an Ordinance to Demolish the Dwelling at 102 N. Dunn Street,

Property Owners: Henry and Lottie Williams

BACKGROUND:

This case began on November 2, 2018 with a complaint received from a neighboring property owner. The complaints were due to no power or water service to the home as well as unsanitary conditions inside the home. A site visit was conducted on November 5, 2018 in which it was observed that the power meter had been removed from the home. Further investigation into the water service found that the water service had been disconnected and the account was listed as vacant since August of 2018.

Code Enforcement Staff sent letters to all listed owners and parties in legal interest of the property at 102 N. Dunn Street on November 5, 2018 stating that the minimum housing violations present deem the dwelling uninhabitable and requesting a hearing. Staff received certified mail receipt of this letter and proceeded with the minimum housing hearing required by the Town Code.

On November 28, 2018 a hearing was conducted to determine if the fitness standards of the dwelling would allow for human habitation. Following the Hearing, a Finding of Fact and Order was issued to the property owners on December 3, 2018. The Order deemed the dwelling deteriorated and unfit for human habitation. The Order also required the property owner to bring the dwelling located at 102 N. Dunn Street into compliance with the Standards of the Town of Angier Minimum Housing Code by repairing, altering, improving, or vacating and closing the structure by a date no later than March 4, 2019.

On an inspection was performed on March 5, 2019 to verify the current status of the dwelling. The inspection revealed that the dwelling remains in violation of the human habitation standards without any signs of corrective action taken.

The Board adopted an Ordinance to vacate and close the dwelling on March 5, 2019. Staff facilitated the boarding of the dwelling on March 15, 2019, and there has been no activity on the property since that time.



Town of Angier

P.O. Box 278
Angier, NC 27501
919-639-2071



Robert K. Smith
Mayor

Gerry Vincent
Town Manager

PROBLEM:

Because no repairs or improvements have been made in over a year, it appears that the owner has abandoned the intent to restore the dwelling to a habitable condition. The dwelling continues to deteriorate and poses hazards to the health and safety to the community due to the potential for unauthorized habitation, criminal activity, accidents and fire.

FINDINGS AND CONCLUSIONS:

The Harnett County Tax Department has placed a value of \$33,710.00 on the property in question. Based on the violations cited, it appears that the cost of corrective actions would be less than 50% of the assessed value of the structure.

Therefore, it is recommended and requested that the Town Board of Commissioners approve an Ordinance pursuant to Town Code Section 5-28.10 (f) requiring that the property owner either repair or demolish the dwelling within 90 days.

FINANCIAL IMPACT:

If the property owner fails to properly repair or demolish the dwelling, Code Enforcement Staff will facilitate the demolition of the dwelling by securing a demolition contractor through a competitive bid process. Funds for the demolition are provided in the Planning Department budget, and all related costs will constitute a lien against the real property.



Town of Angier

P.O. Box 278
Angier, NC 27501
919-639-2071



Robert K. Smith
Mayor

Gerry Vincent
Town Manager





Town of Angier

P.O. Box 278
Angier, NC 27501
919-639-2071



Robert K. Smith
Mayor

Gerry Vincent
Town Manager

**AN ORDINANCE DIRECTING THE CODE ENFORCEMENT OFFICER TO
DEMOLISH THE DWELLING ON THE PROPERTY HEREIN DESCRIBED AS
UNFIT FOR HUMAN HABITATION IF THE LEGAL OWNER FAILS TO
REPAIR OR DEMOLISH THE DWELLING WITHIN 90 DAYS**

File No. 18-107

WHEREAS, the Board of Commissioners of the Town of Angier finds that the dwelling described herein is unfit for human habitation under the Town Minimum Housing Code and that all of the procedures of the Housing Code have been complied with; and

WHEREAS, the owner of this dwelling has been given a reasonable opportunity to bring the dwelling up to the standards of the Minimum Housing Code; and

WHEREAS, this dwelling has been vacated and closed pursuant to the Minimum Housing Code for a period exceeding one year; and

WHEREAS, the owner of this dwelling has abandoned the intent to repair the dwelling in order to render it fit for human habitation; and

WHEREAS, in accordance with Town Code Section 5-28.10(f), The Angier Board of Commissioners finds that the continuation of the dwelling in its vacated and closed status would be inimical to the health, safety, morals, and welfare of the town in that the dwelling would continue to deteriorate, would create a fire and safety hazard, would be a threat to children and vagrants, would attract persons intent on criminal activities, would cause or contribute to blight and the deterioration of property values in the area;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Town of Angier that:

Section 1. The owner of such building(s), dwelling(s) and premises is hereby ordered to repair or demolish and remove the dwelling at 102 N. Dunn Street, Angier, NC by July 7, 2020.

Section 2. The Code Enforcement Officer is hereby authorized and directed to facilitate the demolition of the above described structure in accordance with the Minimum Housing Code and NCGS 160A-443;



Town of Angier

P.O. Box 278
Angier, NC 27501
919-639-2071



Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Section 3. The cost of the materials and labor involved shall constitute a lien against the real property upon which the cost was incurred. The lien shall be filed in the office of the County Tax Collector, and shall have the same priority and be collected in the same manner as the lien for special assessments in Article 10 of NCGS Chapter 160A;

Section 4. It shall be unlawful for any person to occupy or to permit the occupancy of any building therein declared to be unfit for human habitation.

Section 5. This Ordinance shall become effective upon adoption.

ADOPTED this 7th day of April, 2020.

Mayor

ATTEST:

Town Clerk

CONSENT AGENDA

**Town of Angier
Board of Commissioners
Tuesday, March 3, 2020, 7:00 P.M.
Angier Municipal Building
28 North Raleigh Street
Minutes**

The Town of Angier convened during a regularly scheduled Board of Commissioners meeting Tuesday, March 3, 2020, in the Board Room inside the Municipal Building at 28 North Raleigh Street.

Members Present: Mayor Bob Smith
Mayor Pro-Tem Craig Honeycutt
Commissioner Alan Coats
Commissioner Loru Boyer Hawley
Commissioner Mike Hill

Members Excused:

Staff Present: Town Manager Gerry Vincent
Town Clerk Veronica Hardaway
Planning Director Sean Johnson
Lieutenant Lee Thompson
Finance Director Hans Kalwitz
Parks & Recreation Director Derek McLean
Library Director Katy Warren
Public Works Director Jimmy Cook
Town Attorney Dan Hartzog, Jr.

Others Present:

Call to Order: Mayor Smith presided, calling the Board of Commissioners meeting to order at 7:00 p.m.

Pledge of Allegiance: Mayor Smith led the pledge of allegiance.

Invocation: Mayor Smith offered the invocation.

Approval of the March 3, 2020 meeting agenda: The Town Board approved the agenda with the following amendment: remove Item #2 under Consent Agenda and add it as Business Item #4.

Board Action: The Town Board voted to approve the agenda as amended.

Motion: Commissioner Hawley

Opposed: Mayor Pro-tem Honeycutt

Vote: 3-1

Presentation

None.

Public Comments

Kim Pruitt, 135 Country Haven Lane, Fuquay-Varina, spoke about how she feels it inappropriate that the recently approved façade grant amendment covers interior improvements of buildings. She also would like to see the money being used to purchase bike racks to be used for something more beneficial.

It was explained to Ms. Pruitt that any items improved within the interior of a building would first have to be approved and would stay with the building.

Public Hearings

1. Rezoning Request

Planning Director Sean Johnson stated the Planning Department has received an application to rezone an 82.5 acre property located along Rawls Church Road which straddles the Harnett/Wake County line owned by SHC Holdings, Inc. Harnett County PIN: 0675-00-1074, Wake County PIN: 0675016046. The property is currently zoned RA-30 and the requested zoning is R-6. The property was previously annexed into Town and will be required to obtain Angier water and sewer services in order to be developed. The property is currently wooded and includes a Duke Power easement, floodplains, and wetlands. Surrounding land uses include low and medium density residential as well as agricultural uses. Staff recommends approval of the rezoning request due to the requested district allowing uses compatible with surrounding uses and the Future Land Use Plan. The Planning Board recommended approval of the rezoning at their February 11th meeting.

Mayor Smith opened the Public Hearing.

Mike Reeves, 3245 Virginia Creeper Lane, asked if the dead end road (Virginia Creeper Lane) would be connected to the future development.

Mr. Johnson stated that the property owner has provided evidence that there will be a 100 foot buffer between the existing Ivy Creek subdivision and any future development on the property in question, and that Virginia Creeper Lane will be a dead end road.

Seeing no one, Mayor Smith Closed the Public Hearing.

Board Action: The Town Board unanimously voted to approve the rezoning request submitted by SHC Holdings, Inc. of an 82.5 acre property located along Rawls Church Road; Harnett County PIN: 0675-00-1074, Wake County PIN: 0675016046.

Motion: Commissioner Hill

Vote: 4-0, unanimous

2. Ordinance Amendment

Planning Director Sean Johnson stated that staff has drafted an amendment to Section 15.3 of the Ordinance related to Board of Adjustment term lengths, the applications they review and their approval criteria. These amendments are intended to address inconsistencies between current Ordinance language and the NC General Statutes, as well as establish clear guidelines for applicants to follow and Board members to use in reviewing those applications. At their February 11th meeting, the Planning Board did not come to a consensus on the Ordinance amendment in question. The amendment received two votes in the affirmative before the vote died for lack of a majority.

Mr. Johnson discussed the following amendments to the Ordinance:

Section 15.3. - Board of Adjustment.

15.3.1 Establishment of the Board of Adjustment.

- A. The Town of Angier Zoning Board of Adjustment is hereby established. The word "board" when used in this section shall be construed to mean the Zoning Board of Adjustment. Membership on the Board shall include the seven members. Five of the members shall consist of the Angier Town Board of Commissioners. *These members shall be appointed to three-year, two-year, or one-year terms depending on the remainder of the term of that member's seat on the Board of Commissioners (whichever is largest).* *and The remaining two members* shall be appointed by the Harnett County Board of Commissioners to represent the extraterritorial jurisdiction. In the event the Board of County Commissioners fails to make their appointments within 90 days after receipt of a resolution from the Angier Town Board, requesting that such appointments be made, the Town Board may thereupon make such appointments. The two members appointed by the Board of County Commissioners shall be residents of the territory surrounding the corporate limits of the Town of Angier within the extraterritorial area.
- B. All meetings of the Board shall be held at a regular place and shall be open to the public. The Board shall keep minutes of its proceedings in a book maintained for that purpose only, showing the vote of each member upon each question, or if absent or failing to vote, an indication of such fact; and final disposition of appeals shall be by recorded resolution indicating the reasons of the Board therefore, all of which shall be a public record. No final action shall be taken on any matter unless a quorum is present.

15.3.2 Powers and duties. The Board of Adjustment shall have the following powers and duties:

15.3.2.1 Appeal of the administrator. To hear and decide appeals where it is alleged there is error in any order, requirement, decision, or determination made by administration in the enforcement of this ordinance.

- A. An appeal from the decision of the administrator may be taken to the Board of Adjustment by any person *who has standing under G.S. 160A-393(d) aggrieved or any officer, department, board or bureau of the town affected by such decision.* Such appeal shall be taken *within 30 days from receipt of the written decision of the administrator* ~~*within a reasonable time as provided by the rule of the board*~~ by filing

a notice of appeal with the Town Clerk and ~~with the officer from whom the appeal is taken and with the board a notice of appeal~~ specifying the grounds thereof. The office to whom the appeal is taken shall forthwith transmit to the Board all papers constituting the record upon which the action appealed from was taken.

- B. An appeal stays all proceedings in furtherance of the action appealed from, unless the administrator certifies to the Board after the notice of appeal shall have been filed with him by reasons of fact stated in the certificate, a stay would in his opinion cause imminent peril to life or property or that because the violation charged is transitory in nature a stay would seriously interfere with enforcement of this ordinance. In such case proceedings shall not be stayed except by a restraining order, which may be granted by the Board or by a court of record on application of notice to the administrator and on due cause shown.

15.3.2.2 Variances. To authorize upon appeal in specific cases such variances from the terms of the ordinance as will not be contrary to the public interest where, owing to special conditions a literal enforcement of the provisions of the ordinance will, in an individual case, result in practical difficulty or unnecessary hardship, so that the spirit of the ordinance shall be observed, public safety and welfare secured, and substantial justice done. An application for a variance shall be submitted to the Board of Adjustment by filing a copy of the application with the Town Clerk. The applicant may submit reports, arguments, proposed findings or other documents along with the application. Upon submittal of a variance application, no enforcement action shall be taken by Staff until a decision is made by the Board of Adjustment.

The existence of a nonconforming use of neighboring land, buildings, or structures in the same district or of permitted or nonconforming uses in either districts shall not constitute a reason for the requested variances. No change in permitted uses may be authorized by variance. Appropriate conditions may be imposed on any variance, provided that the conditions are reasonably related to the variance. The concurring vote of four-fifths of the board shall be necessary to grant a variance.

Such variances may be granted in such individual case of unnecessary hardship only upon findings by the Board of Adjustment after a public hearing that the following conditions exist:

- A. Unnecessary hardship would result from the strict application of the ordinance.
- B. The hardship results from conditions that are peculiar to the property, such as location, size, or topography. Hardships resulting from personal circumstances, as well as hardships resulting from conditions that are common to the neighborhood or the general public, may not be the basis for granting a variance.
- C. The hardship did not result from actions taken by the applicant or the property owner. The act of purchasing property with knowledge that circumstances exist that may justify the granting of a variance shall not be regarded as a self-created hardship.
- D. The requested variance is consistent with the spirit, purpose, and intent of the ordinance, such that public safety is secured, and substantial justice is achieved.

- ~~A.—There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape or topography that are not applicable to other lands or structures in the same district.~~
- ~~B.—Granting the variance requested will not confer upon the applicant any special privileges that are denied to other residents of the district in which the property is located.~~
- ~~C.—A literal interpretation of the provisions of this ordinance would deprive the applicant of rights commonly enjoyed by other residents of the district in which the property is located.~~
- ~~D.—The requested variance will be in harmony with the purpose and intent of this ordinance and will not be injurious to the neighborhood or to the general welfare.~~
- ~~E.—The special circumstances are not the result of the actions of the applicant.~~
- ~~F.—The variance requested is the minimum variance that will make possible the legal use of the land, building or structure.~~

15.3.2.3 Special use permits. The development and execution of this ordinance is based on the division of the Town of Anger into districts within which the use of land and buildings and the bulk and location of buildings and structures in relation to the land are substantially uniform. ~~It is recognized, however, that there are some land uses which are basically in keeping with the intent and purposes of the district where special, but which may have an impact on the area around them which can only be determined by review of the specific proposal.~~ Special uses may be established, under certain conditions and with the proper controls, in such as manner as to minimize any adverse effects. ~~In granting approval of a special use permit, the Board of Adjustment shall impose such reasonable terms and conditions as it may deem necessary for the protection of the public health, general welfare, and public interest. In order to ensure that these uses, in their proposed locations, would be compatible with the surrounding development and in keeping with the purposes of the district in which they are proposed, their establishment shall not be a matter of right, but shall be only be permitted after review and approved of a Special Use Permit preceded by an evidentiary hearing.~~

Uses specified as a special use in Section 3.3 shall be permitted only upon the issuance of a special use permit by the Board of Adjustment. The owner or owners of all property included in the petition for a special use permit shall submit a complete application and a detailed site plan to the Planning Department.

The Board of Adjustment shall find that the following conditions exist prior to granting approval of a Special Use Permit application:

- A. The requested use will not impair the integrity or character of the surrounding or adjoining districts;
- B. The requested use will not be detrimental to the health, morals, or welfare;
- C. Adequate utilities, access streets, drainage, sanitation and/or other necessary facilities have been or are being provided;
- D. That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets; and

- E. That the special use shall, in all other respects, conform to the applicable regulations of the district in which it is located, except as such regulations may, in each instance, be modified by the Board of Adjustment.

Planning Staff will issue Special Use Permits upon approval by the Board of Adjustment. The permit is transferable with the sale of the property and will not expire unless a new development proposal or special use permit is approved for the subject property. The Board of Adjustment shall review any substantial change or increase in density or size of the approved site plan submitted as a part of the special use application. The Planning Director may approve minor modifications of the approved plans, provided that the changes do not substantially alter the original plan as approved, and the intent and objectives of the original approval are not deviated from.

15.3.2.4 Right of appeal. If a Land Use Permit is denied, then the applicant may appeal the action of the administrator to the Board of Adjustment; and that from the decision of the Board of Adjustment, recourse shall be had to courts as provided by law. Such appeal shall be made within 30 days of such written permit denial by submitting the appeal to the Town Clerk.

15.3.3 Hearing process.

- A. Appeals from the enforcement and interpretation of this ordinance and requests for variances, shall be filed with the administrator specifying the grounds thereof. The administrator shall transmit to the Board of Adjustment all applications and records pertaining to such appeals and variances.
- B. The Board of Adjustment shall fix a reasonable time for the hearing of the appeal, give due notice thereof to the parties, and decide it within a reasonable time.
- C. ~~The concurring vote of four-fifths~~ A simple majority vote of the members of the board shall be necessary to reverse any order, requirement, decision, or determination of the administrator or to decide in favor of the applicant any matter upon which it is required to pass under any ordinance, or to grant a variance from the provisions of this ordinance.
- D. Every decision of the Board shall be subject to review by the Harnett County Superior Court by proceedings in the nature of certiorari. Any appeal to the superior court shall be taken within 30 days after the decision of the Board is filed in the office of the zoning officer, or after a written copy thereof is delivered to the appellant by personal service or registered mail, whichever is later.

15.3.4 Administration of oaths. The chairman or any member temporarily acting as chairman is authorized to administer oaths to witnesses in any matter coming before the Board. All testimony before the Board must be under oath and recorded.

15.3.5 Fees for variances or appeals. The Board of Commissioners shall set a fee, payable to the Town of Angier, North Carolina, to cover the necessary administrative costs and advertising of each application for a variance or appeal. The set fee shall be posted in the current Rate and Fee Schedule of the Town. ~~town clerk's office.~~

15.3.6 Stay of proceedings.

- A. An appeal stays all proceedings in furtherance of the action appealed from, with the following exceptions:
1. The administrator certifies to the Zoning Board of Adjustment, after the notice of appeal shall have been filed with him, that by reason of facts stated in the certificate a stay would, in his opinion, cause imminent peril to life and property; or
 2. The administrator certifies to the Zoning Board of Adjustment, after the notice of appeal shall have been filed with him, that by reason of facts stated in the certificate a stay would, in his opinion, seriously interfere with enforcement of the ordinance because the violation charged is transitory in nature.
- B. In either case, proceedings shall not be stayed otherwise than by a restraining order which may be granted by the Zoning Board of Adjustment or by a court of record on application, on notice to the administrator, and on due cause shown.

Mayor Smith opened the Public Hearing.

Seeing no one, Mayor Smith Closed the Public Hearing.

Board Action: The Town Board unanimously voted to approve the amendments to the Board of Adjustment Ordinance as presented.

Motion: Commissioner Coats

Vote: 4-0, unanimous

Board Action: The Town Board unanimously voted to abolish the current Board of Adjustment and reconstitute it under the new Ordinance set above.

