

**TOWN OF WALLACE
MONTHLY TOWN COUNCIL MEETING
November 9, 2021
6:00 pm**

The Wallace Town Council held its regularly scheduled monthly meeting in the Council Chambers at the Town Hall.

The following Governing Body members were present:

Charles C. Farris, Jr., Mayor
Council Member/Mayor Pro-Tem Wannetta Carlton
Council Member Jeff Carter
Council Member Francisco Rivas-Diaz
Council Member Jason Wells

The following member of the Governing Body was absent:

Council Member Frank Brinkley

Also Present were:

Larry Bergman, Town Manager	Anna H. Herring, Town Attorney
Jimmy Crayton, Police Chief	Steve Bright, Talbert & Bright
Brent Dean, Public Services Director (via Zoom)	Jason Davis
Rod Fritz, Planning Director	Chuck Farris
Gage King, Airport Manager	Harriet Farris
Sharon Robison, Library Director	Steve Massey, Talbert & Bright
Rob Taylor, Finance Director	James Parker
	Curt Simpson, <i>Duplin Times</i>

Mayor Charley Farris called the regular meeting to order with a quorum of the governing body members present and offered the invocation.

The Pledge of Allegiance was recited.

Presentations/Comments by Mayor Farris

Mayor Farris looked back on his time on the Town Council and as Mayor. He highlighted the development of the Town's infrastructure leading to regionalization, damage and impacts from hurricanes, the closing of Stevcoknit, successes of the Wallace Revitalization Association, acquiring and renovating the Depot, restarting the Carolina Strawberry Festival and acquiring the Boney Mill Pond property. Mayor Farris emphasized that it took elected officials and staff together to accomplish these things and he sees good things in the future. He thanked the Town and community for their support. He also thanked his family, especially his wife Harriet. Mayor Farris

said it has been the greatest honor of his life to serve as a Council Member and Mayor of the Town of Wallace.

Council Member and Mayor-elect Jason Wells said that Wallace has been blessed to have Mayor Farris and that his leadership brought many of those successes.

Adoption of the Agenda

Mayor Farris called for discussion of the agenda. Council Member Wells made a motion to adopt the agenda as submitted. The motion was seconded by Council Member Francisco Rivas-Diaz and approved unanimously.

Public Comment Period

None

Consent agenda

Mayor Farris called for discussion of the minutes. There being no corrections or additions Council Member Wells made a motion to approve the minutes as submitted. The motion was seconded by Council Member Wannetta Carlton and approved by unanimous vote.

Finance Director Rob Taylor provided an overview of tax collections to date with comparison to previous years. Mr. Taylor was asked to get an update on the status of the properties submitted for foreclosure.

Mr. Taylor presented three (3) Budget Amendments for approval. The first was for a Capital Project Budget Amendment for Boney Mill Pond Park to update the current project budget to include grant proceeds, the Town's contribution and expenditures approved in the grant application. Council Member Carlton made a motion to approve this Budget Amendment which was seconded by Council Member Rivas-Diaz and approved unanimously.

Budget Amendment 22-2 for American Rescue Plan funds and their expenditure for Premium Pay was presented. Council Member Jeff Carter made a motion to approve. The motion was seconded by Council Member Rivas-Diaz and approved by unanimous vote.

Budget Amendment 22-3 was presented for funds that have been saved from previous unused Façade Grants. The Budget Amendment adds those to the current budget for extra grant requests this year. Council Member Carlton made a motion to approve Budget Amendment 22-3 that was seconded by Council Member Rivas-Diaz and unanimously approved.

Old Business

Additions to the Town Sewer Ordinance Chapter 50

Town Manager Larry Bergman said this is to adopt the changes discussed previously for residential grinder pumps in certain circumstances. Council Member Wells indicated that these

situations should be tracked. Manager Bergman stated that the ordinance includes acquiring an easement which provides a tracking element.

Council Member Wells made a motion to approve An Ordinance Amendment To The Town Of Wallace Code Of Ordinances Chapter 50: Sewers. The motion was seconded by Council Member Carlton and approved by unanimous vote.

