

MINUTES
LOUISBURG TOWN COUNCIL
SEPTEMBER 16, 2019

The Town Council met on Monday, September 16, 2019, at 7:30 p.m. at Town Hall. Mayor Karl Pernell and Council Members Bill Williamson, Tom Clancy, Betty Wright, Emma Stewart and Chris Neal were present. Council Member Boyd Sturges was absent.

Town Administrator Jonathan Franklin was absent due to vacation; therefore, Assistant Town Administrator Tony King was in charge of the meeting. Mr. King gave the invocation.

Council Member Clancy moved that the minutes be approved. Council Member Neal seconded the motion and it carried unanimously.

Assistant Administrator Tony King presented a request from Richard Williams of Activated Carbon Innovation, LLC for a Special Exception Permit to allow the operation of an activated carbon manufacturing industry at 424 T. Kemp Road in an existing industrial plant that is currently out of operation. Mr. King asked that the following be entered into the record: Staff Report SE 8/19-1, and the correspondence from Richard Williams of Activated Carbon Innovation. Mayor Pernell opened the public hearing. No one from the public spoke in favor of or in opposition to the request. Mayor Pernell closed the public hearing. Council Member Clancy moved that a Special Exception Permit be granted to Activated Carbon Innovation, LLC to allow the operation of an activated carbon manufacturing industry in an existing industrial plant that is currently out of operation, 424 T. Kemp Road, Tax Record #039053, and that pre-treatment of wastewater be provided if necessary. Council Member Williamson seconded the motion and it carried unanimously.

Assistant Administrator Tony King presented a request from Franklin County Schools to annex the new Louisburg High School Athletic Facility. Mayor Pernell opened the public hearing. Elizabeth Keith, 612 Massenburg Baker Road, Louisburg, N. C. said she would like to see the facility annexed so all of the school property will be together. Mayor Pernell closed the public hearing. Council Member Williamson moved to approve Ordinance 2019-4 to extend the corporate limits of the Town of Louisburg, North Carolina. Council Member Stewart seconded the motion and it carried unanimously.

The Town Council for the Town of Louisburg held a public hearing on September 16, 2019, for providing explanation and description of the 2019 – 2020 North Carolina Department of Environmental Quality (DEQ) Community Development Block – Infrastructure Grant (CDBG-1). Members present were Mayor Karl Pernell and Council Members Chris Neal, Emma Stewart, Betty Wright, Tom Clancy and Bill Williamson. Council Member Boyd Sturges was absent. Council Member Stewart moved that the public hearing be opened. Council Member Clancy seconded the motion and it carried unanimously.

Gary Flowers of Municipal Engineering Services Co., PA was present to discuss the purpose of the public hearing for the Town of Louisburg's CDBG-1 funding application. Mr. Flowers stated that the purpose of the public hearing was to obtain citizen's views and to respond to funding proposals and answer any questions posed by citizens. Mr. Flowers also stated that the public hearing must cover Louisburg's community development needs, development of the proposed activities, and a review of

program compliance before the submission of Louisburg's CDBG-1 funding application to the State of North Carolina.

The Town of Louisburg proposes requesting funding from NCDEQ'S CDBG-1 program for improvements to the water lines on Bullock Drive, Wright Street and Westover Road in Louisburg. The purpose of the CDBG-1 grant program is:

To improve the quality of life for low to moderate income people by providing a safe, clean environment and clean drinking water through water and sewer infrastructure improvements and extensions of service.

- *To benefit a residential area where at least 51% of the beneficiaries are low to moderate income as defined by the United States Department of Housing and Urban Development.

- *To perform eligible activities.

- *To minimize displacement, and

- *Provide displacement assistance as necessary.

For the fiscal year of 2019 – 2020 the CDBG-1 funding available is expected to be \$25 million, and each the maximum available grant \$2.0 million over a 3-year period. Applications for funding are received on September 30, 2019.

The CDBG program is able to fund a wide variety of community development activities. The State of North Carolina has chosen to fund two activities: water and sewer infrastructure, and economic development projects that lead to job creation or retention. The infrastructure program, or CDBG-1 program can fund a range of water and sewer infrastructure and economic development activities, including, but not limited to the following:

Water:

- *Projects that resolve water loss in distribution systems.

- *Projects that extend public water to areas with contaminated wells.

- *Projects that extend water lines to areas with dry wells.

- *Projects that assist with low water pressure in public water systems.

- *Projects that regionalize two or more water systems.

- *Projects that rehabilitate or replace a water treatment plant.

Wastewater:

- *Projects that resolve inflow and infiltration to collection systems and surcharges from pump stations and manholes.

- *Projects that extend public sewer to areas with failed septic tanks.

- *Projects that rehabilitate a wastewater treatment plant to allow for greater efficiency/compliance with regulations.

The Town is seeking an amount in CDBG-1 funds not to exceed \$532,100 for the Bullock Drive, Wright Street and Westover Road Water Line Improvements. The purpose of the Town's request is to replace approximately 2,000 linear feet of 2-inch galvanized water line on Bullock Drive, Wright Street and Westover Road with 6" PVC water line to improve water pressure and water quality.