Motion: Commissioner Coats

Vote: 4-0, unanimous

3. Ordinance Amendment

Planning Director Sean Johnson stated that staff has drafted an amendment to Sections 13.11 and 4.9.3 of the Ordinance related to nonconforming automobile storage, junk yards, and salvage yards. These amendments are intended to authorize Code Enforcement staff to pursue the screening of properties in Angier's jurisdiction which have an abundance of junked motor vehicles stored that are visible from adjacent properties and right-of-ways. The Planning Board recommended approval of the amendment at their February 11th meeting.

Mr. Johnson discussed the following amendments to the Ordinance:

Section 13.11. - Nonconforming automobile storage, junk yards, and salvage yards.

Nonconforming automobile storage, junk yards, and salvage yards shall provide an opaque buffer in accordance with ~~chapter 7's requirement for outdoor storage~~ Section 4.9.3 no later than ~~one year~~ six months after the date of notification by the administrator.

4.9.3 Junkyards, junked motor vehicles, salvage operations and similar uses.

Junkyards, salvage operations, and similar uses shall comply with the following requirements. Junkyards, salvage operations, and automobile repair services existing at the date of adoption of this ordinance shall be brought into compliance with the requirements included herein within ~~two years~~ six months of the effective date of this ordinance.

Standard	Junked Motor Vehicles (Existing and New Automobile Services)	New and Expanding Junkyards	Nonconforming Junkyards
Buffer shall be adjusted in height to meet the required height requirement and to ensure maximum screening where the road grade is significantly higher than the required buffer and during all seasons of the year.	X	X	X
Junked motor vehicles shall not be stacked higher than the screening.	X	X	X
Vehicles shall be stored in such a manner that all fire apparatuses and equipment can ingress and egress all areas of the site at all times and be in accordance with all state and federal regulations.	X	X	X
Maximum of two junked vehicles outside of automobile salvage yard or enclosed building, unless otherwise specified.	X		
Junked motor vehicles and parts storage areas shall be screened from view from adjacent property and right(s)-of-way by the following: (all requirements shall be met at time of installation and shall be a minimum six feet in height); an opaque fence at least six feet in height. Chain link fencing with slats or other supplemental	Opaque fence or row of continuous evergreen shrubs X	"Buffers" article of this ordinance X	Opaque fence or row of continuous evergreen shrubs X

screening material shall not be used to meet the requirements of this section.			
New automobile services that have junked motor vehicles and motor vehicles parts storage areas shall be screened from view from adjacent property and right(s)-of-way.	X	X	X
Junked motor vehicles or parts shall not be stored in the front yard or in the required front yard setback.	X	X	X
Setback from a school, residential structure, religious institution, or place of public assembly existing at application approval, excluding the residence of the owner (s) of such use.		1,000 feet	
Buffering plan shall be submitted in accordance with chapter 7 of this ordinance.		X	
All operations, equipment, junk, and/or inoperable motor vehicles shall be kept within said buffer at all times unless in motion by transportation to and from the site.	X	X	X
Setback for equipment, junk, and/or inoperable motor vehicles from any adjoining property lot line.	20 feet	50 feet	20 feet
Fences shall be designed to reasonably secure the area from unauthorized entry.	X	X	X
Setback from rights-of-way of any public or private road existing at application approval (property line shall be used if no right-of-way).		100 feet	10 feet
The operational area existing at the effective date of the ordinance shall not be expanded, except in conformance with the provisions of this ordinance.		X	X

Motor vehicles, parts, or other junked materials storage prohibited in setback.	X	X	X
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Mayor Smith opened the Public Hearing.

There was much discussion amongst the Board regarding concern of placing undue burden on business owners. It was the consensus of the Board to notify business owners and invite them to the next Board meeting prior to adoption.

Kim Pruitt, 135 Country Haven Lane, Fuquay-Varina, agreed with the Board on notifying business owners.

Seeing no one, Mayor Smith Closed the Public Hearing.

Board Action: The Town Board voted to continue the Public Hearing until the April 7th Board meeting; re-publish notice to invite those businesses affected.

Motion: Commissioner Coats

Opposed: Commissioner Hill

Vote: 3-1

Consent Agenda

1. Approval of Minutes

- a. February 4, 2020 – Regular Meeting
- b. February 18, 2020 – Work Session Meeting
- c. January 21, 2020 – Work Session Meeting

2. Mainstreet Advisory Board Bylaws

Item removed and added as Business Item #4

3. Town Manager Amended Contract

- a. The Town Manager's amended contract that was discussed and approved at the November 4, 2019 Board of Commissioners Meeting.

Board Action: The Town Board unanimously voted to approve the Consent Agenda as presented.

Motion: Mayor Pro-tem Honeycutt

Vote: 4-0, unanimous

Old Business

1. Resolution #R008-2020 to Set a Date for a Public Hearing

An Annexation Petition was submitted by property owners Jo Penny Dorman and Ruby U. Stephenson who, is requesting to annex 3 tracts of land totaling approximately 115.006 acres total more or less; located along Kennebec Road and Status Street (PIN#'s: 0684384989; 0684485026; and 0684188054). The Board directed the Clerk last month to investigate the Sufficiency of the Petition and to Certify Results during its Board of Commissioners meeting March 3, 2020. The results have been verified by the Clerk. Now the Town Board is able to set the date by way of Resolution for a Public Hearing regarding this Annexation Petition for its April 7, 2020, Board of Commissioners meeting. Following the Public Hearing in April, the Town Board will be eligible to consider whether to adopt an Ordinance to Annex this property.

Board Action: The Town Board unanimously voted to adopt Resolution #R008-2020 to Set a Date for a Public Hearing on April 7, 2020.

Motion: Commissioner Hawley

Vote: 4-0, unanimous

New Business

1. Budget Amendment #5 & #6

Finance Director Hans Kalwitz explained that Budget Amendment #5 pertains to multiple expenditure line re-allocations. The Farmer's Market expenditure line did not exist within the Budget Ordinance and, considering the desired implementation, an expenditure line was created as the best method of keeping track of associated expenses. Along with this amendment, which took money from Salaries – Part Time, so too the Police Department Capital Outlay pulled from the same expenditure line to outfit a replacement patrol vehicle. It would be ideal for this amendment to be adopted with a retroactive date of 10/02/2019 which is a permissible practice.

Mr. Kalwitz explained that Budget Amendment #6 is in regard to our Hwy 210 Project as well as Radio Read Meter Project. The Hwy 210 Sidewalk Extension Project will have expenses pertaining to utility relocation and the approved Right-of-Way Mapping. This will be paid out of Fund 25 (Hwy 210/Park Street Sidewalk Extension Project Fund). In order to pay out of Fund 25, a transfer from Fund 10 (General Fund) will need to take place. This part of the amendment will allow the Finance Director to make the transfer. The Radio Read Meter Project is progressing at a great pace, to the extent that we will increase the allocation for Water Department Materials expenditure line and pulling from Sewer Department Transfer to W/S Capital Reserve expenditure line.

Budget Amendment #5 has no financial impact on the Fund level. Budget Amendment #6 will increase Fund 10 (General Fund) by \$10,316 and increase Fund 25 (Hwy 210/Park Street Sidewalk Extension Project) by \$10,316. Fund 10 is simply subsidizing Fund 25 activity.

Board Action: The Town Board unanimously voted to approve Budget Amendments #5 & #6 that pertains to the Farmer's Market, Police Capital Outlay, the Radio Read Meter Project, and Hwy 210 Sidewalk Extension.

Motion: Commissioner Hawley

Vote: 4-0, unanimous

2. Minimum Housing Case – Ordinance to Vacate & Close Structure

Mr. Johnson requested that the Board adopt an Ordinance to vacate and close the dwelling at 67 S. Cross Street pursuant to Town Code Section 5-28.10 (c). The property owner was given 90 days to bring the home into compliance with the minimum housing code by re-establishing water and power service and restoring the dwelling to a livable condition. Upon Board approval, the Planning Department will hire a contractor and pay for the cost to close the dwelling by boarding up each door and window to the home. These costs will be a lien against the property pursuant to Town Code Section 5-28.10 (d).

Board Action: The Town Board unanimously voted to adopt the Ordinance to vacate and close the structure located at 67 S. Cross Street pursuant to Town Code Section 5-28.10 (c).

Motion: Commissioner Hawley

Vote: 4-0, unanimous

3. Minimum Housing Case – Ordinance to Vacate & Close Structure

Mr. Johnson requested that the Board adopt an Ordinance to vacate and close the dwelling at 91 S. Johnson Street pursuant to Town Code Section 5-28.10 (c). The property owner was given 90 days to bring the home into compliance with the minimum housing code by re-establishing water and power service and restoring the dwelling to a livable condition. Upon Board approval, the Planning Department will hire a contractor and pay for the cost to close the dwelling by boarding up each door and window to the home. These costs will be a lien against the property pursuant to Town Code Section 5-28.10 (d).

Board Action: The Town Board unanimously voted to adopt the Ordinance to vacate and close the structure located at 91 S. Johnson Street pursuant to Town Code Section 5-28.10 (c).

Motion: Commissioner Hill

Vote: 4-0, unanimous

4. Mainstreet Advisory Board Bylaws

Board Action: The Town Board unanimously voted to add this item to the March Work Session Meeting.

Motion: Commissioner Hawley

Vote: 4-0, unanimous

Manager's Report

- Department Reports (Informational Items included in Agenda packets)

Town Manager Gerry Vincent updated the Board on various items. Those items are the following:

1. Annual Board Retreat:
March 6th one day event
8:30am-6pm
Campbell University
2. March & April will be a busy time for staff to prepare the upcoming FY21 Budget. More will be discussed at the Board Retreat.
3. Angier hosted the monthly Manager's Meeting February 26th.
4. On February 19th, the CAMPO Executive Board approved the Town's Highway 210 Sidewalk Project from Walgreens to Fish Drive. The improvements will consist of new sidewalk, drainage improvements and utility locations along Hwy 210. Once we received the official approval from CAMPO staff, we will begin to advertise and then bid out the project. The funding consists of federal and local dollars at an 80/20 match. Cost estimate is approximately \$870,000.

In addition, we have received notification to begin the next Locally Administered Project Program (LAPP) along Willow Street to Junny Road. This project will encompass sidewalks (3,950 LF) and drainage improvements. Once we receive an official letter, we will then know the time frame involved and begin the process. Cost estimate is approximately \$1.8M. Again, it's an 80/20 funding formula, Town's match at approximately \$360,000.

5. New doors have been placed at the entrance of the Library and Board Room as a capital project under this year's budget.
6. Official correspondence from Ted Martin with the American Legion Post 436 has been received. The letter indicates that the membership strongly supports the Jack Marley Park property for its proposed American Legion Center, but understands it is a Board of Commissioners decision.

Alex Lee has indicated the possibility of donating a vacant piece of property located at the southwest corner of E. Lillington Street/S. Dunn Street (86 E. Lillington Street). The property is approximately .24 acres and ideal for an American Legion Post Center. The American Legion Post is requesting an answer by March 5th, which is its Executive Committee Meeting. The Executive Committee will approach the full membership on March 12th, sale of the property is on March 18th.

7. Town Hall/Police Station Update: Met with the existing architects of Oakley Collier to discuss next steps. The previous studies, plans, designs will have to be restudied as it did meet the future growth pattern of Angier.

In addition, the Town Manager and Clerk visited the Garner Town hall to get a perspective of design, spacing, and the latest in technology. The Garner Town Hall was completed in 2017, approximately 27,000 square feet at a cost of \$7.5M. The next visit will be to Fuquay-Varina's Town Hall.

It was the consensus of the Board to allow the Town Manager to negotiate further for the Town to possibly purchase the property located at Jack Marley Park and find another piece of land that would accommodate the American Legion and to also continue conversations with Alex Lee on his future use plans on the cemetery property.

Mayor & Town Board Reports

Staff Reports

Adjournment: Being no further business, the Town Board voted unanimously to adjourn the meeting at 8:27pm.

Motion: Commissioner Hill

Vote: Unanimous, 4-0

Robert K. Smith, Mayor

Attest:

Veronica Hardaway, Town Clerk

**Town of Angier
Board of Commissioners
Emergency Meeting
Tuesday, March 24, 2020, 7:57 P.M.
Angier Municipal Building
28 North Raleigh Street
Minutes**

The Town of Angier convened during a called Emergency Board of Commissioners Meeting Tuesday, March 24, 2020 in the Board Room inside the Municipal Building at 28 North Raleigh Street.

Members Present: Mayor Bob Smith
Mayor Pro-Tem Craig Honeycutt
Commissioner Alan Coats
Commissioner Loru Boyer Hawley
Commissioner Mike Hill

Members Excused:

Staff Present: Town Manager Gerry Vincent
Town Clerk Veronica Hardaway
Planning Director Sean Johnson
Town Attorney Dan Hartzog Jr.

Others Present:

1. **Call to Order:** Mayor Smith presided, calling the Board of Commissioners meeting to order at 7:57pm.

Mayor Smith called the Emergency Meeting to address the Board regarding the COVID-19 pandemic and gave an update as well as receiving. He reviewed the Governor's Declaration that became effective which imposes itself on Angier. The Governor set the mass gathering number to 100 where Angier has established the Town's number to be at 50. Violation of these orders is a Class II Misdemeanor.

Town Manager Gerry Vincent stated staff is working very hard disinfecting and keeping distance amongst each other. Public Works employees have been spread out and riding in individual trucks. The Library is closed to the public but offering curbside pickup as well as printing school work out for students. Town Hall is closed to public access but the ability to make utility payments are available by drop box, online and phone. Mr. Vincent explained to the Board that Fuquay-Varina has set up an account to help local businesses. The Town of Angier is working on setting up an Angel Fund as well to mirror Fuquay.

Chief Yarbrough commended citizens for policing each other. He urged citizens to keep children at home and not allow them to congregate at the park unsupervised. Playground equipment was closed as of today.

Mr. Vincent stated a conference call is scheduled with Wake County March 25th.

It was the consensus of the Board to continue to follow the Governor's guidelines and wait to hear feedback from the Wake County conference scheduled for the next day. Once information is gathered, a draft will then be sent to Commissioners.

**DECLARATION OF A STATE OF EMERGENCY
IN THE TOWN OF ANGIER**

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death by the SARS-CoV-2 virus, which is a new strain of coronavirus previously unidentified in humans and which can spread from person to person; and

WHEREAS, the World Health Organization declared COVID-19 a Public Health Emergency of International Concern on January 30, 2020; and

WHEREAS, the Centers for Disease Control and Prevention ("CDC") has warned of the high public health threat posed by COVID-19; and

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services Secretary declared a public health emergency in the United States for COVID-19 under Section 319 of the Public Health Service Act; and

WHEREAS, the North Carolina Department of Health and Human Services ("NCDHHS") has confirmed multiple cases of COVID-19 in North Carolina as of March 10, 2020; and

WHEREAS, on March 10, 2020, the State of North Carolina declared a State of Emergency, as defined in N.C. Gen. Stat. §§ 166A-19.3(19) and 166A-19.3(19) based on the public health emergency posed by COVID-19; and

WHEREAS, it has been reported that the President of the United States will be issuing a national State of Emergency on March 13, 2020;

WHEREAS, the Town of Angier has the authority to declare a State of Emergency pursuant to N.C. Gen. Stat. §§ 166A-19.2 and 166A-19.31;

NOW THEREFORE, pursuant to the authority vested in me as the Mayor of the Town of Angier under Chapter 166A of the North Carolina General Statutes and Section 7-201 of the Town of Angier Code of Ordinances:

Section 1. A State of Emergency is hereby declared within the jurisdiction of the Town of Angier based on the public health emergency posed by COVID-19.

Section 2. The emergency area covered by this State of Emergency shall be within the entire Town of Angier.

Section 3. The Town strongly encourages its citizens to comply with the following recommendations:

- A. Avoid large gatherings in public places, particularly gatherings of over 50 people. This is particularly important for elderly people. The virus is thought to spread mainly from person-to-person between people who are in close contact with one another (within about 6 feet). Avoiding large gatherings will help prevent the disease from spreading.
- B. Wash hands frequently with soap and water, for at least 20 seconds each time, and **avoid touching eyes, nose, and mouth** with unwashed hands.
- C. Clean and disinfect frequently touched surfaces daily. This includes tables, doorknobs, light switches, countertops, handles, desks, phones, keyboards, toilets, faucets, and sinks.
- D. Regularly check for updates on the NC Department of Health and Human Services website (<https://www.ncdhhs.gov/>) and the Centers for Disease Control and Prevention (<https://www.cdc.gov/>) for the latest updates and information.

Section 4. At this time, the Town intends to continue with its regularly scheduled public meetings, which are open to the public. The Town broadcasts its meetings over Facebook Live, and citizens are encouraged to attend remotely if possible

Section 5. Citizens are encouraged to pay any utility bills online or over the phone. To the extent in person payment is necessary, citizens are encouraged to use the drop box set up for payments. Any overpayments will be credited to the next month's bill.

Section 6. All non-essential public facilities may be closed, in part or in whole, to the public at this time, including the Library, Angier Depot Community Center, and the Angier Museum.

Section 7. The Town reserves the right to take additional enforcement steps pursuant to its authority under G.S. 166A-19.31(b) as necessary. To the extent any additional emergency measures are deemed necessary, they will be announced on the Town's website and Facebook page and will publicly posted at regular public notice locations. In addition, alerts will be sent out to citizens using the Town CodeRED notification system.

DECLARED this the 13th day of March, 2020

Adjournment: Being no further business, the Town Board voted unanimously to adjourn the meeting at 8:48pm.

Motion: Commissioner Hawley

Vote: 4-0, Unanimous

Robert K. Smith, Mayor

Attest:

Veronica Hardaway, Town Clerk



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: April 21, 2020
PREPARED BY: Katy Warren
ISSUE National Library Week April 19-25
CONSIDERED:
DEPARTMENT: Library

SUMMARY OF ISSUE:

National Library Week is the 3rd week in April, this year falling on the week of April 19-25. This week is to acknowledge the library as an important piece of the community, and the services and opportunities offered to citizens. This week recognizes the impact that the library can have, the programs offered, the resources available, and the hard work of the library staff.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends the Board of Commissioners to acknowledge National Library Week: April 19-25 by way of Proclamation.

REQUESTED MOTION:

Motion to adopt a Proclamation declaring National Library Week as April 19-25

REVIEWED BY TOWN MANAGER:

Attachments:

1 Proclamation

PROCLAMATION

National Library Week April 19-25 2020

WHEREAS, today's libraries are less about what they have on the shelves and more about what they can do with and for their communities; and

WHEREAS, libraries have long served as trusted and treasured institutions where people of all ages, interests and backgrounds can come together and learn alongside one another; and

WHEREAS, libraries of all types are at the heart of their cities, towns, schools and campuses; and

WHEREAS, libraries offer members of the community a welcoming space and opportunities to explore new passions through technology, programs and services; and

WHEREAS, libraries and librarians help patrons find tools to help improve the quality of their life; and

WHEREAS, libraries, which promote the free exchange of information and ideas for all, are cornerstones of democracy; and

WHEREAS, libraries strive to develop and maintain programs and collections that are as diverse as the populations they serve; and

WHEREAS, libraries and librarians work to create an equitable society by providing free access to accurate information to all people; and

WHEREAS, libraries are a resource for all members of the community regardless of race, ethnicity, creed, ability, sexual orientation, gender identity or socio-economic status by offering services and educational programming that transform lives and strengthen communities; and

WHEREAS, libraries, librarians, library workers and supporters across America are celebrating National Library Week; and

NOW, THEREFORE, I, Robert K. Smith, Mayor of the Town of Angier along with the Board of Commissioners, proclaim National Library Week, April 19-25, 2020.