Consideration of Contract for Renovation of the Armory

Manager Bergman presented a summary of the bids submitted to renovate the office spaces at the Armory so Public Servies can operate there. DPH Contractors, LLC was the low bidder in the amount of \$448,800. Council Member Wells made a motion to accept that bid which was seconded by Council Member Carlton and unanimously approved.

The Town Attorney recommended removing #4 Indemnity Clause from Exhibit A in the Armory Rehabilitation and Construction Contract Council Member Wells made a motion to approve the construction contract document with that change as well as a correction to the stated start date to reflect November 15, 2021 instead of 2022. The motion was seconded by Council Member Rivas-Diaz and approved by unanimous vote.

New Business

Updated Policies-Purchasing, Travel, Cash Management

Finance Director Taylor introduced three (3) updated policies for Purchasing, Travel and Cash Management. The Purchasing Policy includes elements that comply with ARP (American Rescue Plan) funding, the Travel Policy based on the State Policy, and a Cash Management Policy in response to ARP funding.

Council Member Wells made a motion to adopt Resolution 21-22-01 Purchasing Policy of the Town of Wallace that was seconded by Council Member Rivas-Diaz and approved unanimously.

Council Member Carlton made a motin to adopt Resolution 21-22-02 Travel Policy of the Town of Wallace. The motion was seconded by Council Member Wells and approved by a unanimous vote.

Council Member Wells made a motion to adopt Resolution 21-22-03 Cash Management Policy of the Town of Wallace which was seconded by Council Member Rivas-Diaz and approved unanimously.

Grant Project Ordinance for ARPA (American Rescue Plan) Funds

Finance Director Taylor presented a grant project ordinance for accepting and managing ARP funds as recommended by the LCG (Local Government Commission). The project ordinance will account for revenues and expenditures in an expected total of \$1,231,128.24.

Council Member Wells made a motion to adopt Grant Project Ordinance 22-05 Coronavirus State and Local Fiscal Recovery Funds. The motion was seconded by Council Member Carlton and unanimously approved.

Discussion of Speed Limit and Safety on West Southerland Street

Manager Bergman stated that there have been some requests for reducing the speed limit on W. Southerland St. It is a State Road so the Council cannot change it without DOT (Department of Transportation) approval. The Council agreed to request DOT approve changing the speed limit from Raleigh St. to Main St./Hwy. 41 to 25 MPH.

Council Member Wells made a motion to make that request which was seconded by Council Member Carlton and approved unanimously.

Council Reports

Council Member Carlton thanked the community for support in her reelection.

Council Member Wells thanked everyone for their support in the election and thanked Town staff for what they do. He requested a pavement cut near the Piggly-Wiggly be made a priority for paving and patching and asked about some Code Enforcement cases. Manager Bergman provided an update and indicated the next steps are civil penalties and seek a court order to repair.

Council Member Rivas-Diaz offered his congratulations to the newly elected and reelected governing body members.

Mayor's Report

Mayor Farior said there is no need for a second meeting this month.

Department Head Reports

Department Heads provided some highlights of their monthly reports and answered questions.

Town Manager's Report

Manager Bergman commented on his written report and suggested the Council hold the December meeting at the Women's Club. The Council concurred.

Council Member Wells made a motion to go into a closed session (G.S. 143-318.11(a)(3)(5)) for the purpose of hearing attorney privileged information and to discuss the acquisition of real property. The motion was seconded by Council Member Rivas-Diaz and approved by unanimous vote.

A property owner who received an offer of just compensation from the Town summarized the values and said the actual cost to relocate and build a suitable home with amenities is higher than the offer. The property owner asked the Town to pay the difference. Other family members expressed their personal attachment to the property. The estimates provided by the property owner were not formal quotes and not necessarily based on a reasonably similar house in terms of size. Council asked Airport Manager Gage King to request three (3) bids from the property owner representing contractor quotes for an equivalent house in terms of dimensions and amenities.

On another matter, the Town Attorney requested permission to move forward with a legal action. The Council gave her permission.