The project proposed by the Town of Louisburg was identified in the 2018 – 2019 through 2027 – 2028 Asset Management Plan and 10-Year Capital Improvement Plan. Informal community meetings were held in the project area to inform citizens of the potential project, and get feedback from the residents.

A total of 100% of the CDBG-1 funding will be used to benefit Low to Moderate (LMI) people. The project area in the Town of Louisburg has been determined to have an Income Survey Area of 95%. The project area includes all residences along Bullock Drive, Wright Street and Westover Road and the residents of the Louisburg Elderly Apartments.

The range of activities covered by the CDBG-1 funds for the Bullock Drive, Wright Street and Westover Water Line Improvements includes:

- *Construction.
- *Environmental Review.
- *Engineering Design.
- *Construction Administration and Observation.
- *Legal Activities.
- *Surveying.
- *Grant Administration.

If the Town of Louisburg is awarded a CDBG-1 grant, the Town is required to adhere to federal procurement requirements and other federal regulations which include:

- *American with Disabilities Act/Section 504 Survey.
- *Davis-Bacon & Related Labor Acts.
- *Adoption/Submittal of a Citizen's Participation Plan.
- *Adoption/Submittal of an Equal Opportunity Plan.
- *Adoption/Submittal of a Fair Housing Plan
- *Adoption/Submittal of a Language Access Plan
- *Adoption/Submittal of a Relocation Assistance Plan
- *Adoption/Submittal of a Section 3 Plan
- *Excess Force Provision

The State of North Carolina requires that if the Town of Louisburg receives CDBG grant funding the Town will certify that they will comply with the requirements of the general displacement and relocation policy for CDBG grant funding. This policy assists low to moderate income people with costs associated with relocation or displacement, should such relocation become necessary due to the project activities. CDBG funds can be used for those costs if necessary. If no displacement and relocation will occur as a result of the proposed CDBG grant activity, the Town of Louisburg confirms that during this public hearing.

In the past, the Town has applied for and received for the following completed CDBG projects:

- *1990's Kenmore Avenue Water, Sewer & Housing Improvements
- *2009 Halifax Road Housing Project - \$469,000
- *2007 Fox Park Revitalization Housing Rehab/Water - \$700,000
- *2014 Talent Enhancement & Capacity Building Grant - \$50,000
- *1980's Mineral Springs Road Water & Sewer/Housing
- *1990's North Bickett Boulevard Water/Housing Improvements

The Town will submit its CDBG-1 application for the Bullock Drive, Wright Street and Westover Road Water Line Improvements on September 30, 2019. The CDBG-1 application will be available for review during normal business hours at the Louisburg Town Hall, 110 West Nash Street, Louisburg, N. C. 27549. Additional information is available from the Town Administrator and/or the Mayor at the above address.

Should you have any complaints or grievances regarding the subject public hearing, they should be addressed to the addressee mentioned above within 10 business days or by September 26, 2019, and a written response to the written complaints and/or grievances will be sent by the Town within 10 business days, where practicable.

The floor was opened for comments and questions about the CDBG-1 program and the proposed project but no one was present to speak in favor of or in opposition to the project.

The motion was made by Council Member Stewart to close the public hearing. Council Member Clancy seconded the motion and it carried unanimously.

Council Member Clancy moved to approve the minutes from the Bullock Drive, Wright Street and Westover Road Water Line Improvements public hearing. Council Member Neal seconded the motion and it carried unanimously.

Council Member Williamson moved to approve Resolution 2019-4 for the CDBG Water Line Improvements. Council Member Wright seconded the motion and it carried unanimously.

Council Member Clancy moved to approve Resolution 2019-5 approving an Asset Inventory Assessment of the Town's Sewer System. Council Member Wright seconded the motion and it carried unanimously.

Council Member Clancy moved to approve Resolution 2019-6 approving an Asset Inventory Assessment of the Town's Water System. Council Member Neal seconded the motion and it carried unanimously.

Council Member Clancy moved to approve Resolution 2019-7 approving the Franklin County Involuntary Commitment Transportation Agreement. Council Member Wright seconded the motion and it carried unanimously.

Council Member Wright moved to approve the Capital Project Ordinance for the Church Street Redevelopment Project. Council Member Neal seconded the motion and it carried unanimously.

Council Member Clancy moved to approve the following as surplus property: 2007 Ford Crown Victoria, 2004 Pontiac, 2010 Ford Crown Victoria, 2006 Ford Explorer, 2003 GMC Envoy XL, 2005 ¾ Ton 4 x 4 Pickup Truck, 2007 Ford F-250, and 2010 Ford F-150. Council Member Neal seconded the motion and it carried unanimously.

During public comment, Shaun Best, 938 South Main Street, Louisburg, N. C. was concerned with having to tow vehicles that were non compliant from his Strickland Muffler Shop business. He said it would ruin his business if he has to comply and asked the Town to reconsider enforcement. Mr. King explained that the process was started several weeks ago as there have been many complaints from people living in the neighborhoods. He stated that all auto sales and repair lots were notified and enforcement procedures have started.

Council Member Clancy moved that the meeting be adjourned. Council Member Wright seconded the motion and it carried unanimously.

Carolyn D. Patterson

Administrative Assistant/Town Clerk CMC