Robert K. Smith, Mayor

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the Town of Angier on this seventh day of January in the year of our Lord Two Thousand Twenty.

Celebrate **NATIONAL LIBRARY WEEK**

APRIL 19–25, 2020

Libraries are communities where all are welcome—no matter your age, interests, or background, the library is a space where you belong. You can explore new passions and discover who you are through your library's varied array of free materials, programs, and services.

Visit your library today!

**FIND
YOUR
PLACE
AT THE
LIBRARY**



OLD BUSINESS



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: April 21, 2020
PREPARED BY: Veronica Hardaway
ISSUE Infill Lot Utility Tap Policy
CONSIDERED:
DEPARTMENT: Administration

SUMMARY OF ISSUE:

In an effort to incentivize the development and redevelopment of vacant and underutilized infill lots within Town Limits, the Angier Public Works Department will begin installing water and sewer taps to serve infill lots in accordance with the Town of Angier Infill Lot Utility Tap Policy.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends of the Infill Lot Utility Tap Policy

REQUESTED MOTION:

I move to approve the Infill Lot Utility Tap Policy as presented.

REVIEWED BY TOWN MANAGER:

Attachments:

1 Draft Infill Lot Utility Tap Policy



Town of Angier

P.O. Box 278
Angier, NC 27501
919-639-2071



Robert K. Smith
Mayor

Gerald Vincent
Town Manager

Town of Angier Infill Lot Utility Tap Policy

Adopted by the Angier Board of Commissioners on:

Policy Takes Effect on: July 1, 2020

In an effort to incentivize the development and redevelopment of vacant and underutilized infill lots within Town Limits, the Angier Public Works Department will begin installing water and sewer taps to serve infill lots in accordance with the following policy. This policy is NOT intended to facilitate the installation of water or sewer taps in new major subdivisions.

This policy applies to single-family residential lots that currently have Town water and/or sewer available within the public right-of-way directly adjacent to the property as determined by the Public Works Director:

- The Town of Angier Public Works Department will install residential water taps up to 2" in diameter. All applicable Regulatory, System Development and Meter fees as listed in the current Rate & Fee Schedule will apply.
- The Town of Angier Public Works Department will install residential sewer taps up to 4" in diameter. All applicable Regulatory and System Development fees as listed in the current Rate & Fee Schedule will apply.

EXCEPTIONS:

The Town of Angier will not install water and/or sewer taps on commercial or nonresidential lots. Installation of water and/or sewer taps for these properties will be the responsibility of the property owner, developer or builder.

The Town of Angier will not install water and/or sewer taps for any lot that is part of a new subdivision which contains 5 or more lots as determined by the Planning Director.

The Town of Angier will not extend water or sewer lines to serve infill lots. The responsibility to extend these lines shall be that of the property owner, developer or builder.

The Public Works Director and Town Manager reserve the right to deny a property owner, developer or builder the installation of a water or sewer tap if he finds the lot in question does not meet the intent of this policy. In this case, installation of these taps will be the responsibility of the property owner, developer or builder.



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: April 21, 2020
PREPARED BY: Sean Johnson
ISSUE Main Street Advisory Board Bylaws
CONSIDERED:
DEPARTMENT: Main Street – Planning & Inspections

SUMMARY OF ISSUE:

Staff is proposing Bylaws for the Main Street Advisory Board. These Bylaws were drafted using the template received from the North Carolina Main Street Program and include membership term limits which mirror the Planning Board's.

With the establishment of these Bylaws, staff is requesting that the current Advisory Board members be allowed to serve until December 31, 2020 and then re-appoint members for terms beginning on January 1, 2021. The current member's terms will be staggered so that some member's terms will end December 21, 2021 and others will end December 31, 2022.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval of the Bylaws as presented.

REQUESTED MOTION:

I move to approve the Main Street Advisory Board Bylaws as presented.

REVIEWED BY TOWN MANAGER:

Attachments:

- 1 Main Street Advisory Board Bylaws

**TOWN OF ANGIER
DOWNTOWN ADVISORY COMMITTEE**

RULES OF PROCEDURE

Article I. Name

The name of this organization is the Town of Angier Downtown Advisory Committee, hereinafter referred to as the “Committee.”

Article II. Purpose and Powers

The general purpose of the Committee is to serve as an advisory Committee to the Town Board, subject to such limitations as may be imposed by state law or by the General Statutes of the Town, the Committee shall be embodied for the following purposes: Advise, deliberate and make recommendations to the Town Board to help facilitate the implementation of the Comprehensive Plan as it relates to downtown; Serve to support economic development efforts, and the marketing and promotion of downtown; Identify appropriate uses for downtown and identify developers/investors for downtown development; Recommend to Town Board an overall policy for the continued development and sustainability of downtown; Develop financial tools for downtown development; Promote and facilitate the improvement of downtown infrastructure, including water, public safety, parks, parking, transportation, utilities sidewalks, sewer, and streetscape; Promote and facilitate a program to assist in business retention in the downtown; Promote and facilitate a marketing program to increase sales, visitors, and awareness of downtown; Provide Town Board with representative community participation in preparing and implementing plans and reports concerning development of downtown; Promote, facilitate, and act as liaison to catalytic developments significantly affecting the downtown area. Promote and support downtown as a special event location.

Article III. General Rules

The Committee shall be governed by the Ordinances of the Town of Angier, the Laws of the State of North Carolina and these rules of procedure. The Chair may from time to time refer to rules set forth in the current edition of *Robert's Rules of Order Newly Revised* to assist in the running of orderly meetings.

Article IV. Jurisdiction

The Committee’s jurisdiction shall apply to the Town of Angier Central Business District. This district is shown on the official Zoning Map of the Town of Angier and is formed by the boundaries of the intersection of Hwy. 55 and Hwy. 210, the intersection of S. Broad and Church St., the intersection of Hwy. 210 and N. Willow, and the intersection of N. Broad and Smithfield. The Committee may also discuss and be consulted on matters outside of the Central Business District, provided the subject is related to the core mission of supporting a healthy and vibrant downtown.

Article V. Organization

Section 1. Membership. The Committee shall consist of nine members. All members shall be entitled to equal rights, privileges and duties with other members of the committee.

Section 2. Officers. At its January meeting each year, the Committee shall elect a chair and vice-chair for the coming year. The chair and vice chair shall hold office for one year and shall be eligible for reelection. The chair shall preside over all meetings of the Committee. The vice-chair shall assist the chair and shall serve as acting chair in the absence of the chair. If the chair is vacated, the vice-chair shall become the chair for the remainder of the vacated term. Removal of a Chairman or Vice Chairman must be done by a majority vote of the remaining board members after board discussion of the reasons for removal. The Town Board also has the ability to remove any board members.

Section 3. Member Terms. All members shall serve a two year term beginning January 1st. Each member can serve a maximum of three consecutive terms followed by a one term absence before reapplying for appointment.

Section 4. Attendance at Meetings. Any member who misses more than three consecutive meetings or more than one half of the regular meetings actually held in a calendar year shall by that fact cease to be a Committee member, unless for reasons beyond their control, as determined by the board. A vacancy created under this Section 3 shall be treated as any other vacancy for purposes of filling the vacated seat.

Section 5. Conflict of Interest. No Committee member shall take part in the hearing, consideration, or deliberation of any case or matter before the Committee in which the Committee member, or any member of the Committee member's family, either directly or indirectly, is a party or has any financial interest.

VI. Meetings

Section 1. Regular Meetings. The Committee shall hold a regular meeting on the fourth Tuesday of each month or at such other time as it may find convenient.

Section 2. Special Meetings. The chair may call special meetings. A majority of the Committee may in writing demand its members call a meeting. Written notice of a special meeting shall be provided to all members at least one week in advance of the meeting.

Section 3. Cancellation of Meetings. Whenever there is no business for the Committee the chair may cancel a meeting, by giving notice to all members not less than twenty-four hours before the time set for the meeting. In the event of severe weather or other sufficient cause the chair may cancel a meeting by giving reasonable notice to all members before the time set for the meeting. In the case of a meeting called by a majority of the Committee the chair may cancel the meeting only upon the concurrence of a majority of the Committee.

Section 4. Quorum. A majority of members (5) shall constitute a quorum for the conduct of business of the Committee. For purposes of expedience, some board votes may be done through email and or phone.

Section 5. Conduct of Meetings. All meetings shall be noticed and open to the public as provided by law. Any person who may be substantially affected by final action in any matter that comes before the Committee may appear in person or by agent or attorney to ask questions, when recognized by the Chair. Any person who comes before the board may, at the discretion of the Chair, provide comments regarding the issue at hand only. These comment sessions will have a time limit of three minutes. The Chair may impose reasonable restraints on presentations. Any person who wishes to present more information may do so, in writing only, to the board or to the Downtown Manager.

Section 6. Voting may be carried out during meetings or through votes cast by email or written documents. Except as may be otherwise required by these rules or other prevailing law, any motion to be carried must have the vote of the majority (5) of the members. A written record of the vote count will be kept in the records. The chair shall be eligible to vote as any other member.

Section 7. Electronic notice. Notice to a member conforms to a requirement of these rules to be in writing if sent by electronic mail to an electronic address provided by the member and not returned to the sender with an error message.

Article VII. Amendments

These rules may be amended at any meeting at which the amendment is first presented upon an affirmative vote of not fewer than five members of the Committee. All proposed changes will be on the meeting agenda which will be sent to board members in advance.

Adopted as amended by at least six members of the Committee on January 28th, 2020.

Committee Member

Committee Member

Committee Member

Committee Member

Committee Member

Committee Member

Committee Member

Committee Member

NEW BUSINESS



Town of Angier

Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Resolution No.: R009-2020
Date Submitted: April 21, 2020
Date Adopted: April 21, 2020

**TOWN OF ANGIER BOARD OF COMMISSIONERS
RESOLUTION ENDORSING SAFETY IMPROVEMENTS IN THE
TOWN OF ANGIER BY NORTH CAROLINA DEPARTMENT OF TRANSPORTATION**

WHEREAS, the North Carolina Department of Transportation has requested a resolution from the Town of Angier Board of Commissioners endorsing safety improvements; and

WHEREAS, the North Carolina Department of Transportation proposed to make the following improvements within the Town:

1. Revision of pavement markings at NC 55 and NC 210 to provide a right turn lane onto NB NC 55
2. Realignment of the intersection of NC 55 and SR 1415 (Rawls Church Road)
3. Pedestrian improvements at the intersection of NC 210 and Broad Street
4. Short turn lane on NC 210 at Willow Street

WHEREAS, the construction of this improvement will be at no cost to the Town.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Angier Board of Commissioners endorses the North Carolina Department of Transportation constructing the aforementioned improvements to enhance safety.

Adopted by the Angier Board of Commissioners on this the 21st day of April, 2020.

ATTEST:

Robert K. Smith, Mayor

Veronica Hardaway, Town Clerk

Gerry D. Vincent

From: Hines, Lee R <lrhines@ncdot.gov>
Sent: Friday, February 28, 2020 2:22 PM
To: Gerry D. Vincent
Cc: Sean A. Johnson
Subject: [External]Project Resolution
Attachments: Resolution Endorsing Safety Improvements.pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Gerry, I trust you have been doing well since we last spoke.

As you are probably aware, the Department recently finished a short turn lane project on NC 210 at Willow Street. There are actually three more small projects in Angier that we are developing with High Impact / Low Cost funding. We typically receive a Resolution from the municipality for projects within their limits.

Could you help me obtain a Resolution from the Town for these projects? For your reference, I have attached a similar Resolution from Cumberland County for a project that we are undertaking just outside of Fayetteville. I have included descriptions of the proposed work below ...

Revision of pavement markings at NC 55 and NC 210 to provide a right turn lane onto NB NC 55

Realignment of the intersection of NC 55 and SR 1415 (Rawls Church Road)

Pedestrian improvements at the intersection of NC 210 and Broad Street

Thanks for your help. Please let me know if there are questions.

Richie

Lee R. Hines, Jr., PE (Richie)
District Engineer
NCDOT - Division of Highways
Division Six, District Two
(Harnett and Cumberland Counties)

(910) 364 0601 office
lrhines@ncdot.gov

600 Southern Avenue (physical)
Post Office Box 1150 (mail)
Fayetteville, NC 28302



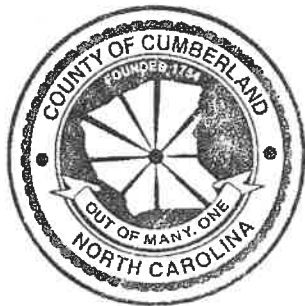
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
RESOLUTION ENDORSING SAFETY IMPROVEMENTS IN
CUMBERLAND COUNTY BY NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

WHEREAS, the North Carolina Department of Transportation has requested a resolution from the Cumberland County Board of Commissioners endorsing safety improvements at the intersection of SR 1108 (Lakewood Drive) and Towbridge Road; and

WHEREAS, the North Carolina Department of Transportation proposed to make improvements to this intersection. Said improvements will construct left and right turn lanes and a signal to enhance the safety of this intersection; and

WHEREAS, the construction of this improvement will be at no cost to Cumberland County.

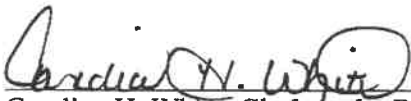
NOW THEREFORE, BE IT RESOLVED, that the Cumberland County Board of Commissioners endorses the North Carolina Department of Transportation constructing left and right turn lanes and a signal to the intersection of SR 1108 (Lakewood Drive) and Towbridge Road to enhance its safety.

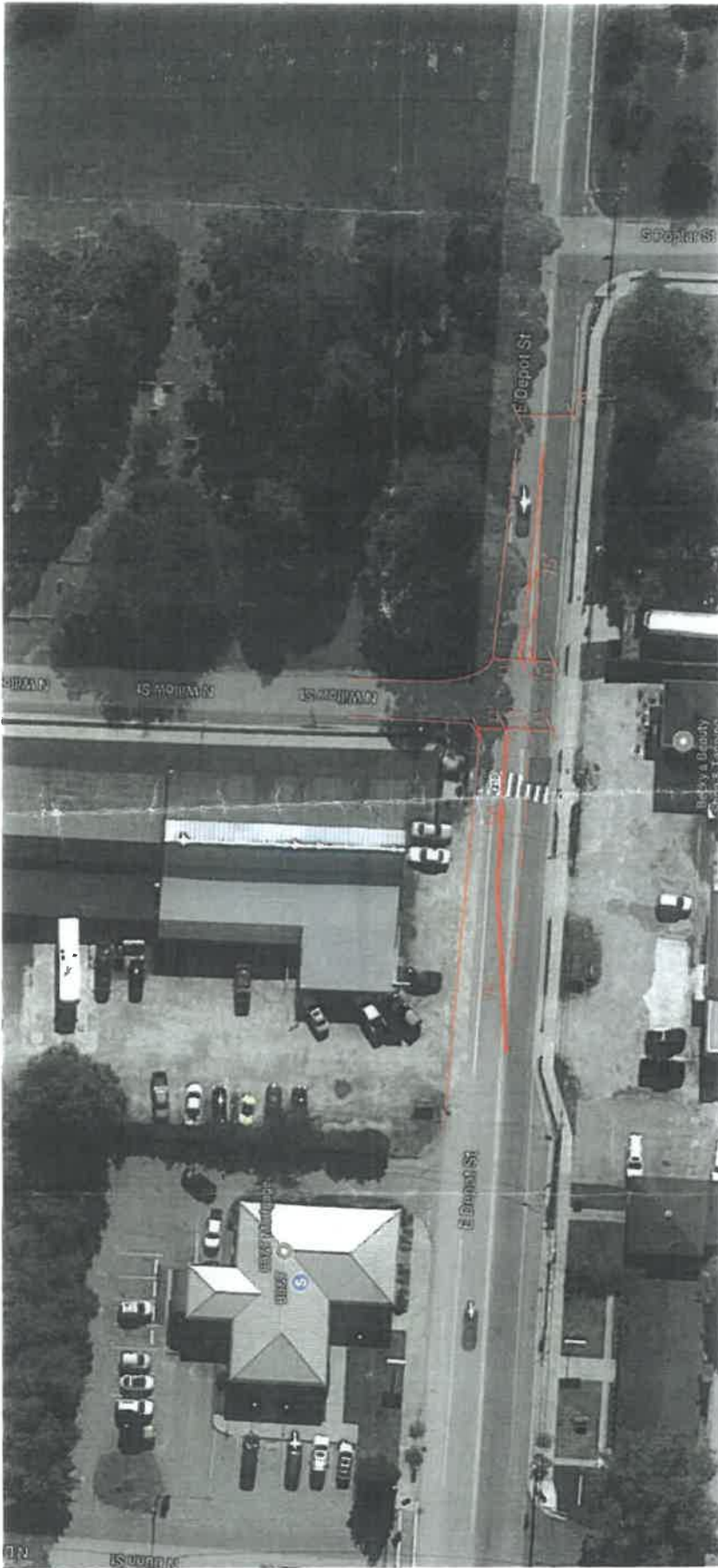


Cumberland County Board of
Commissioners By:

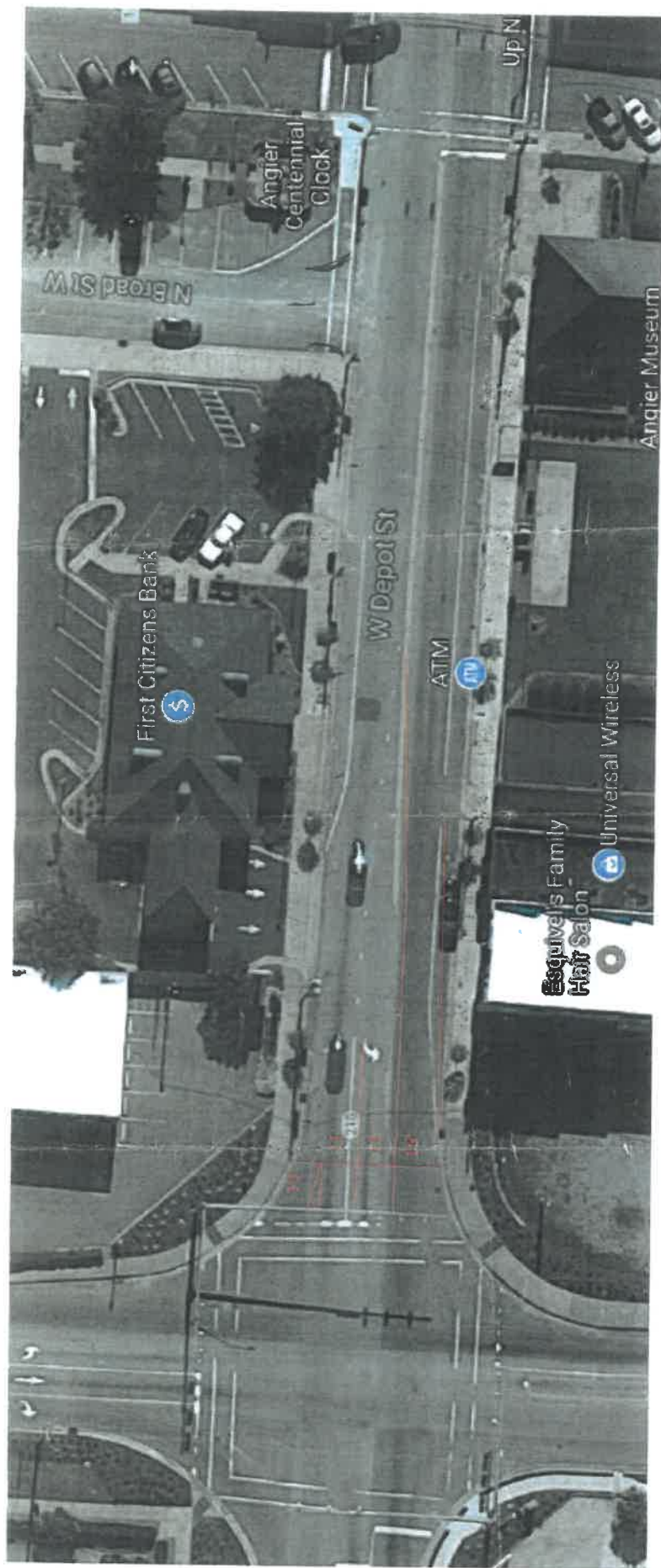

W. Marshall Faircloth, Chairman

Attest:


Candice H. White, Clerk to the Board









Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: April 21, 2020
PREPARED BY: Veronica Hardaway
ISSUE NCDOT LAPP – Junny Road Sidewalk Project
CONSIDERED:
DEPARTMENT: Administration

SUMMARY OF ISSUE:

The Department of Transportation has sent an agreement for the Junny Sidewalk Project. The agreement reflects the scope of work, funding and schedule that has been programmed into the State of Transportation Improvement Program (STIP) by the Capital Area MPO.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval of the above mentioned agreement.