Council Member Wells made a motion to end the closed session that was seconded by Council Member Carlton and approved unanimously.

With there being no other business to discuss at this time, Council Member Carlton made a motion to adjourn. The motion was seconded by Council Member Rivas-Diaz and approved by unanimous vote.

Respectfully submitted,

Charles C. Farrior, Jr., Mayor

Jacqueline Nicholson, MMC, NCCMC
Town Clerk

**TOWN OF WALLACE
BUDGET ORDINANCE AMENDMENT
Capital Project – Boney Mill Park**

BE IT ORDAINED by the Town Council of the Town of Wallace, North Carolina the following amendments be made to the budget for the fiscal year ending June 30, 2022:			
Section I:	GENERAL FUND		
Account Number	Account Description	Increase	Decrease
13-3000-000	GRANT – PARTF		\$412,535.00
13-3025-000	LOCAL MATCH		\$491,094.00
13-6200-206	ENGINEERING	\$78,559.00	
13-6200-205	SITE PREPARATION AND UTILITIES	\$200,000.00	
13-6200-752	PARKING LOT	\$115,000.00	
13-6200-753	WALKING TRAIL	\$150,560.00	
10-6200-755	PLAYGROUND	\$75,000.00	
10-6200-754	CANOE LAUNCH	\$10,000.00	
10-6200-751	DOG PARK	\$10,000.00	
10-6200-758	COMMUNITY GARDEN, HORSESHOES, FENCING	\$11,800.00	
10-6200-756	18 HOLE DISC GOLF	\$20,000.00	
10-6200-757	BUILDINGS AND SHELTERS	\$200,000.00	
13-6200-800	CONTINGENCY	\$32,710.00	
	Fund Totals		

To record PARTF grant, Town required Match and budgeted expenditures

Section II: Copy to Finance Director

Copies of this budget amendment shall be delivered to the Finance Director for their direction in the disbursement of funds:

Adopted this November 9, 2021

Attest: _____

Jacqueline Nicholson, Town Clerk

Charles C. Farrior, Jr., Mayor

**TOWN OF WALLACE
BUDGET ORDINANCE AMENDMENT
BUDGET AMENDMENT FY22-2**

BE IT ORDAINED by the Town Council of the Town of Wallace, North Carolina the following amendments be made to the budget for the fiscal year ending June 30, 2022:			
Section I:	GENERAL FUND		
Account Number	Account Description	Increase	Decrease
10-4100-020	Salaries, FICA, Retirement & 401k Match	\$4,844.25	
10-4200-020	Salaries, FICA, Retirement & 401k Match	\$3,645.00	
10-4600-020	Salaries, FICA, Retirement & 401k Match	\$2,631.71	
10-5000-020	Salaries, FICA, Retirement & 401k Match	\$3,615.00	
10-5100-020	Salaries, FICA, Retirement & 401k Match	\$44,818.47	
10-5300-020	Salaries, FICA, Retirement & 401k Match	\$10,226.75	
10-5400-020	Salaries, FICA, Retirement & 401k Match	\$2,994.55	
10-5600-020	Salaries, FICA, Retirement & 401k Match	\$10,810.00	
10-6200-020	Salaries, FICA, Retirement & 401k Match	\$6,451.59	
10-6300-020	Salaries, FICA, Retirement & 401k Match	\$5,430.00	
	Transfers in- ARPA Funds		\$95,467.32
30-8100-020	Salaries, FICA, Retirement & 401k Match	\$7,663.36	
30-8200-020	Salaries, FICA, Retirement & 401k Match	\$1,795.00	
30-8300-020	Salaries, FICA, Retirement & 401k Match	\$9,625.95	
30-6600-020	Salaries, FICA, Retirement & 401k Match	\$5,410.00	
	Transfers in- ARPA Funds		\$24,494.31
59-5900-020	Salaries, FICA, Retirement & 401k Match	\$807.38	
59-	Transfers in- ARPA Funds		\$807.38
65-7500-020	Salaries, FICA, Retirement & 401k Match	\$2,368.26	
65-	Transfers in- ARPA Funds		\$2,2368.26
	Fund Totals	\$123,137.27	\$123,137.27