REQUESTED MOTION:

I move to approve the NCDOT agreement for the Junny Road Sidewalk Project.

REVIEWED BY TOWN MANAGER:

Attachments:

- 1 NCDOT Sidewalk Project Agreement



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

JAMES H. TROGDON, III
SECRETARY

February 25, 2020

Mr. Jimmy Cook
Utilities Director
Town of Angier
PO Box 278
Angier, NC 27501

SUBJECT: Locally Administered Project Agreement
Town of Angier, Harnett County
Project EB-6020; WBS Element: 48817.1.1; 2.1; 3.1
Federal-Aid Number: 0210044
Project Name: Junny Street Sidewalks

Dear Mr. Cook:

Please find enclosed one original of the above-referenced Project Agreement for the Junny Street Sidewalks in Angier, Harnett County.

The Project Agreement reflects the scope of work, funding and schedule that has been programmed into the State Transportation Improvement Program (STIP) by the Capital Area MPO. If you have any questions concerning the content of the agreement, please contact me (or CAMPO).

After the Town has reviewed and signed the original, please return it to my attention at the address below. The Department DocuSigns the agreement; therefore, once the agreement is fully executed, you will receive an electronic copy and we will retain the original with the Town's wet signatures in our files. If the Town desires its own copy, please make a copy of this agreement for your files.

Mailing Address:
NC DEPARTMENT OF TRANSPORTATION
TRANSPORTATION PROGRAM MGMT
1595 MAIL SERVICE CENTER
RALEIGH, NC 27699-1595

Telephone: (919) 707-6600
Fax: (919) 212-5711
Customer Service: 1-877-368-4968

Website: www.ncdot.gov

Location:
1020 BIRCH RIDGE DRIVE
RALEIGH, NC 27610

If you have any questions, please contact me at (919) 707-6626 or by e-mail at mtmatthews@ncdot.gov. Thank you.

Sincerely,

A handwritten signature in black ink that reads "Marta Matthews". The signature is written in a cursive, flowing style.

Marta Matthews
Program Manager
Local Programs Management Office

Enclosure

ec: Glenda Snively, Division 6 Engineering Specialist
Scott Pridgen, Division 6 Project Team Lead
Leigh Wing, PE, STIP Representative
Gretchen Vetter, CAMPO

NORTH CAROLINA

**LOCALLY ADMINISTERED PROJECT -
FEDERAL**

HARNETT COUNTY

DATE: 2/20/2020

NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION

TIP #: EB-6020

AND

WBS Elements: PE 48817.1.1

ROW 48817.2.1

TOWN OF ANGIER

CON 48817.3.1

FEDERAL-AID NUMBER: 0210044

CFDA #: 20.205

Total Funds [NCDOT Participation] \$1,426,000

THIS AGREEMENT is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the "Department" and the Town of Angier, hereinafter referred to as the "Municipality".

WITNESSETH:

WHEREAS, Fixing America's Surface Transportation (FAST) Act allows for the allocation of federal funds to be available for certain specified transportation activities; and,

WHEREAS, the Municipality has requested federal funding for Junny Road Sidewalk Extension, hereinafter referred to as the Project, in Harnett County, North Carolina; and,

WHEREAS, subject to the availability of federal funds, the Municipality has been designated as a recipient to receive funds allocated to the Department by the Federal Highway Administration (FHWA) up to and not to exceed the maximum award amount of \$1,426,000 for the Project; and,

WHEREAS, the Department has agreed to administer the disbursement of said funds on behalf of FHWA to the Municipality for the Project in accordance with the Project scope of work and in accordance with the provisions set out in this Agreement; and,

WHEREAS, the Department has programmed funding in the approved Transportation Improvement Program for the Project; and,

WHEREAS, the governing board of the Municipality has agreed to participate in certain costs and to assume certain responsibilities in the manner and to the extent as hereinafter set out; and,

WHEREAS, this Agreement is made under the authority granted to the Department by the North Carolina General Assembly including, but not limited to, the following applicable legislation: General

Statutes of North Carolina (NCGS) Section 136-66.1, Section 136-71.6, Section 160A-296 and 297, Section 136-18, Section 136-41.3 and Section 20-169, to participate in the planning, construction and/or implementation of the Project approved by the Board of Transportation.

NOW, THEREFORE, this Agreement states the promises and undertakings of each party as herein provided, and the parties do hereby covenant and agree, each with the other, as follows:

1. GENERAL PROVISIONS

FEDERAL FUNDING ACCOUNTABILITY AND TRANSPARENCY ACT

All parties to this Agreement, including contractors, subcontractors, and subsequent workforces, associated with any work under the terms of this Agreement shall provide reports as required by the Federal Funding Accountability and Transparency Act (FFATA) for this Project.

AGREEMENT MODIFICATIONS

Any modification to scope, funding, responsibilities, or time frame will be agreed upon by all parties by means of a Supplemental Agreement.

LOCAL PUBLIC AGENCY TO PERFORM ALL WORK

The Municipality shall be responsible for administering all work performed and for certifying to the Department that all terms set forth in this Agreement are met and adhered to by the Municipality and/or its contractors and agents. The Department will provide technical oversight to guide the Municipality. The Department must approve any assignment or transfer of the responsibilities of the Municipality set forth in this Agreement to other parties or entities.

PERSON IN RESPONSIBLE CHARGE

The Municipality shall designate a person or persons to be in responsible charge of the Project, in accordance with Title 23 of the Code of Federal Regulations, Part 635.105. The person, or persons, shall be expected to:

- Administer governmental project activities, including those dealing with cost, time, adherence to contract requirements, construction quality and scope of Federal-aid projects;
- Maintain knowledge of day to day project operations and safety issues;

- Make or participate in decisions about changed conditions or scope changes that require change orders or supplemental agreements;
- Visit and review the project in accordance with the project scope and scale;
- Review financial processes, transactions and documentation to reduce the likelihood of fraud, waste, and abuse;
- Direct project staff, agency or consultant, to carry out project administration and contract oversight, including proper documentation; and
- Be aware of the qualifications, assignments and on-the-job performance of the agency and consultant staff at all stages of the project.

The person in responsible charge must be a full-time employee of the Municipality, but the duties may be split among several employees, if necessary.

COMPLIANCE WITH STATE/FEDERAL POLICY

The Municipality, and/or its agent, including all contractors, subcontractors, or sub-recipients shall comply with all applicable Federal and State policies and procedures, stated both in this Agreement and in the Department's guidelines and procedures, including the *Local Programs Management Handbook*.

FAILURE TO COMPLY - CONSEQUENCES

Failure on the part of the Municipality to comply with any of the provisions of this Agreement will be grounds for the Department to terminate participation in the costs of the Project and, if applicable, seek repayment of any reimbursed funds.

2. SCOPE OF PROJECT

The Project consists of extending sidewalks in the following locations:

- a. on N. Willow Street from the intersection of E. Julia Street to the intersection of Junny Road;
- b. on Junny Road from the intersection of N. Willow Street to the intersection of Glen Meadow Drive; and,

- c. on W. Lillington Street from the intersection of S. Park Street to the intersection of W. Depot Street (NC 210).

The Department's funding participation in the Project shall be restricted to the following eligible items:

- Design
- Environmental Documentation
- ROW Acquisition
- Utility Relocation
- Construction

as further set forth in this Agreement.

3. FUNDING

PROGRAMMING AND AUTHORIZATION OF FEDERAL FUNDS

The funding currently programmed for the project in the State Transportation Improvement Program (STIP) is STBG-DA. The funding source may be modified with the coordination and approval of the respective Metropolitan Planning Organization (MPO) and/or the Department prior to authorization of funds. The Department will authorize and reimburse federal funding based on the type of federal funding that is programmed in the STIP at the time of the authorization request. The Department will notify the Municipality of the type of federal funds authorized by issuing a Technical Amendment – Funds Authorization letter. A modification in the source of funds will have no effect on project responsibilities outlined in this agreement.

REIMBURSEMENT FOR ELIGIBLE ACTIVITIES

Subject to compliance by the Municipality with the provisions set forth in this Agreement and the availability of federal funds, the Department shall reimburse 80% of eligible expenses incurred by the Municipality up to a maximum amount of One Million Four Hundred Twenty Six Thousand Dollars (\$1,426,000). The Municipality shall provide the 20% non-federal match, as shown in the FUNDING TABLE below, and all costs that exceed the total estimated cost.

Harnett GIS



Harnett County
NORTH CAROLINA

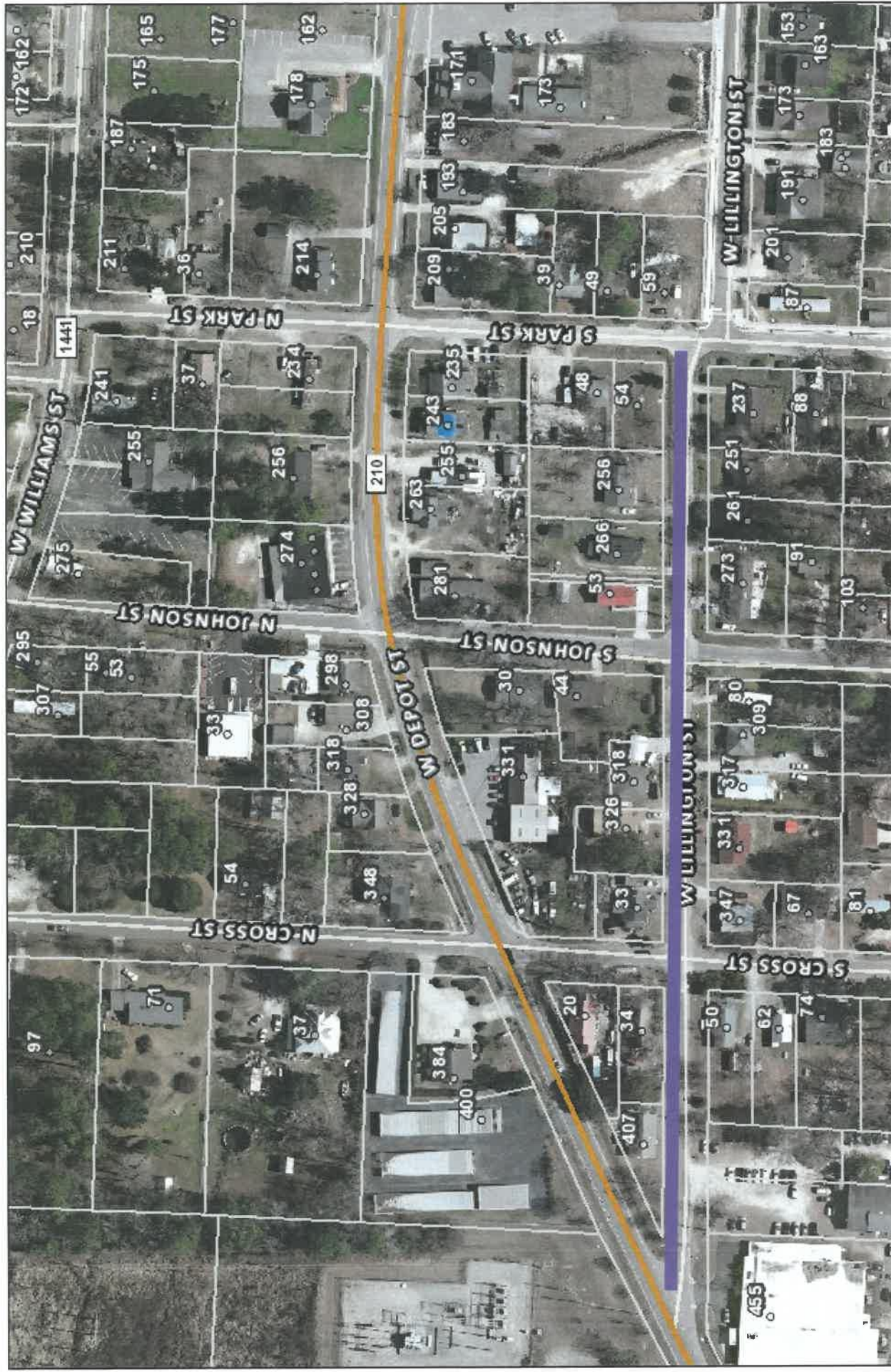
GIS/E-911 Addressing
March 12, 2020


Legend

	Recycle Center		City Limits
	Landfills		Harnett County Boundary
	Surrounding County Boundaries		Airport
	Federal Property		Major Roads
			Interstate
			Roads
			Mile Markers
			Railroad

0 335 670 1,340 Feet


1 inch = 752 feet








Harnett County
NORTH CAROLINA


GIS/E-911 Addressing
March 12, 2020


 Recycle Center


 Landfills


 Surrounding County Boundaries

 Federal Property


 City Limits


 Harnett County Boundary


 Address Numbers


 Airport


MajorRoads


 Interstate


 NC


 US

 Roads

 Mile_Markers

 Railroad





0 80 160 320 Feet

1 inch = 188 feet

FUNDING TABLE

Fund Source	Federal Funds Amount	Reimbursement Rate	Non-Federal Match \$	Non-Federal Match Rate
STBG-DA	\$1,426,000	80 %	\$356,500	20 %
Total Estimated Cost			\$1,782,500	

WORK PERFORMED BY NCDOT

All work performed by the Department on this Project, including, but not limited to, reviews, inspections, and Project oversight, during any phase of the delivery of the Project, shall reduce the funding available to the Municipality under this Agreement. The Department will set aside ten percent (10%) of the total estimated cost, or \$178,250 to use towards the costs related to review and oversight of this Project, including, but not limited to review and approval of plans, environmental documents, contract proposals, engineering estimates, construction engineering and inspection oversight, and other items as needed to ensure the Municipality's appropriate compliance with state and federal regulations.

In the event that the Department does not utilize all the set-aside funding, then those remaining funds will be available for reimbursement to the Municipality at the above reimbursement rate. For all costs of work performed on the Project, whether incurred by the Municipality or by the Department, the Municipality shall provide the non-federal match. The Department will bill the Municipality for the non-federal match of any costs that the Department incurs on the Project and for any costs that exceed the Total Estimated Cost.

4. PERIOD OF PERFORMANCE

The Municipality has five (5) years to complete all work outlined in the Agreement from the date of authorization of Federal funds for the initial phase of work. Completion for this Agreement is defined as completion of all construction activities or implementation activities, acceptance of the project, and submission of a final reimbursement package to the Department.

If additional time is needed to complete the Project, then a supplemental agreement must be executed. The Department and/or FHWA reserves the right to revoke the funds awarded if the Municipality is unable to meet milestone dates included herein.

5. PRELIMINARY ENGINEERING AUTHORIZATION

If Preliminary Engineering is an eligible expense, then upon receipt of an executed agreement, the Department will authorize Preliminary Engineering funds and shall notify the Municipality, in writing, once funds have been authorized and can be expended. The Municipality shall not initiate any work, nor solicit for any professional services prior to receipt of written authorization from the Department to proceed. Any work performed, or contracts executed, prior to receipt of written authorization to proceed will be ineligible for reimbursement.

6. PROFESSIONAL AND ENGINEERING SERVICES

The Municipality shall comply with the policies and procedures of this provision if the Municipality is requesting reimbursement for the Preliminary Engineering contract or the Construction Contract Administration / Construction Engineering and Inspection contract.

PROCUREMENT POLICY

When procuring professional services, the Municipality must adhere to Title 2 Code of Federal Regulations Part 200; Title 23 of the Code of Federal Regulations, Part 172; Title 40 United States Code, Chapter 11, Section 1101-1104; NCGS 143-64, Parts 31 and 32; and the Department's *Policies and Procedures for Major Professional or Specialized Services Contracts*. Said policies and standards are incorporated in this Agreement by reference at www.fhwa.dot.gov/legisregs/legislat.html and www.ncleg.net/gascripts/Statutes/Statutes.asp.

- The Municipality shall ensure that a qualified firm is obtained through an equitable selection process, and that prescribed work is properly accomplished in a timely manner and at a just and reasonable cost.
- All Professional Services Firms shall be pre-qualified by the Department in the Work Codes advertised.
- A pre-negotiation audit will be conducted by the Department's External Audit Branch. The Municipality shall not execute a consultant contract until the Department's review has been completed.

SMALL PROFESSIONAL AND ENGINEERING SERVICES FIRMS REQUIREMENTS

Any contract entered into with another party to perform work associated with the requirements of this Agreement shall contain appropriate provisions regarding the utilization of Small Professional

Services Firms (SPSF). This policy conforms with the SPSF Guidelines as approved by the North Carolina Board of Transportation.

- The Municipality shall not advertise nor enter into a contract for services performed as part of this Agreement, unless the Department provides written approval of the advertisement or the contents of the contract.
- If the Municipality fails to comply with these requirements, the Department will withhold funding until these requirements are met.

WORK BY ENTITY

If the Design, Planning, Contract Administration and/or Construction Engineering and Inspection required for this project will be undertaken by the Municipality, and the Municipality requests reimbursement, then the Municipality must submit a request and supporting documentation to the Department for review and approval, prior to any work being initiated by the Municipality.

7. PLANNING / ENVIRONMENTAL DOCUMENTATION

The Municipality shall prepare the environmental and/or planning document, including any environmental permits, needed to construct the Project, in accordance with the National Environmental Policy Act (NEPA) and all other appropriate environmental laws and regulations. All work shall be performed in accordance with Departmental procedures and guidelines. Said documentation shall be submitted to the Department for review and approval.

- The Municipality shall be responsible for preparing and filing with all proper agencies the appropriate planning documents, including notices and applications required to apply for those permits necessary for the construction of the desired improvements. Copies of approved permits should be forwarded to the Department.
- The Municipality shall advertise and conduct any required public hearings.
- If any permit issued requires that action be taken to mitigate impacts associated with the improvements, the Municipality shall design and implement a mitigation plan. The Department will determine if any mitigation costs are eligible for reimbursement. The Municipality shall bear all costs associated with penalties for violations and claims due to delays.
- The Municipality shall be responsible for designing an erosion control plan if required by the North Carolina Sedimentation Pollution Control Act of 1973, NCGS 113A, Article 4,

incorporated in this Agreement by reference at www.ncleg.net/gascripts/Statutes/Statutes.asp and obtaining those permits required thereby in order to construct the Project. During the construction of the improvements, the Municipality, and its contractors and agents, shall be solely responsible for compliance with the provisions of said Act and the plan adopted in compliance therewith.

8. DESIGN

CONTENT OF PLAN PACKAGE

The Municipality, and/or its agent, shall prepare the Project's plans, specifications, and a professional estimate of costs (PS&E package), in accordance with the Department's guidelines and procedures, and applicable Federal and State standards. All work shall be submitted to the Department for review and approval. The plans shall be completed to show the design, site plans, landscaping, drainage, easements, and utility conflicts.

9. RIGHT OF WAY / UTILITY AUTHORIZATION

If the costs of right of way acquisition or utility relocation are an eligible expense, the Municipality shall submit a letter of request to the Department to authorize and set up right of way and/or utility funding. The acquisition for right of way, construction easements, and/or utility relocation may be undertaken only after the Municipality receives written authorization from the Department to proceed.

10. PROJECT LIMITS AND RIGHT OF WAY (ROW)

The Municipality shall comply with the policies and procedures of this provision regardless of whether the Municipality is requesting reimbursement for the Right of Way phase of the Project.

SPONSOR PROVIDES ROW

The Municipality, at no liability whatsoever to the Department, shall be responsible for providing and/or acquiring any required ROW and/or easements for the Project.

ROW GUIDANCE

The Municipality shall accomplish all ROW activities, including acquisition and relocation, in accordance with the following: Title 23 of the Code of Federal Regulations, Part 710, Subpart B

and Title 49 of the Code of Federal Regulations, Part 24, [Uniform Act] incorporated by reference at www.fhwa.dot.gov/legregs/directives/fapgtoc.htm; NCGS, Chapter 133, Article 2, Sections 133-5 through 133-18, Relocation Assistance, incorporated by reference at www.ncleg.net/gascripts/Statutes/Statutes.asp; and the North Carolina Department of Transportation Right of Way Manual.

APPRAISAL

The Municipality shall submit the appraisal to the Department for review and approval in accordance with Departmental policies and procedures.

CLEARANCE OF PROJECT LIMITS / ROW

The Municipality shall remove and dispose of all obstructions and encroachments of any kind or character (including hazardous and contaminated materials) from said ROW, with the exception that the Municipality shall secure an encroachment agreement for any utilities (which shall remain or are) to be installed within the Department's ROW, or follow other applicable approval process, for utilities within the Municipality's ROW. The Municipality shall indemnify and save harmless the Department, Federal Highway Administration, and the State of North Carolina, from any and all damages and claims for damages that might arise on account of said right of way acquisition, drainage, and construction easements for the construction of said Project. The Municipality shall be solely responsible for any damages caused by the existence of said material now and at any time in the future and will save the Department harmless from any legal actions arising as a result of this contaminated and/or hazardous material and shall provide the Department with documentation proving the proper disposal of said material.

RELOCATION ASSISTANCE

The Municipality shall provide relocation assistance services and payments for families, businesses, and non-profit organizations being displaced by the Project in full accordance with the Federal relocation requirements of Title 49 Code of Federal Regulations, Part 24 [Uniform Act], as amended. Relocation assistance services and payments may be accomplished by contract with any other municipal corporation, or State or Federal agency, rendering such services upon approval by the Department and Federal Highway Administration.

11. UTILITIES

The Municipality, and/or its agent, at no liability to the Department, shall relocate, adjust, relay, change or repair all utilities in conflict with the Project, regardless of ownership. All utility work shall be performed in a manner satisfactory to and in conformance with State and Federal rules and regulations, prior to Municipality beginning construction of the project. This Agreement does not modify or supersede any existing Utility Encroachment Agreements that may be in place.

12. RIGHT OF WAY / UTILITY / RAILROAD CERTIFICATION

The Municipality, upon acquisition of all right of way/property necessary for the Project, relocation of utilities, and coordination with the railroad shall provide the Department all required documentation (deeds/leases/easement/plans/agreements) to secure certification. Certification is only issued after all ROW is in public ownership or property is publicly accessible by a legal document; utilities in conflict with the project are relocated, or a plan for their relocation during construction has been approved; and coordination with the railroad (if applicable) has occurred and been documented.

13. CONTRACT PROPOSAL AND ENGINEER'S ESTIMATE

CONTRACT PROPOSAL

The Municipality shall develop a contract proposal that will be advertised for bids. The proposal shall comply with NCDOT Specifications and Standard Drawings as applicable to the Project. The proposal shall also contain provisions, as applicable, per Title 23 Code of Federal Regulations 633 and 635 to include, but not be limited to: FHWA 1273, Buy America, Davis-Bacon Wage Rates, Non-discrimination, DBE Assurances, Contractor Certification regarding suspension and debarment, and other provisions as required by the Department.

ENGINEER'S ESTIMATE

The Municipality shall develop an itemized engineer's estimate to show items referenced to the NCDOT Standard Specifications, if applicable, along with units and unit price. The engineer's estimate will be used as the basis for comparing bids received.

14. CONSTRUCTION AUTHORIZATION

The Municipality shall submit the required environmental and/or planning document, ROW certification, final construction plans, total contract proposal, and an estimate of Project costs (final PS&E package) to the Department for review and approval.

- After approval of all documentation, the Department will request construction authorization from the Federal Highway Administration.
- The Municipality shall not advertise for bids prior to receiving written construction authorization from the Department.

15. CONTRACTOR PROCUREMENT

ADVERTISE FOR BIDS

Upon receipt of written construction authorization from the Department, the Municipality may advertise the Project. The Municipality shall follow applicable Federal and/or State procedures pertaining to the advertisement of the Project, bid opening, and award of the contract, according to Title 2 of the Code of Federal Regulations, Part 200 and Title 23 of the Code of Federal Regulations, Part 633 and Part 635, incorporated by reference at www.fhwa.dot.gov/legregs/directives/fapgtoc.htm; and NCGS, Chapter 143, Article 8 (Public Contracts), incorporated by reference at www.ncleg.net/gascripts/Statutes/Statutes.asp.

CONSTRUCTION CONTRACTOR REQUIREMENTS

All Contractors submitting bids on the project shall be pre-qualified by the Department. All proposed subcontractors must be pre-qualified before construction work begins. Any subcontractors who are proposed to meet the Disadvantaged Business Enterprise goal must be certified by the Department.

CONSTRUCTION SUBCONTRACTOR REQUIREMENTS

Any contract entered into with another party to perform work associated with the requirements of this Agreement shall contain appropriate provisions regarding the utilization of Disadvantaged Business Enterprises (DBEs), or as required and defined in Title 49 of the Code of Federal Regulations, Part 26 and the North Carolina Administrative Code. These provisions are incorporated into this Agreement by reference <https://connect.ncdot.gov/projects/Contracts/Pages/LGA-Projects.aspx>.

- The Municipality shall not advertise nor enter into a contract for services performed as part of this Agreement, unless the Department provides written approval of the advertisement or the contents of the contract.
- If the Municipality fails to comply with these requirements, the Department will withhold funding until these requirements are met.

AWARDING CONTRACT

After the advertisement of the Project for construction bids, the Municipality shall request concurrence from the Department to award the construction contract by submitting a letter along with tabulated bids received depicting Disadvantaged Business Enterprises (DBE) goals, and a resolution recommending award of the Project to the lowest responsible, responsive bidder. The Department will review the submitted information and provide written approval to the Municipality prior to the contract being awarded by the Municipality.

DELAY IN PROCUREMENT

In the event the Project has not been let to contract within six (6) months after receiving construction authorization from the Department, the Municipality shall be responsible for documenting to the Department justification for project delay and that the Project remains in compliance with the terms of this Agreement, the approved plans and specifications, and current codes.

FORCE ACCOUNT

Force account work is only allowed when there is a finding of cost effectiveness for the work to be performed by some method other than a contract awarded by a competitive bidding process, or there is an emergency. Written approval from the Department is required prior to the use of force account by the Municipality. Federal Highway Administration regulations governing Force Account are contained in Title 23 Code of Federal Regulations, Part 635.201, Subpart B; said policy being incorporated in this Agreement by reference www.fhwa.dot.gov/legregs/directives/cfr23toc.htm. North Carolina General Statutes governing the use of Force Account, Chapter 143, Article 8 (Public Contracts) can be found at www.ncleg.net/gascripts/Statutes/Statutes.asp.

16. CONSTRUCTION

The Municipality, and/or its agents shall construct the Project in accordance with the plans and specifications of the Project as filed with, and approved by, the Department. During the construction of the Project, the procedures set out below shall be followed:

CONSTRUCTION CONTRACT ADMINISTRATION

The Municipality shall comply with the NCDOT Construction Manual as referenced at <http://www.ncdot.org/doh/operations/dp%5Fchief%5Feng/constructionunit/formsmanuals/construction/>, which outlines the procedures for records and reports that must be adhered to in order to obtain uniformity of contract administration and documentation. This includes, but is not limited to, inspection reports, material test reports, materials certification, documentation of quantities, project diaries, and pay records. The Municipality, and/or its agent, shall perform the construction engineering, sampling and testing required during construction of the Project, in accordance with Departmental procedures, including the Department's Guide for Process Control and Acceptance Sampling and Testing. The Municipality shall document that said compliance was accomplished in accordance with State and Federal procedures, guidelines, standards and specifications.

RETAINAGE

The Municipality shall not retain any portion of a payment due the contractor.

SIGNAGE

The Municipality shall provide and maintain adequate signage and other warning devices for the protection of the public in accordance with the approved traffic control plans for the Project and the current edition of the Manual on Uniform Traffic Control Devices (MUTCD) for Streets and Highways, or any subsequent revision of the same, published by the Federal Highway Administration and effective at the time of award of the contract.

SITE LAYOUT

The Municipality shall be responsible for ensuring that all site layout, construction work, and Project documentation are in compliance with applicable city, state and federal permits, guidelines, and regulations, including American Association of State Highway and Transportation Officials (AASHTO) guidelines and Americans with Disabilities Act (ADA) Standards for Accessible Design (www.usdoj.gov/crt/ada/stdspdf.htm).

RIGHT TO INSPECT

The Department and representatives of the Federal Highway Administration shall have the right to inspect, sample or test, and approve or reject, any portion of the work being performed by the Municipality or the Municipality's contractor to ensure compliance with the provisions of this Agreement. Prior to any payment by the Department, any deficiencies inconsistent with approved plans and specifications found during an inspection must be corrected.

CONTRACTOR COMPLIANCE

The Municipality will be responsible for ensuring that the contractor complies with all of the terms of the contract and any instructions issued by the Department or FHWA as a result of any review or inspection made by said representatives.

CHANGE ORDERS

If any changes in the Project plans are necessary, the Department must approve such changes prior to the work being performed.

SHOP DRAWINGS

Shop Drawings shall be submitted in accordance with the approved plans and specifications and may require review by the Designer.

17. CLOSE-OUT

Upon completion of the Project, the Municipality shall be responsible for the following:

FINAL INSPECTION

The Municipality shall arrange for a final inspection by the Department. Any deficiencies determined during the final field inspection must be corrected prior to final payment being made by the Department to the Municipality. Additional inspection by other entities may be necessary in accordance with the Department's guidelines and procedures. The Municipality shall provide the Department with written evidence of approval of completed project prior to requesting final reimbursement.

FINAL PROJECT CERTIFICATION

The Municipality will provide a certification to the Department that all work performed for this Project is in accordance with all applicable standards, guidelines, and regulations.

18. MAINTENANCE

The Municipality, at no expense or liability to the Department, shall assume all maintenance responsibilities for the Junny Road Sidewalk Extension, or as required by an executed encroachment agreement.

19. REIMBURSEMENT

SCOPE OF REIMBURSEMENT

Activities eligible for funding reimbursement for this Project shall include:

- Design
- Environmental Documentation
- ROW Acquisition
- Utility Relocation
- Construction

REIMBURSEMENT GUIDANCE

The Municipality shall adhere to applicable administrative requirements of Title 2 Code of Federal Regulations, Part 200 (www.fhwa.dot.gov/legisregs/directives/fapgtoc.htm) "Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards." Reimbursement to the Municipality shall be subject to the policies and procedures contained in Title 23 Code of Federal Regulations, Part 140 and Part 172, which is being incorporated into this Agreement by reference at www.fhwa.dot.gov/legisregs/directives/fapgtoc.htm. Reimbursement to the Municipality shall be subject to the guidance contained in Title 2 Code of Federal Regulations, Part 170 (<http://edocket.access.gpo.gov/2010/pdf/2010-22705.pdf>) and Office of Management and Budget (OMB) "Federal Funding Accountability and Transparency Act" (FFATA). Said reimbursement shall also be subject to the Department being reimbursed by the

Federal Highway Administration and subject to compliance by the Municipality with all applicable federal policy and procedures.

REIMBURSEMENT LIMITS

- **WORK PERFORMED BEFORE NOTIFICATION**

Any costs incurred by the Municipality prior to written notification by the Department to proceed with the work shall not be eligible for reimbursement.

- **NO REIMBURSEMENT IN EXCESS OF APPROVED FUNDING**

At no time shall the Department reimburse the Municipality costs that exceed the total funding per this Agreement and any Supplemental Agreements.

- **UNSUBSTANTIATED COSTS**

The Municipality agrees that it shall bear all costs for which it is unable to substantiate actual costs or any costs that have been deemed unallowable by the Federal Highway Administration and/or the Department's Financial Management Division.

- **WORK PERFORMED BY NCDOT**

All work performed by the Department on this Project, including, but not limited to, reviews, inspections, and Project oversight, shall reduce the maximum award amount of \$1,426,000 available to the Municipality under this Agreement. The Department will bill the Municipality for the non-federal match of any costs that the Department incurs on the Project and for any costs that exceed the Total Estimated Cost.

- **CONSTRUCTION ADMINISTRATION**

Reimbursement for construction contract administration will be made as governed by Departmental policy that limits reimbursement for construction contract administration to no more than fifteen (15%) percent of the actual construction contract of the Project. These costs will also include any cost overruns and charges to the Project by the Department during the Construction Phase.

- **CONSTRUCTION CONTRACT UNIT PRICES**

Reimbursement for construction contract work will be made on the basis of contract unit prices in the construction contract and any approved change orders.

- **RIGHT OF WAY**

Reimbursement will be limited to the value as approved by the Department. Eligible costs for reimbursement of Right of Way Acquisition include: realty appraisals, surveys, closing costs, and the agreed upon just compensation for the property, at the reimbursement rate as shown in the FUNDING TABLE.

- **FORCE ACCOUNT**

Invoices for force account work shall show a summary of labor, labor additives, equipment, materials and other qualifying costs in conformance with the standards for allowable costs set forth in 2 CFR 200 "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards." Reimbursement shall be based on actual eligible costs incurred with the exception of equipment owned by the Municipality or its Project partners. Reimbursement rates for equipment owned by the Municipality or its Project partners cannot exceed the Department's rates in effect for the time period in which the work is performed.

BILLING THE DEPARTMENT

- **PROCEDURE**

The Municipality may bill the Department for eligible Project costs in accordance with the Department's guidelines and procedures. Proper supporting documentation shall accompany each invoice as may be required by the Department. By submittal of each invoice, the Municipality certifies that it has adhered to all applicable state and federal laws and regulations as set forth in this Agreement.

Along with each invoice, the Municipality is responsible for submitting the FFATA Subrecipient Information Form, which is available at <https://connect.ncdot.gov/municipalities/Funding/Pages/default.aspx>.

- **INTERNAL APPROVALS**

Reimbursement to the Municipality shall be made upon approval of the invoice by the Department's Financial Management Division.

- **TIMELY SUBMITTAL OF INVOICES**

The Municipality may invoice the Department monthly for work accomplished, but no less than once every six (6) months to keep the Project funds active and available. If the

Municipality is unable to invoice the Department, then they must provide an explanation. Failure to submit invoices or explanation may result in de-obligation of funds.

- **FINAL INVOICE**

All invoices associated with the Project must be submitted within six (6) months of the completion of construction and acceptance of the Project to be eligible for reimbursement by the Department. Any invoices submitted after this time will not be eligible for reimbursement.

20. REPORTING REQUIREMENTS AND RECORDS RETENTION

PROJECT EVALUATION REPORTS

The Municipality is responsible for submitting quarterly Project evaluation reports, in accordance with the Department's guidelines and procedures, that detail the progress achieved to date for the Project.

PROJECT RECORDS

The Municipality and its agents shall maintain all books, documents, papers, accounting records, Project records and such other evidence as may be appropriate to substantiate costs incurred under this Agreement. Further, the Municipality shall make such materials available at its office and shall require its agent to make such materials available at its office at all reasonable times during the contract period, and for five (5) years from the date of payment of the final voucher by the Federal Highway Administration, for inspection and audit by the Department's Financial Management Section, the Federal Highway Administration, or any authorized representatives of the Federal Government.

21. OTHER PROVISIONS

REFERENCES

It will be the responsibility of the Municipality to follow the current and/or most recent edition of references, websites, specifications, standards, guidelines, recommendations, regulations and/or general statutes, as stated in this Agreement.

INDEMNIFICATION OF DEPARTMENT

The Municipality agrees to indemnify and hold harmless the Department, FHWA and the State of North Carolina, to the extent allowed by law, for any and all claim for payment, damages and/or liabilities of any nature, asserted against the Department in connection with this Project. The Department shall not be responsible for any damages or claims, which may be initiated by third parties.

DEBARMENT POLICY

It is the policy of the Department not to enter into any agreement with parties that have been debarred by any government agency (Federal or State). By execution of this agreement, the Municipality certifies that neither it nor its agents or contractors are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal or State Agency or Department and that it will not enter into agreements with any entity that is debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction.

TITLE VI - CIVIL RIGHTS ACT OF 1964

The Municipality shall comply with Title VI of the Civil Rights Act of 1964, (Title 49 CFR, Subtitle A, Part 21). Title VI prohibits discrimination on the basis of race, color, national origin, disability, gender, and age in all programs or activities of any recipient of Federal assistance.

OTHER AGREEMENTS

The Municipality is solely responsible for all agreements, contracts, and work orders entered into or issued by the Municipality for this Project. The Department is not responsible for any expenses or obligations incurred for the Project except those specifically eligible for the funds and obligations as approved by the Department under the terms of this Agreement.

AVAILABILITY OF FUNDS

All terms and conditions of this Agreement are dependent upon, and, subject to the allocation of funds for the purpose set forth in the Agreement and the Agreement shall automatically terminate if funds cease to be available.

IMPROPER USE OF FUNDS

Where either the Department or the FHWA determines that the funds paid to the Municipality for this Project are not used in accordance with the terms of this Agreement, the Department will bill the Municipality.

TERMINATION OF PROJECT

If the Municipality decides to terminate the Project without the concurrence of the Department, the Municipality shall reimburse the Department one hundred percent (100%) of all costs expended by the Department and associated with the Project.