To record transfer from ARPA grant fund and additional costs for premium pay approved by Council and authorized by the grant

Section II: Copy to Finance Director

Copies of this budget amendment shall be delivered to the Finance Director for their direction in the disbursement of funds:

Adopted this November 9, 2021

Attest: _____
Jacqueline Nicholson, Town Clerk

Charles C. Farrior, Jr., Mayor

**TOWN OF WALLACE
BUDGET ORDINANCE AMENDMENT
BUDGET AMENDMENT FY22-3**

BE IT ORDAINED by the Town Council of the Town of Wallace, North Carolina the following amendments be made to the budget for the fiscal year ending June 30, 2022:			
Section I:	GENERAL FUND		
Account Number	Account Description	Increase	Decrease
10-5400-575	FAÇADE GRANT	\$3,000.00	
10-3990-000	FUND BALANCE APPROPRIATED - COMMITTED FACADE		\$3,000.00
	Fund Totals	\$3,000.00	\$3,000.00

To record transfer of \$3,000 of committed fund balance for Façade Grants to current year budget to cover approved grant

Section II: Copy to Finance Director

Copies of this budget amendment shall be delivered to the Finance Director for their direction in the disbursement of funds:

Adopted this November 9, 2021

Attest: _____
Jacqueline Nicholson, Town Clerk

Charles C. Farrior, Jr., Mayor

AN ORDINANCE APPROVING AN AMENDMENT TO THE TOWN OF WALLACE
CODE OF ORDINANCES CHAPTER 50: SEWERS

THAT WHEREAS, the Town of Wallace has enacted a set of ordinances in order to promote the health, safety and welfare of the citizens within the Town's incorporated and extraterritorial jurisdiction; and

WHEREAS, pursuant to N.C.G.S. §160A-311, the Town of Wallace is authorized to operate, and maintain public wastewater utility systems; and

WHEREAS, in order to further promote the public's best interest and promote the public health, safety, and/or welfare of the citizens of the Town of Wallace, the Town Council wishes to amend the Town of Wallace *Code of Ordinances, Chapter 50: Sewers*

NOW, THEREFORE BE IT ORDAINED by the Town Council of the Town of Wallace that:

1. The attached text amendments to the *Town of Wallace Code of Ordinances, Chapter 50: Sewers* is hereby adopted and amended to make the following additions set forth in the attached document labeled "Exhibit A" and identified in **Bold Underlined** font.

2. Repeal of Conflict Ordinances-All parts of the Town of Wallace Code of Ordinances conflicting or inconsistent with the provisions of this ordinance Amendment are hereby repealed.

3. Severability- If any section, part of a section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holdings shall not affect the remaining portion of the Ordinance and it shall be construed to have been the legislative intent to pass the Ordinance without such unconstitutional, invalid or inoperative part therein, and the remainder of the Ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this Ordinance or any of the provisions thereof shall be held inapplicable to any person, group, group of persons, property, kind of property, circumstances, or set of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

4. Inclusion in code- It is the intention of the Town Council entered as hereby ordained, that the provisions of this Ordinance shall become and be made part of the Town of Wallace Code of Ordinances, that the Section(s) of this Ordinance may be renumbered or relettered to accomplish such intention, and that the word "Ordinance" may be changed to "Section" or "Article" or other word.

5. Effective Date- This ordinance shall be effective upon adoption this 9th day of November, 2021.

Adopted this the 9th day of November, 2021.

Adopted by motion of Council Member Wells, seconded by Council Member Carlton, and approved by vote of 4 in favor and 0 against.

Charles C. Farrior, Jr., Mayor

Attested to:

Jacqueline Nicholson, Town Clerk

RESOLUTION 21-22-01
ADOPTING THE PURCHASING POLICY OF THE
TOWN OF WALLACE, NORTH CAROLINA

WHEREAS, The Town of Wallace, in order to practice responsible fiscal management, has a purchasing policy governing the purchasing practices for the Town; and

WHEREAS, the Town's purchasing policy has been revised to include changes recommended by its finance department;

NOW, THEREFORE, BE IT RESOLVED this 10th day of November 2021 by the Town Council of Wallace, that the revised Purchasing Policy is hereby adopted effective November 9, 2021.