AUDITS

In accordance with 2 CFR 200 "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards," Subpart F – Audit Requirements, and the Federal Single Audit Act Amendments of 1996, the Municipality shall arrange for an annual independent financial and compliance audit of its fiscal operations. The Municipality shall furnish the Department with a copy of the annual independent audit report within thirty (30) days of completion of the report, but not later than nine (9) months after the Municipality's fiscal year ends.

REIMBURSEMENT BY MUNICIPALITY

For all monies due the Department as referenced in this Agreement, reimbursement shall be made by the Municipality to the Department within sixty (60) days of receiving an invoice. A late payment penalty and interest shall be charged on any unpaid balance due in accordance with NCGS 147-86.23.

USE OF POWELL BILL FUNDS

If the other party to this agreement is a Municipality and fails for any reason to reimburse the Department in accordance with the provisions for payment hereinabove provided, NCGS 136-41.3 authorizes the Department to withhold so much of the Municipality's share of funds allocated to Municipality by NCGS 136-41.1, until such time as the Department has received payment in full.

ENTIRE AGREEMENT

This Agreement contains the entire agreement between the parties and there are no understandings or agreements, verbal or otherwise, regarding this Agreement except as expressly set forth herein.

AUTHORIZATION TO EXECUTE

The parties hereby acknowledge that the individual executing the Agreement on their behalf is authorized to execute this Agreement on their behalf and to bind the respective entities to the terms contained herein and that he has read this Agreement, conferred with his attorney, and fully understands its contents.

FACSIMILE SIGNATURES

A copy or facsimile copy of the signature of any party shall be deemed an original with each fully executed copy of the Agreement as binding as an original, and the parties agree that this Agreement can be executed in counterparts, as duplicate originals, with facsimile signatures sufficient to evidence an agreement to be bound by the terms of the Agreement.

GIFT BAN

By Executive Order 24, issued by Governor Perdue, and NCGS 133-32, it is unlawful for any vendor or contractor (i.e. architect, bidder, contractor, construction manager, design professional, engineer, landlord, offeror, seller, subcontractor, supplier, or vendor), to make gifts or to give favors to any State employee of the Governor's Cabinet Agencies (i.e. Administration, Commerce, Environmental Quality, Health and Human Services, Information Technology, Military and Veterans Affairs, Natural and Cultural Resources, Public Safety, Revenue, Transportation, and the Office of the Governor).

22. SUNSET PROVISION

All terms and conditions of this Agreement are dependent upon, and subject to, the allocation of funds for the purpose set forth in the Agreement and the Agreement shall automatically terminate if funds cease to be available.

IT IS UNDERSTOOD AND AGREED that the approval of the Project by the Department is subject to the conditions of this Agreement, and that no expenditures of funds on the part of the Department will be made until the terms of this Agreement have been complied with on the part of the Municipality.

IN WITNESS WHEREOF, this Agreement has been executed, in duplicate, the day and year heretofore set out, on the part of the Department and the Municipality by authority duly given.

L.S. ATTEST:

TOWN OF ANGIER

BY: _____

BY: _____

TITLE: _____

TITLE: _____

DATE: _____

NCGS 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

This Agreement has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

(SEAL)

(FINANCE OFFICER)

Federal Tax Identification Number

Town of Angier

Remittance Address:

DEPARTMENT OF TRANSPORTATION

BY: _____

(CHIEF ENGINEER)

DATE: _____

APPROVED BY BOARD OF TRANSPORTATION ITEM O: _____



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: April 21, 2020
PREPARED BY: Hans Kalwitz
ISSUE Budget Amendment #7
CONSIDERED:
DEPARTMENT: Finance

SUMMARY OF ISSUE:

Budget Amendment #7 is in regard to the purchase of a flow meter for Pump Station #6. The flow meter will be used to obtain a more accurate flow through Pump Station #6; thereby ascertaining what flow capacity may be left within this station. Considering we have one proposed subdivision (Lynn Ridge) and another (Sundowner) along Highway 210 that are in midst of evaluation now, this flow meter is essential.

FINANCIAL IMPACT:

- The Water & Sewer Fund has received \$12,020 from the sale of a backhoe, which had not been budgeted. We will be recognizing this revenue and allocating it for allowable spending within the Sewer Department Capital Outlay expenditure line. The Water & Sewer Fund will increase on a Fund level by \$12,020.

RECOMMENDATION:

REQUESTED MOTION:

Motion to adopt Budget Amendment #7

REVIEWED BY TOWN MANAGER:

Attachments:

1 Budget Amendment #7



Town of Angier

Board Approved Budget Amendment #7

Be it hereby ordained by the Town Council of the Town of Angier that the following amendments be made to the Budget Ordinance adopted on the 4th day of June, 2019 as follows:

Water & Sewer Fund (60 Fund)				
Revenue	Line Item	Budget	Change	Amended Budget
Sale of Assets	60-3001-0028	-	↑ 12,020	12,020
Total Budget for Water/Sewer Revenue		3,434,253	12,020	3,446,273
Sewer Department	Line Item	Budget	Change	Amended Budget
Capital Outlay	60-9003-0074	526,572	↑ 12,020	538,592
Total Budget Expenditures for Dept 9003		948,972	12,020	960,992

Motion to adopt FY 2020 Board Approved Budget Amendment #7

Adopted this the 16th day of April, 2020

Robert K. Smith, Mayor

Attest:

Veronica Hardaway, Town Clerk

TOWN MANAGER'S REPORT & DEPARTMENT REPORTS

Memo

To: Gerry Vincent, Town Manager
From: Bill Dreitzler, P.E., Town Engineer
Date: April 1, 2020
Re: April 2020 BOC Meeting - Engineer's Staff Report

Please consider my staff report for the scheduled April 7, 2020 Board of Commissioners meeting:

Hwy 210 Sidewalk Extension Project

Final approvals have been received from NCDOT and the CAMPO Executive Committee has authorized the project to move to construction authorization. The project is currently in the hands of NCDOT Division 6 for authorization to advertise for bids. My last update was on Tuesday, March 24, 2020. Glenda Snively, NCDOT informed me that she is still waiting on Greg Burns to authorize us to proceed. NCDOT currently has our project listed for a May 29, 2020 LET date (bid opening).

Wastewater Inflow/Infiltration Evaluation

Hydrostructures has submitted draft bid documents for the proposed manhole rehab project. Staff is in the process of reviewing the documents with the intent to begin an informal bid process this month.

Wastewater Collection and Water System Master Plan

We are assembling copies of plans needed to update our Wastewater Collection and Water System Master Plans. The existing system maps were last updated in 2015 so plans for all new construction since that time are needed to accurately update our mapping. In addition, our "Future Water Distribution System" map has not been updated since 2007. Once we have assembled all of the post 2015 mapping, we will be requesting a proposal to update the Existing Wastewater Collection System Plan, Existing Water System Plan and Future Water Distribution System Master Plan. We will also evaluate the creation of a Future Wastewater Collection System Master Plan. We are targeting the end of the year for completion.

Future Potable Water Supply

Staff presented the potential future water supply from the City of Dunn at the March 6, 2020 Budget Retreat held at Campbell University. The project would consist of approximately 13.5 miles of 16-inch diameter water line, a duplex booster pump station and a master metering station. The project time frame is estimated at 3-years from the point of authorization of engineering design to completion of construction. The opinion of cost is \$7,650,000.

Utility Rate Study Update

Envirolink presented us with a Water/Sewer Review & Rate Evaluation back in January of 2017. In consideration of the large capital utility projects that we anticipate within the next 10 years, a recommendation was made at the March 6, 2020 Budget Retreat to update the Plan to include the potential future water supply from Dunn, purchase of additional wastewater treatment capacity from Harnett County, replacement of the old core water line system per the 2014 recommendation and installation of a 12-inch diameter water distribution line as a "betterment" within the Hwy 55 Bypass Project. We are in the process of obtaining a proposal from Envirolink to update the 2017 Report.

Construction Standards

The Construction Standards were adopted in March of 2000 and have not been updated since. Planning and Public Works are working together to amend the written technical specifications portion of the Construction Standards. In addition, we are in the process of evaluating the cost to revise and update all of the standard details. Given the scope of updating the standard details, the effort will require an outside drafting technician. This is an on-going effort.

Sanitary Sewer Flow Tracking

Through February 2020 our Average Daily Flow (ADF) to the North Harnett Regional Wastewater Treatment Plant is 0.580 MGD or roughly 57% of our 1.008 MGD treatment allocation. We are currently tracking 0.1463 MGD in obligated but not yet tributary flows (7 different active residential developments). Therefore, our ADF + NYT flow is 72% of our allocation in the North Harnett Regional Plant or 60.1% of our overall treatment capacity when accounting for permitted treatment capacity at the land application facility at the end of Campbell Street. A copy of our updated Flow Tracking will be included with this Staff Report as a separate document.

Pump Station #1 – Dupree Street

We are proceeding with the design of new sewer pump station at this location. Timmons Group nearing the final stages of completing construction drawings and specifications for our review. The new PS1 is being designed to have the capacity for future development within the pump station's drainage basin. In addition, the new force main that will deliver PS1 discharge to the Neill's Creek Sewer Interceptor is being sized for a future connection from PS4. PS4 is the Honeycutt pump station and is approximately 1,900 linear feet from Rawls Church Road. This future connection will further reduce the strain on our older wastewater collection system and help mitigate our capacity issues at PS6 (pump station at the lagoon).

Parks and Recreation Master Plan(s)

The Recreational Needs Survey has been completed and is currently being distributed both on-line and via hard copies. Through March 26, 2020 we had received 160 completed surveys. We continue to distribute the surveys in an effort to increase the number of completed forms.

Willow, Junny and West Lillington Sidewalk Extension – LAPP

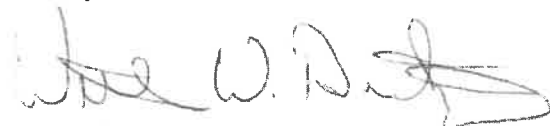
CAMPO approved our application for the "Junny Road Sidewalk Extension Project". Staff has completed the initial EBS system on-line application with NCDOT and NCDOT has provided the formal agreement for Town execution. The Agreement is dated February 20, 2020. The project represents an extension of approximately 3,950-linear feet with a total project budget of \$1,782,500. Under the 80-20 LAPP funding guidelines, the Town match will be \$356,500. Upon Board of Commissioner approval to execute the Agreement, staff will prepare a Request for Letters of Interest (RFLOI) for the PE Phase (engineering) of the project. The engineering budget for this project is \$175,000. The Town's match for this phase is \$35,000.

Miscellaneous

In addition to the above major projects, I continue to provide support to the Town staff including but not limited to the following:

- Service on the Pre-Development Committee.
- Service as a member of the TRC including the associated engineering reviews.
- Attendance as staff engineer at the Planning Board Meetings, Board of Commissioners Meetings, and Board of Adjustment Meetings.
- Meet with citizens on an on-call basis for issues predominately related to storm drainage.

Sincerely,



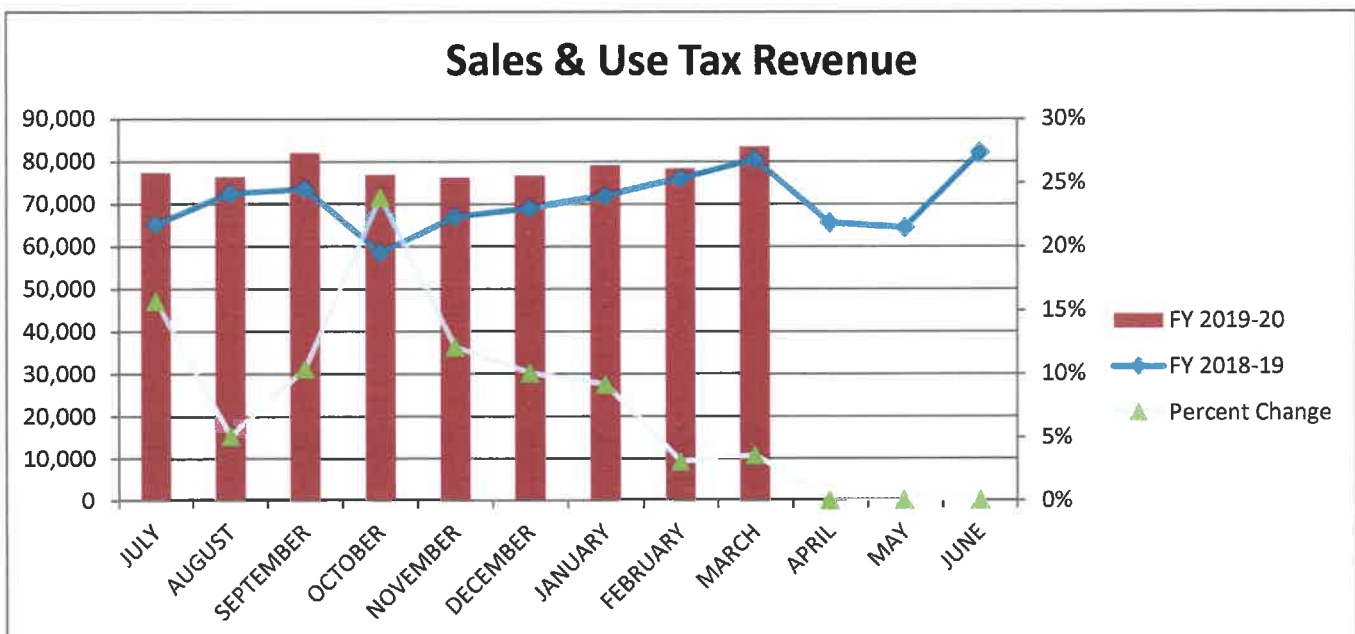
Bill Dreitzler, P.E.
Town Engineer

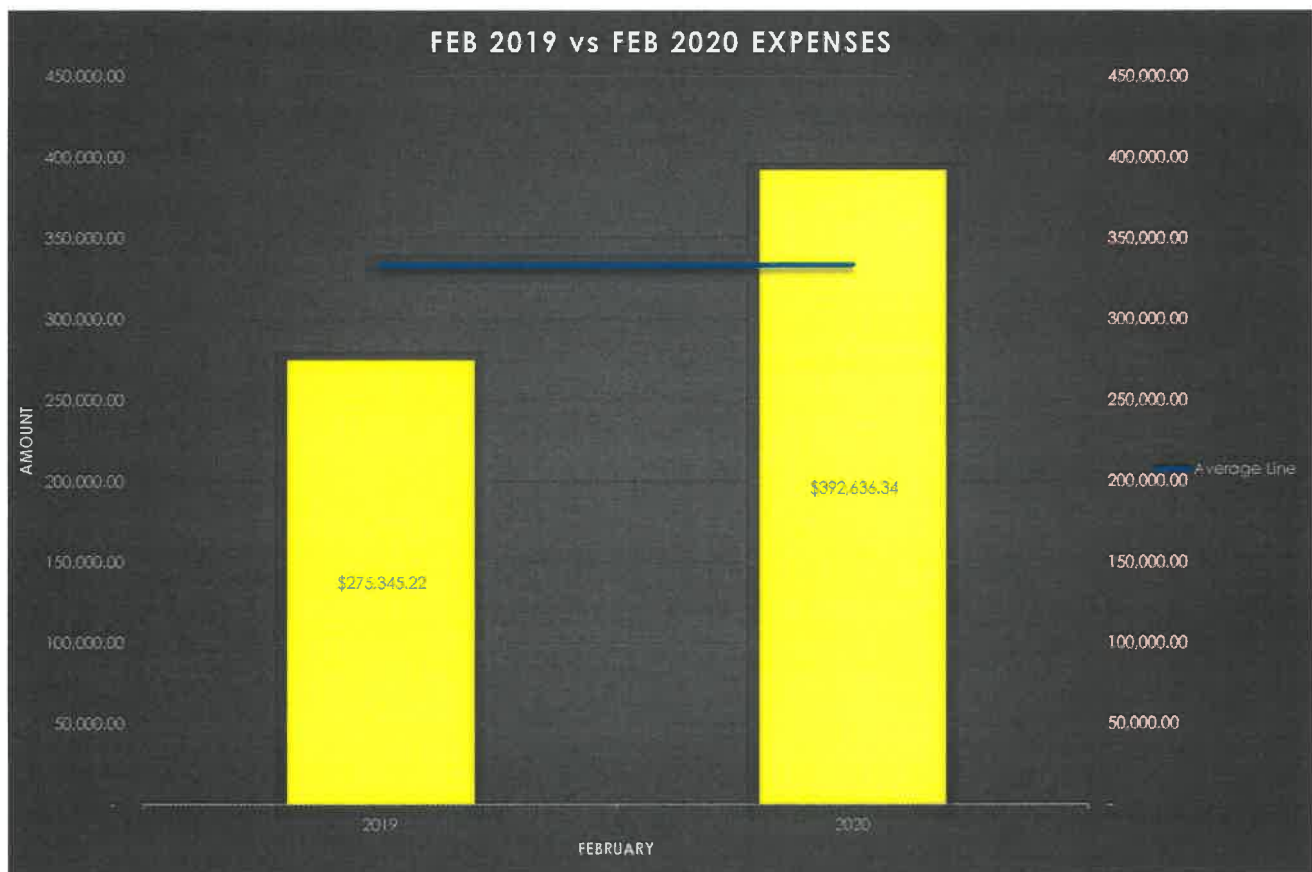
April 2020 Board of Commissioners Financial Report: Financial Information as of February 29, 2020



- Processed payroll on 2/14/20 \$51,787.82 and 2/28/20 \$52,928.77(these are the net figures)
- Compiled & Submitted Monthly Retirement Report on 2/28/20 \$22,467.41
- Remitted Federal & State payroll tax on 2/14/20 and 2/28/20
- Invoiced Harnett County SRO Contract for February 2020 \$5047.17
- Sent out reminders for annual evaluations
- Hired a new Full Time Police Officer
- Assisted with more audit task as needed