Adopted this the 9th day of November 2021

Charley Farrior, Mayor

Attest:

{SEAL}

Jackie Nicholson, Town Clerk

RESOLUTION 21-22-02
ADOPTING THE TRAVEL POLICY OF THE
TOWN OF WALLACE, NORTH CAROLINA

WHEREAS, The Town of Wallace, in order to practice responsible fiscal management, desires to establish in writing guidelines governing travel of Town employees; and

WHEREAS, The management of the Town has developed and presented to Council a policy based on best practices;

NOW, THEREFORE, BE IT RESOLVED this 10th day of November 2021 by the Town Council of Wallace, that the Travel Policy is hereby adopted effective November 9, 2021.

Adopted this the 9th day of November 2021

Charley Farrior, Mayor

Attest:

{SEAL}

Jackie Nicholson, Town Clerk

RESOLUTION 21-22-03
ADOPTING THE CASH MANAGEMENT POLICY OF THE
TOWN OF WALLACE, NORTH CAROLINA

WHEREAS, The Town of Wallace, in order to practice responsible fiscal management, desires to establish in writing guidelines governing the cash management policies of the Town; and

WHEREAS, The management of the Town has developed and presented to Council a policy based on best practices;

NOW, THEREFORE, BE IT RESOLVED this 10th day of November 2021 by the Town Council of Wallace, that the Cash Management Policy is hereby adopted effective November 9, 2021.

Adopted this the 10th day of November 2021

Charley Farrior, Mayor

Attest:

{SEAL}

Jackie Nicolson, Town Clerk

GRANT PROJECT ORDINANCE
22-05
Coronavirus State and Local Fiscal Recovery Funds

BE IT ORDAINED by the Town Council of Wallace, North Carolina that, pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following grant project ordinance is hereby adopted:

Section 1: This ordinance is to establish a budget for a project to be funded by the Coronavirus State and Local Fiscal Recovery Funds of H.R. 1319 American Rescue Plan Act of 2021 (CSLRF). The Town of Wallace has received the first tranche in the amount of \$615,564.12 of CSLRF funds. The total allocation is \$1,231,128.24, with the remainder to be distributed to the town within 12 months. These funds may be used for the following categories of expenditures, to the extent authorized by state law.

1. Support public health expenditures, by funding COVID-19 mitigation efforts, medical expenses, behavioral healthcare, and certain public health and safety staff;
2. Address negative economic impacts caused by the public health emergency, including economic harms to workers, households, small businesses, impacted industries, and the public sector;
3. Replace lost public sector revenue, using this funding to provide government services to the extent of the reduction in revenue experienced due to the pandemic;
4. Provide premium pay for essential workers, offering additional support to those who have borne and will bear the greatest health risks because of their service in critical infrastructure sectors; and,
5. Invest in water, sewer, and broadband infrastructure, making necessary investments to improve access to clean drinking water, support vital wastewater and stormwater infrastructure, and to expand access to broadband internet.

Section 2: The following amounts are appropriated for the project and authorized for expenditure:

CSLRF Project	\$1,231,128
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Section 3: The following revenues are anticipated to be available to complete the project:

CSLRF Funds	\$1,231,128
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Section 4: The Finance Officer is hereby directed to maintain sufficient specific detailed accounting records to satisfy the requirements of the grantor agency and the grant agreements.

Section 5: The Finance Officer is hereby directed to report the financial status of the project to the governing board on a quarterly basis.

Section 6: Copies of this grant project ordinance shall be furnished to the Budget Officer, the Finance Officer and to the Clerk to Town Council.

Section 7: This grant project ordinance expires on December 31, 2026, or when all the CSLRF funds have been obligated and expended by the town, whichever occurs sooner.

Adopted this the 9th day of November 2021

Charley Farrior, Mayor

Attest:

Jackie Nicholson, Town Clerk

{SEAL}