SALES AND USE TAX ANALYSIS 2012-2020								
	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	FY 2019-20
JULY	\$ 38,646.56	\$ 41,365.95	\$ 45,037.32	\$ 50,244.39	\$ 56,084.29	\$ 66,869.58	\$ 65,195.40	\$ 77,370.47
AUGUST	\$ 44,923.67	\$ 46,654.79	\$ 45,670.51	\$ 49,930.99	\$ 55,557.40	\$ 61,087.65	\$ 72,533.17	\$ 76,455.85
SEPT	\$ 46,421.19	\$ 49,086.63	\$ 52,446.12	\$ 55,797.12	\$ 67,886.26	\$ 66,601.23	\$ 73,538.08	\$ 82,101.99
OCT	\$ 42,959.03	\$ 45,287.95	\$ 43,269.18	\$ 53,165.24	\$ 52,701.25	\$ 61,370.24	\$ 58,542.31	\$ 76,940.98
NOV	\$ 40,374.78	\$ 41,332.42	\$ 50,359.42	\$ 43,719.03	\$ 60,488.28	\$ 65,335.23	\$ 66,991.57	\$ 76,243.84
DEC	\$ 41,142.80	\$ 36,683.68	\$ 39,041.39	\$ 51,358.88	\$ 62,670.74	\$ 67,374.14	\$ 69,018.88	\$ 76,768.83
JAN	\$ 39,495.63	\$ 40,005.53	\$ 49,563.38	\$ 48,985.49	\$ 60,488.28	\$ 59,520.04	\$ 71,875.13	\$ 79,174.71
FEB	\$ 44,277.57	\$ 46,362.69	\$ 46,618.33	\$ 50,354.19	\$ 64,688.65	\$ 68,248.48	\$ 75,991.44	\$ 78,426.77
MARCH	\$ 44,504.10	\$ 48,422.31	\$ 58,298.98	\$ 60,691.74	\$ 73,243.06	\$ 75,235.74	\$ 80,537.79	\$ 83,543.99
APRIL	\$ 38,978.84	\$ 38,785.44	\$ 44,937.03	\$ 44,835.77	\$ 53,970.97	\$ 57,544.30	\$ 65,539.52	
MAY	\$ 45,374.48	\$ 42,789.11	\$ 42,622.56	\$ 47,875.96	\$ 60,008.79	\$ 58,211.82	\$ 64,390.11	
JUNE	\$ 47,051.96	\$ 48,162.72	\$ 47,167.89	\$ 57,925.24	\$ 70,884.97	\$ 71,628.50	\$ 82,125.20	
TOTAL	\$ 514,150.61	\$ 524,939.22	\$ 565,032.11	\$ 614,884.04	\$ 738,672.94	\$ 779,026.95	\$ 846,278.60	\$ 707,027.43
Increase/(Decrease) Previous FY	\$ -	\$ 10,788.61	\$ 40,092.89	\$ 49,851.93	\$ 123,788.90	\$ 40,354.01	\$ 67,251.65	\$ 72,803.66
% Growth	0.00%	2.06%	7.10%	8.11%	16.76%	5.18%	7.95%	10.30%





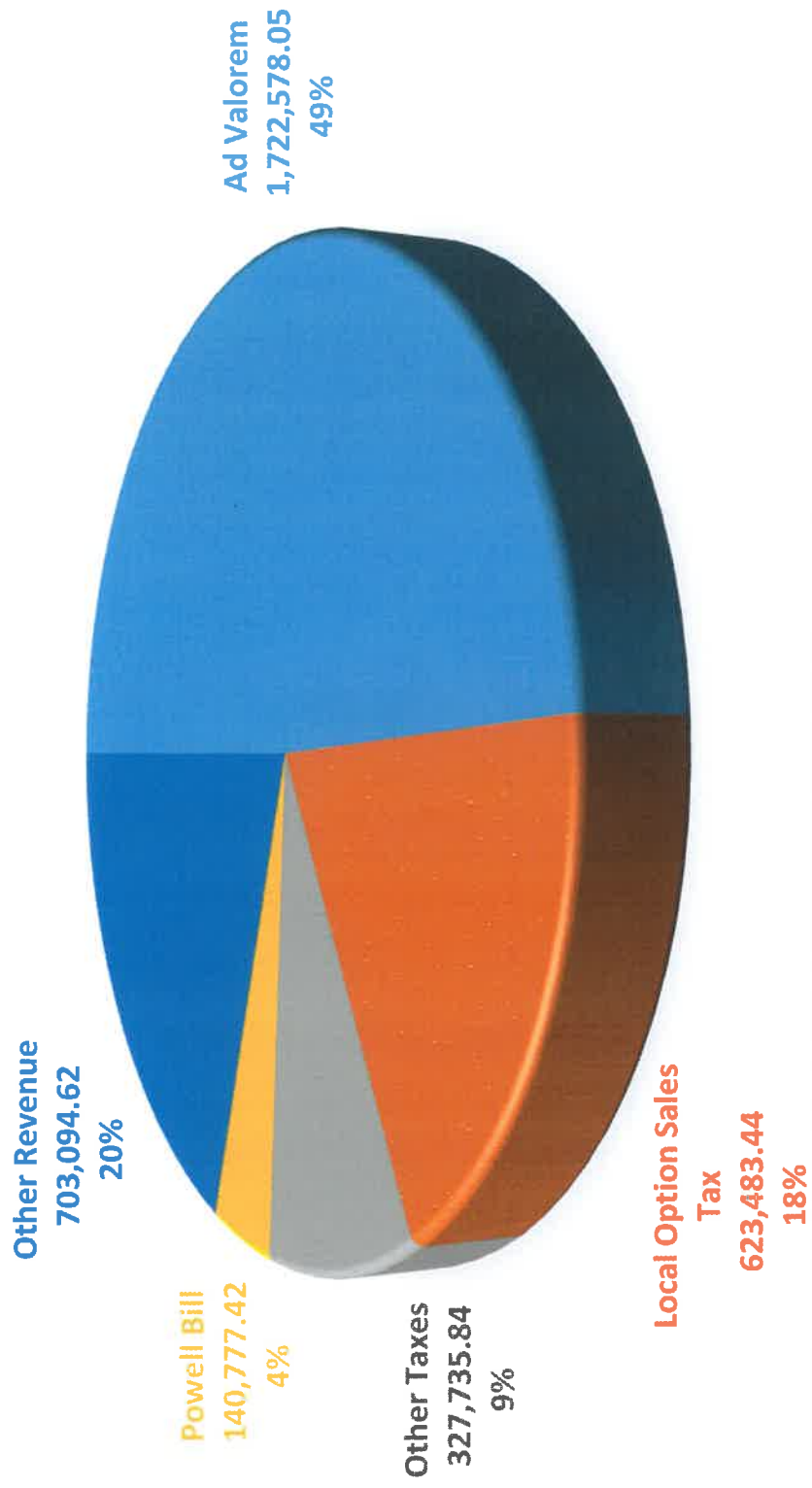


UTILITIES USAGE AND REVENUE SUMMARY

	FY 2018-2019		FY 2019-2020		% CHANGE USAGE	% CHANGE REVENUE
	USAGE	REVENUE	USAGE	REVENUE		
JULY	19,832,912	\$ 182,428.09	22,951,536	\$ 196,885.39	15.72%	7.92%
AUGUST	20,362,527	\$ 183,233.17	21,396,184	\$ 189,638.86	5.08%	3.50%
SEPTEMBER	19,601,581	\$ 179,031.60	21,821,213	\$ 193,342.47	11.32%	7.99%
OCTOBER	18,573,008	\$ 176,056.66	19,010,969	\$ 180,700.65	2.36%	2.64%
NOVEMBER	20,907,909	\$ 187,032.86	19,417,795	\$ 182,938.84	-7.13%	-2.19%
DECEMBER	17,611,075	\$ 171,827.72	21,789,979	\$ 190,420.08	23.73%	10.82%
JANUARY	20,133,905	\$ 183,074.26	17,929,158	\$ 176,249.42	-10.95%	-3.73%
FEBRUARY	18,889,823	\$ 177,559.51	19,582,947	\$ 182,507.22	3.67%	2.79%
MARCH	17,256,142	\$ 169,529.03			-100.00%	-100.00%
APRIL	20,615,627	\$ 185,837.86			-100.00%	-100.00%
MAY	19,410,596	\$ 180,307.84			-100.00%	-100.00%
JUNE	22,367,055	\$ 194,734.16			-100.00%	-100.00%
Y-T-D TOTAL	155,912,740	1,440,244	163,899,781	1,492,683	5.12%	3.64%
MONTHLY AVERAGE	19,630,180	180,888	20,487,473	186,585	4.37%	3.15%



GENERAL FUND REVENUE (INCLUDING POWELL BILL)

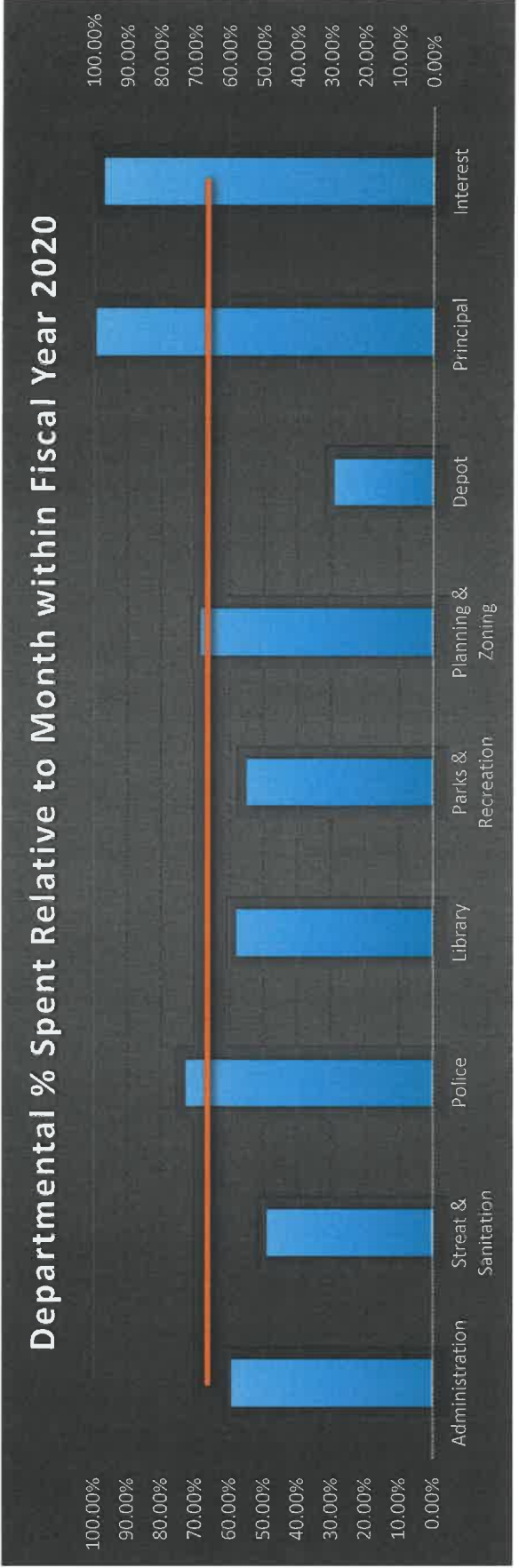




					Interest 0.033	
					Principal 0.005	
					Depot 0.002	
						Planning & Zoning 0.091
						Library 0.053
						Parks & Recreation 0.080
						Police 0.361
						Streat & Sanitation 0.136
						Administration 0.239

Your Tax Dollar at Work

Cents to the Dollar





Statement of Revenues & Expenditures (as of February 29, 2020)

General Fund				
	Budget	YTD	Variance	Percentage
Revenues:				
Ad Valorem Taxes	1,754,500	1,722,578.05	(31,921.95)	98.18%
Motor Vehicle Tax	206,100	162,510.87	(43,589.13)	78.85%
Local Option Sales Tax	875,000	623,483.44	(251,516.56)	71.26%
Other Taxes	349,800	165,224.97	(184,575.03)	47.23%
State Grant Revenue	61,900	39,756.39	(22,143.61)	64.23%
Permits and Fees	493,600	371,708.55	(121,891.45)	75.31%
Recreation Department Fees	62,000	51,224.00	(10,776.00)	82.62%
Investment Earnings	16,000	39,068.96	23,068.96	244.18%
Other General Revenues	94,319	201,336.72	107,017.72	213.46%
Fund Balance Appropriated	383,200	-	(383,200.00)	0.00%
Total Revenues	4,296,419	3,376,891.95	(919,527.05)	78.60%
Expenditures:				
	Budget	YTD	Variance	Percentage
Administration	1,088,997.00	645,783.42	443,213.58	59.30%
Street & Sanitation	745,568.00	368,045.21	377,522.79	49.36%
Police	1,340,188.00	974,392.34	365,795.66	72.71%
Library	245,783.00	142,618.48	103,164.52	58.03%
Parks & Recreation	391,700.00	215,548.15	176,151.85	55.03%
Planning & Zoning	358,683.00	246,182.33	112,500.67	68.64%
Depot	20,000.00	5,841.25	14,158.75	29.21%
Debt Service Obligations:				
Principal	13,100.00	13,047.44	52.56	99.60%
Interest	92,400.00	89,887.41	2,512.59	97.28%
Total Expenditures	4,296,419	2,701,346.03	1,595,072.97	62.87%
Revenues over Expenditures (Spread) ----->		675,545.92		

Statement of Revenues & Expenditures (as of February 29, 2020)

Powell Bill				
	Budget	YTD	Variance	Percentage
Revenues:				
State Aid-Street	141,000	140,777.42	(222.58)	99.84%
Investment Earnings	1,000	-	(1,000.00)	0.00%
Fund Balance Appropriated	165,000	-	(165,000.00)	0.00%
Total Revenues	307,000	140,777.42	(166,222.58)	45.86%
Expenditures:				
	Budget	YTD	Variance	Percentage
Equipment Maintenance	6,000.00	1,483.05	4,516.95	24.72%
Fuel	1,000.00	-	1,000.00	0.00%
Materials	10,000.00	7,915.86	2,084.14	79.16%
Contracted Service	290,000.00	7,840.00	282,160.00	2.70%
Total Expenditures	307,000	17,238.91	289,761.09	5.62%
Revenues over Expenditures (Spread) ----->		123,538.51		



Statement of Revenues & Expenditures (as of February 29, 2020)

Water & Sewer Fund				
	Budget	YTD	Variance	Percentage
Revenues:				
Water Sales	1,239,000	1,041,058.60	(197,941.40)	84.02%
Sewer Sales	1,138,300	1,298,648.36	160,348.36	114.09%
Investment Earnings	35,400	19,388.77	(16,011.23)	54.77%
Other Operating Revenues	443,881	345,591.19	(98,289.81)	77.86%
Transfer from W/S Capital Reserve	577,672	-	(577,672.00)	0.00%
Total Revenues	3,434,253	2,704,686.92	(729,566.08)	78.76%
Expenditures:	Budget	YTD	Variance	Percentage
Water Operations	1,427,881.00	1,039,239.82	388,641.18	72.78%
Sewer Operations	973,972.00	595,167.62	378,804.38	61.11%
Smith Drive Regional Pump Station	529,800.00	301,153.63	228,646.37	56.84%
Lagoon	79,800.00	36,497.02	43,302.98	45.74%
Debt Service				
Principal	231,100.00	45,835.43	185,264.57	19.83%
Interest	176,000.00	19,706.26	156,293.74	11.20%
Debt Service Reserve	15,700.00	-	15,700.00	0.00%
Total Expenditures	3,434,253	2,037,599.78	1,396,653.22	59.33%
Revenues over Expenditures (Spread) ----->		667,087.14		

Statement of Revenues & Expenditures (as of February 29, 2020)

HWY 210/Park Street Sidewalk Extension Project Fund				
	Budget	YTD	Variance	Percentage
Revenues:				
Interest on Investments	-	-	-	0.00%
NC Department of Transportation	418,280	56,093.68	(362,186.32)	13.41%
Payment in Lieu of Sidewalk	-	20,000.00	20,000.00	0.00%
Transfer from General Fund	104,570	-	(104,570.00)	0.00%
Total Revenues	522,850	76,093.68	(446,756.32)	14.55%
Expenditures:	Budget	YTD	Variance	Percentage
Engineering	77,723.00	70,617.34	7,105.66	90.86%
Construction	445,127.00	-	445,127.00	0.00%
Total Expenditures	522,850	70,617.34	452,232.66	13.51%
Revenues over Expenditures (Spread) ----->		5,476.34		



Statement of Revenues & Expenditures (as of February 29, 2020)

Angier Elementary Drainage Project Fund

	Budget	YTD	Variance	Percentage
Revenues:				
Transfer from General Fund	-	-	-	0.00%
Harnett County Board of Education	50,000	50,000.00	-	100.00%
Interest on Investments	-	283.54	283.54	0.00%
Total Revenues	50,000	50,283.54	283.54	100.57%
Expenditures:				
Construction	50,000.00	35,092.65	14,907.35	70.19%
Total Expenditures	50,000	35,092.65	14,907.35	70.19%
Revenues over Expenditures (Spread) ----->		15,190.89		

Door Count	1,426
Hours Open	110
Paperback Exchange Books Circulated	0
Number of Volunteers	0
Number of Volunteer Hours	0
*Reference Questions	140 (sampling)
Notaries	0
Book-A-Librarian Appointments	0
Tests Proctored	0

Library:	Angier
Month:	March
Year:	2020

	# of Programs	Program Attendance
Children's Programs	4	20
YA Programs	0	0
Children's Outreach	0	0
Adult Programs	0	0
Adult Outreach	0	0
Meeting Room	4	51

**If applicable, please categorize the programs from above into the following categories. See below for more details.										
	Early Literacy		STEAM/STEM		Technology		Job/Career		Adult Literacy	
	# programs	attendance	# programs	attendance	# programs	attendance	# programs	attendance	# programs	attendance
Children (Birth-Age 12)	4	20	3	15	0	0	0	0	0	0
YA (Ages 13-18)	0	0	0	0	0	0	0	0	0	0
Adults	0	0	0	0	0	0	0	0	0	0

***Reference Questions**-Reference questions are no longer categorized by general, technology, or job/career. Simply count all questions and record the total number above. You may choose to count every question during the month or provide a sampling count by counting 1 week and multiply by 4.

****Definitions:**

Early Literacy Program-any program for children birth to age 5 that involves activities that models and/or promotes pre-literacy skills such as vocabulary, print motivation, print awareness, narrative skills, letter knowledge and phonological awareness. Examples include but are not limited to activities such as reading aloud, storytelling, story related arts and crafts, music, nursery rhymes, readers' theatre, finger plays, flannel board stories and games, etc...

STEM/STEAM Program-any program or active play/discovery session in which the primary subject matter is related to science, technology, engineering, art and/or math. Examples include but are not limited to programs such as Lego club, arts/crafts, science experiments and demonstrations, computer coding, etc..

Adult Literacy Program-Library sponsored/supported programs or small group sessions in which the primary subject matter is related to adult literacy skills for ages 18 and up. Examples include but are not limited to programs or learning sessions for English as a second language learners, GED preparation, literacy coaching/tutoring, etc...



Town of Angier

www.angier.org

Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Veronica Hardaway
Town Clerk

Library Report – March 2020

We held 3 story times this month, and 1 junior book club. Unfortunately, our numbers were lower due to illness of kids with colds/flu at the beginning of the month, and then parents choosing to keep kids home prior to our shut down. We also did not have the yoga this month both due to scheduling conflicts, and low number of sign-ups this month.

We have continued to work on gathering supplies and finalize details for the summer programs this summer. Thank you to all staff members who have been donating items that we will be using for our crafts. It is very appreciated and we are very close to having the number needed to complete crafts with 20 kids per week. As of this time, all summer schedules are still in place, however, our first performance has given the option to do an online live version of the show should we still be on any group restrictions. This is something we will continue to monitor, and be in contact with him should our original plan need to be changed. The popcorn machine was cleaned and we have had a practice run and as long as movies are happening still, we are completely set up for those with all movies in the office already.

As the concerns with the COVID-19 became more aware and serious in our area, the library staff really stepped up with cleaning and disinfecting in order to stay open as long as we were possibly able to. Daily cleaning sheets were filled out and all surfaces, to include every book shelf, was wiped down with the hospital grade disinfectant we were able to purchase at least 2x per day. Other times we wiped high contact areas with the Clorox wipes, to include spine labels of books on shelves and all books returned. We removed all extra furniture, took children's books off the top shelves, and limited number of computers that could be used. Hours were limited to ensure we had less people in the building, as well as to give us time to clean in the middle of the day. Once we had to shut the doors to the public, cleaning has still happened daily, and all books are cleaned prior to be re-shelved.

Since the beginning of schools being closed, the library has offered free printing for all student related documents K-12. This was originally done in the library in person, and computer access had been restricted to student (and parent) use only. Since the total shut down, we have still offered printing, and have been doing this via email requests or USB drives left in the drop box, with 1,282 prints done to date. Upon shutting down, we have implemented a curbside pickup service, like many other libraries in the state and county, and have been seeing great success with this option. This has eliminated all face to face contact, but we have seen a lot of books going out (369 items), and have many options being utilized for how people are getting these books. Our



Town of Angier

www.angier.org

Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Veronica Hardaway
Town Clerk

library chose to offer “blind bags” to all age groups of patrons to help with those who have said they don’t know what to request. We also implemented a “story time to-go” to get the crafts and books into the hands of the preschool aged children that would attend those programs. During this time, we are also offering limited Saturday hours to get books out into the community. The county branch managers unanimously decided that during this time all overdue fines would be forgiven, and further decided to forgive any of these fines that would be blocking an account in an effort to allow more patrons access. We also opened up the option for online patron registration in county until the shut-down is over.

I do want to take a moment to thank my staff and give them all a shout out for the work and flexibility during this time. They have been wonderful about new procedures, going above and beyond with requests, and offering ideas to keep our services as normal as we possibly can right now.

Katy Warren
Library Director

[illegible]

MONTHLY REPORT
ANGIER PARKS & RECREATION
March 31, 2020

- JACK MARLEY PARK WAS CLOSED TO THE PUBLIC AT 5:00PM ON MONDAY MARCH 30 DUE TO COVID-19 VIRUS. PARK WILL BE CLOSED UNTIL FURTHER NOTICE.
- THE BEGINNING OF SPRING SPORTS SEASON HAS BEEN SUSPENDED INDEFINITELY. WE ARE HOPING TO START IN MID MAY IF SCHOOL WILL BE STARTING BACK AS WELL.
- TRIPLE SHREDDED HARDWOOD MULCH HAS BEEN INSTALLED ON ALL LANDSCAPE BEDS AT JACK MARLEY PARK.
- ANGIER PARKS AND REC BOOSTER CLUB HAS PURCHASED A NEW BATTING CAGE NET FOR LARGE BATTING CAGE AND IT WAS INSTALLED TWO WEEKS AGO. BOOSTER CLUB ALSO PURCHASED A NEW PORTABLE PITCHER'S MOUND FOR FIELD 2 AS WELL.
- DURING THE JACK MARLEY PARK CLOSURE WE WILL STILL BE MAINTAINING THE FACILITY ALONG WITH IMPROVING SOME OF OUR EXISTING PLAYING FIELDS.
- WE ARE STILL COMING UP SHORT ON THE SURVEYS FOR THE MASTER PLAN. PLEASE LET ALL OF YOUR FRIENDS AND NEIGHBORS KNOW TO FILL ONE OUT ASAP.



Town of Angier
Planning & Inspections Department
919-331-6702



Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Planning and Inspections Department
Monthly Report: March 2020

Permitting Totals – Month of March 2020:

Total Permits Issued: **25**

Building Inspections Performed: **102**

New Construction Permits Issued - Residential: **12**

New Construction Permits Issued - Commercial: **0**

Total Fees Collected: **\$15,572.25**

2019-2020 Fiscal Year Totals:

New Construction - Residential: **65**

New Construction - Commercial: **0**

Total Fees Collected: **\$111,588.25**



Town of Angier
Planning & Inspections Department
919-331-6702



Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Approved Subdivisions – Current Status:

Southern Acres: All Phases Recorded, Home Construction Underway

Whetstone Phase II: Construction Underway

Bellewood: All Residential Phases Recorded, Home Construction Underway

Kathryn's Retreat: Phases I & II recorded, Home Construction to Begin Soon

Coble Farms West: Preliminary Plat Conditionally Approved, Pending Off-Site Utilities

Honeycutt Oaks PUD: Annexed Jan. 2020, Construction Drawings Under Review

Glen Meadow Phase II: Construction Underway

Lynn Ridge: Preliminary Plat Approved, Construction Drawings Under Review

Everett/Barefoot Property (Chalybeate Springs Rd) - Preliminary Plat Under Review

Future Development – Current Status:

Paval Property (8365 S. NC 55 HWY) – Annexed and Rezoned Jan. 2020

Stephenson/Dorman Property (Kennebec Rd) – Annexation and Rezoning Pending, Public Hearings April 7, 2020

Multifamily & Nonresidential Projects – Current Status:

La Mission De L'esprit Church (7975 NC 210 N.): Construction Ongoing

Angier Plaza Phase II (W. Dupree St/Rawls Rd): Site Plan Approved for Restaurant, Retail, Office Uses; Pending Off-site Utilities

Andrews Landing Townhomes (8316 S. NC 55 HWY): Site Plan Approved – 9 Townhome Units Under Building Plan Review

Code Enforcement Spreadsheet Attached

March 2020 Code Enforcement Report						
<i>All Active and Recently Closed Violation Files</i>						
File Number	Site Address	Property Owner	Nature of Violation	Date Cited	Date Closed	Current Status
18-107	102 N Dunn St	Henry Williams	Minimum Housing Case	11/6/2018		Unfit for Habitation. Vacated and Closed March 15, 2019. Staff will present Ordinance to Repair or Demolish at April 7, 2020 Board Meeting
19-021	191 W Lillington St	Rhunell Chatmon	Minimum Housing Case	2/25/2019		Unfit for Habitation. Vacated and Closed June 10, 2019. Staff will initiate demolition procedures if no intent to repair by June 10, 2020.
19-158	91 S Johnson St	Patricia Olvera	Minimum Housing Case	10/14/2019		Unfit for Human Habitation. Ordinance to Vacate and Close Dwelling adopted by the Board on 3/3/2020. Staff is pursuing contractors to board the dwelling.
19-159	67 S Cross St	Terry McDougald	Minimum Housing Case	10/14/2019		Unfit for Human Habitation. Ordinance to Vacate and Close Dwelling adopted by the Board on 3/3/2020. Staff is pursuing contractors to board the dwelling.
19-168	1501 N Raleigh St	Linderman Properties, LLC	Unscreened Dumpster	12/6/2019		Variance Denied, Violation Letter Sent
19-170	921 N Raleigh St	William Hawley	Unscreened Dumpster	1/3/2020		Work in Progress - All but gates completed
19-171	836 N Broad St E	Paul Bailey	Unscreened Dumpster	12/6/2019		Violation Letter Issued
19-175	15 Rawls Rd	Store Master Funding, XIII, LLC	Unscreened Dumpster	1/3/2020		Violation Letter Issued
19-178	738 Chalybeate Springs Rd	Lillian Wells	Unscreened Dumpster	1/3/2020		Violation Letter Issued
19-182	45 Fish Dr	Passport Door Systems, Inc.	Unscreened Dumpster	1/3/2020		Work in Progress
19-183	121 S Broad St E	Carolina Telephone Telegraph	Unscreened Dumpster	1/3/2020		Violation Letter Issued
19-194	330 N Raleigh St	A Cleaner Tomorrow	Excess Trash Carts	12/17/2019		Civil Penalties Issued
2020						
20-001	441 N Raleigh St	Eastern Pride, Inc.	Unscreened Dumpster	1/2/2020		Civil Penalties Issued
20-003	123 E Depot St	Curtis Perry	Unscreened Dumpster	1/2/2020		Civil Penalties Issued
20-008	123 E Depot St	TKW Enterprises LLC	Damaged Signage	1/22/2020		Missing sign surface area, Owner to Replace
20-011	59 S Park St	Mechele Arnett	Prohibited Storage Container	2/10/2020		Work in Progress to comply
20-012	150 Coats Circle	Lane North Park Apts, LLC	Minimum Hsg Code Violations	2/12/2020		Work in Progress
20-013	167 Shelly Drive	Lane North Park Apts, LLC	Noncompliant Dumpster Enclosure	2/12/2020		Violation Letter Issued
20-015	355 E. Smithfield St	Rodney B. Smith	Debris in Yard	2/21/2020		Violation Letter Issued
20-016	201 W Lillington St	Jennie Scriven	Debris in Yard	2/24/2020	CLOSED	
20-017	87 S Park St	Crystal Ballentine	Junked Vehicles	3/5/2020	CLOSED	
20-018	87 S Park St	Crystal Ballentine	Min Housing Case	3/5/2020		Request for inspection Issued, Owner to Remove Home
20-019	201 W Lillington St	Jennie Scriven	Min Housing Case	3/5/2020		Request for inspection Issued. Staff pursuing Investor to Renovate, Restore to Livable Condition
20-020	222 W Mciver St	Sergio Hertado	Junked Vehicles/Debris in Yard	3/5/2020	CLOSED	
20-021	108 E Church St	Kathy Lavine, Janet Rommel	Junked Vehicles	3/11/2020	CLOSED	
20-022	155 W Smithfield St	Jamie Seawell	Junked Vehicles	3/20/2020		Warning Letter Issued
20-023	152 N Dunn St	Brandon King	Trash at Street	3/30/2020		Warning Letter Issued
20-024	333-C N Raleigh St	Pizza Hut	Unscreened Dumpster	3/31/2020		Warning Letter Issued
20-025	333-D N Raleigh St	Eddie's Pawn	Unscreened Dumpster	3/31/2020		Warning Letter Issued
20-026	333-E N Raleigh St	Daddy Bob's Barbeque	Unscreened Dumpster	3/31/2020		Warning Letter Issued
20-027	333-F N Raleigh St	L Nails	Unscreened Dumpster	3/31/2020		Warning Letter Issued
20-028	333-G N Raleigh St	La Taqueria	Unscreened Dumpster	3/31/2020		Warning Letter Issued
20-029	333-H N Raleigh St	Subway	Unscreened Dumpster	3/31/2020		Warning Letter Issued

20-030	333-I N Raleigh St	Napa/Walker Auto & Truck	Unscreened Dumpster	3/31/2020	Warning Letter Issued
20-031	836 N Broad St E	Paul Bailey	Unscreened Dumpster	3/31/2020	Warning Letter Issued
20-032	58 S Dunn ST	Harry Arnette	Debris at Street	3/31/2020	Violation Letter Issued



Angier Police Department

P.O. Box 278, 55 North Broad Street West

Angier, North Carolina 27501

Office (919) 639-2699

Chief of Police

Arthur R. Yarbrough, Jr.

ayarbrough@angier.org

Date March 30, 2020
To Town Manager Gerry Vincent
From Arthur R. Yarbrough, Jr.

Subject Matter: March 2020 Police Activities
Statistical Data

****Police activities for the month of February consisted of 3,088 calls for Service/Officer initiated activities (call logs). Officers investigated 32 (oca) incidents involving 32 offenses. Of the offenses committed 9 individuals were arrested on a total of 16 charges.**

****Traffic enforcement activities included 61 traffic stops, 33 citations issued totaling 43 charges. There were also 18 traffic accidents investigated during this period.**

****Other activities**

Officers completed 1,503 security checks, 129 business contacts and 1,167 subdivision checks.

**** During this epidemic the police department will be as visible as possible, especially in the subdivisions. Subdivision checks (1,167) up from 825 in February. This should help to continue the sense of security that our citizens expect in our town and communities.**

**** Citizens are to be commended for their cooperation with the various Federal, State and Local directives. The majority of citizen questions, complaints and reports of possible violations have been both legitimate and helpful.**

**** Obviously, the public's true test of patience lies ahead, as for now, thankfully so far so good!! "One Town One Team"**

Call Log Call Type Summary

Angier Police Department

02/25/2020 - 03/30/2020

<No Call Type Specified>	19	911 Hang Up - 911 Hang Up	15
Alarm Activation - Alarm Activation	24	Assault - Assault	1
Assist EMS - Assist EMS	10	Assist Fire - Assist Fire Department	1
Assist Motorist - Assist Motorist	10	Breaking and Entering - Breaking and Entering	2
Business Walk Thru - Business Walk Thru	129	Careless and Reckless Vehicle - Careless and Reckless Vehilce	3
Crash - Traffic Accident	18	Custody Dispute - Child Custody Dispute	1
Direct Traffic - Direct Traffic	12	Disturbance - Disturbance	16
DOA - Dead On Arrival	1	Domestic Dispute - Domestic Dispute	7
Drug Activity - Drug Activity	6	DWI - Driving While Impaired	1
Escort - Escort	11	Foot Patrol - Foot Patrol	1
Fraud - Fraud	2	Juvenile Complaint - Juvenile Complaint	1
Larceny - Larceny	6	Lost Property - Lost Property	1
Mental Subject - Mental Subject	2	Missing Juvenile - Missing Juvenile	1
Noise Complaint - Noise Complaint	1	OD - Drug/Alcohol Overdose	1
Other Call - Other Call Not Listed	10	Property Damage - Property Damage	3
Security Check - Security Check	1,503	Shots Fired - Shots Fired	1
Stand-By - Stand-By	6	Stolen Property - Possession of Stolen Property	1
Stolen Vehicle - Stolen Vehicle	1	Subdivision Check - Subdivision Check	1,167
Suspicious Activity - Suspicious Activity	8	Suspicious Person - Suspicious Person	2
Suspicious Vehicle - Suspicious Vehicle	6	Traffic Stop - Traffic Stop	61
Trespassing - Trespassing	2	TWO - Talk With Officer	11
Welfare Check - Welfare Check	3		

Total Number Of Calls: 3,088

Angier Police Dept.
PO Box 278
Angier, NC 27501

Citation Totals by Officer

Angier Police Department

(02/25/2020 - 03/30/2020)

Officer:	Number of Citations:	Number of Charges:
1501 - PATROLMAN J M WILSON	3	4
5000 - PO W F HUGHES	1	1
610 - PATROLMAN T L CREEK	7	11
6641 - PATROLMAN D L MILLER	4	4
6708 - OFFICER J W FAUCETT, III	3	4
7052 - PATROLMAN S J POLLARD	5	7
9161 - PATROLMAN A D MEDER	5	5
9758 - PATROLMAN C R CAPSHAW	5	7
Totals:	33	43

Angier Police Dept.
PO Box 278
Angier, NC 27501

Arrest Felony Totals by Officer

Angier Police Department

(02/25/2020 - 03/30/2020)

Arresting Officer:	Total Charges On All Felony Arrests:	Total Felony Charges:	Total Felony Arrests:
614 - Officer Conner R. Capshaw	9	5	1
618 - Officer Jerel M. Wilson	2	1	1
610 - Torry L. Creek	1	1	1
Total:	12	7	3

Angier Police Dept.
PO Box 278
Angier, NC 27501

Arrest Misdemeanor Totals by Officer

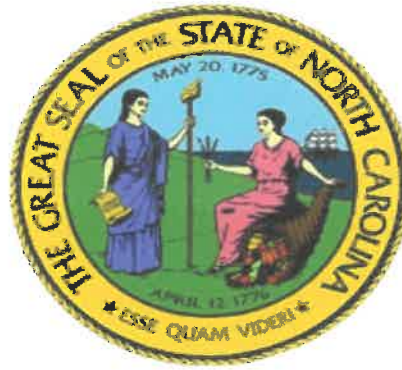
Angier Police Department

(02/25/2020 - 03/30/2020)

Arresting Officer:	Total Charges On All Misdemeanor Arrests:	Total Misdemeanor Arrests:
613 - Cpl. Adam D. Meder	4	2
619 - Officer Carmen N. Mitchell	2	1
614 - Officer Conner R. Capshaw	1	1
616 - Officer Dustin L. Miller	1	1
610 - Torry L. Creek	1	1
Total:	9	6

Angier Police Dept.
PO Box 278
Angier, NC 27501

State of North Carolina
Alcoholic Beverage Control Commission
ABC Law Enforcement Monthly Report
GS 18B-501(f1)



Board:

Angier Town

Reporting Month / Year:

Mar-20

Regulatory Activity and Training	
Violations Reports Submitted to ABC Commission	0
Total Number of Offenses Contained in Reports	0
Sell to Underage Campaign Checks	0
Permittee Inspections	0
Compliance Checks	0
Seller / Server Training	0
Alcohol Education	0

ABC Law Violations	At Permitted Establishment	Away From Permitted Establishment
Sell / Give to Underage		0
Attempt to Purchase / Purchase by Underage		0
Underage Possession		0
Unauthorized Possession		0
Sell / Give to Intoxicated		0
All Other Alcohol Related Charges		0
Total:		0

Controlled Substance Violations	At Permitted Establishment	Away From Permitted Establishment
Felony Drug Related Charges		4
Misdemeanor Drug Related Charges		12
Total:		16

Other Offenses	At Permitted Establishment	Away From Permitted Establishment
Driving While Impaired		0
All Other Criminal Charges		43
Total:		43

TOTAL CRIMINAL CHARGES:	59
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Angier Police Dept.
PO Box 278
Angier, NC 27501

Agencies Assisted

Assistance Provided to Other Agencies

1

Remarks

Check Point in Angier on March 12th

Reporting Officer / Title:

A.Yarbrough / Chief

Report Date:

3/30/2020

**Angler Police Dept.
PO Box 278
Angier, NC 27501**



Town of Angier

www.angier.org

Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Veronica Hardaway
Town Clerk

April 1, 2020

Public Works staff report for the Month of April.

- See attached sheet for Meter Replacements, New meters installed and cut offs.
- Staff read approximately 3000 water meters for billing the month of January, approximately 2700 of those were radio read meters, and we read those meters in 3 hours.
- Staff cut 60 holes in water meter lids for the new radio read meters.
- Staff took 17 loads of limbs to the landfill the month of February (15.40 tons)
- Staff took 6 loads of Household to the landfill the month of February (7.22 tons)
- Staff took 6 loads of leaves to local farmer.
- Staff repaired water leak at Benton Point Subdivision
- Johnson Brothers paved Benton Point Subdivision, repaired utility cuts along Hwy 55 and W. Williams street.
- Johnson Brothers paved N. Park Street between W. Williams and W. Smithfield
- Staff replaced the sewer lateral at 295 W. Williams street

METER REPLACEMENTS/ NEW METERS/ CUTOFFS

<u>DATE</u>	<u>METER REPLACEMENTS</u>	<u>NEW METERS INSTALLED</u>	<u>MONTH/YEAR</u>	<u>CUTOFFS</u>
Mid Dec 2019-Mid Jan 2020	104	19	<u>December 2019</u>	114
Mid Jan 2020- Mid Feb 2020	74	13	<u>January 2020</u>	74
Mid Feb 2020-Mid March 2020	226	4	<u>February 2020</u>	99
Mid March 2020- Mid Apr 2020	114	8	<u>March 2020</u>	249 on list - 0 turned off COVID19
Mid Apr 2020- Mid May 2020			<u>April 2020</u>	
Mid May 2020- Mid June 2020			<u>May 2020</u>	
Mid June 2020- Mid July 2020			<u>June 2020</u>	
Mid July 2020- Mid Aug 2020			<u>July 2020</u>	
Mid Aug 2020- Mid Sept 2020			<u>August 2020</u>	
Mid Sept 2020-Mid Oct 2020			<u>September 2020</u>	
Mid Oct 2020- Mid Nov 2020			<u>October 2020</u>	
Mid Nov 2020 - Mid Dec 2020			<u>November 2020</u>	
<u>TOTALS</u>	518	44		287