



City of Trinity
CITY COUNCIL SPECIAL CALLED MEETING

August 26, 2024 at 5:00 PM

Trinity City Hall Annex

AGENDA

NCGS § 143-318.17 Disruption of official meetings

A person who willfully interrupts, disturbs, or disrupts an official meeting and who, upon being directed to leave the meeting by the presiding officer, willfully refuses to leave the meeting is guilty of a Class 2 misdemeanor.

(1919, c. 655, s 1; 1993, c. 539, s. 1028; 1994, Ex. Sess., c. s. 14 (c).)

Action may be taken on agenda items and other issues discussed during the meeting

- 1. Call to Order**
- 2. Action Agenda**
 - a. Designation of Distress Under the Viable Utility Program Resolution** (*Finance Director Crystal Postell*)
 - b. Request for Funding for Tree Removal at 4017 Carriage House Circle** (*Code Enforcement Officer Jay Dale*)
 - c. Resolution of Tentative Award for Wastewater Regionalization Project** (*City Manager Stevie Cox*)
- 3. Adjournment**



Memorandum

TO: Mayor and City Council Members

FROM: Crystal Postell, Finance Director

CC: Stevie Cox, City Manager

DATE: August 18, 2024

REF: Designation of Distress Under the Viable Utility Program

Summary:

Trinity City Council to take no action currently for the DEQ Viable Utility Program.

Background:

The City of Trinity has received notice dated July 15, 2024, that we have met or exceeded the threshold for potential designation as a “distress” unit under the Viable Utility Program from the Department of Environmental Quality. Please keep in mind that we have been on the Unit Assistance List (UAL) since 2021, this new designation does not remove us from the UAL, this will be in addition to.

There is an understanding that the new designation *could* allow the City to receive more funding. However, the City does not have to take the new designation under the Viable Utility Program because the Finance Director has had a meeting with the Ms. Susan Kubacki from the Viable Utility Program who has stated that there is NOT a benefit to enrolling in this program this term. Since the City of Trinity are borderline for having a score of 8 which is the minimum score to label you potential designation as a “distress” unit under the Viable Utility Program. If the City scored a nine or more on our Unity Assessment Scorecard, then DEQ would make it mandatory to be enrolled into the Viable Utility Program.

Along with this designation, the state of North Carolina would make it mandatory for all persons involved with the sewer daily operations to attend both training and educational

programs. This would be in addition to the City's current mandatory training and requirements for the UAL. The City has minimal staff and this would be challenging to complete. The City of Trinity should wait until next year to see if we can improve some of the City's scoring on our Unit Assessment Criteria Scorecard.

Recommendation:

Staff recommends that the Trinity City Council take no action in the enrollment of the Viable Utility Program.

Attachment:

Letter from Department of Environmental Quality
Unit Assessment Criteria Scorecard

ROY COOPER

Governor

ELIZABETH S. BISER

Secretary

SHADI ESRAF

Director

NORTH CAROLINA
Environmental Quality

July 15, 2024

Mayor Richard McNabb
City of Trinity
6701NC Hwy 62
Trinity, NC 27370

Manager Stevie Cox
City of Trinity
6701NC Hwy 62
Trinity, NC 27370

RE: **Potential** Designation of Distressed Unit in the Viable Utility Program for the Water/Wastewater Utility

Dear Mayor McNabb and Manager Cox:

This notice is to make you aware that City of Trinity met or exceeded the threshold for **potential designation as a distressed unit under the Viable Utility Program** in the recent assessment of **public water and wastewater utility providers across the state as directed by North Carolina General Statute (NCGS) 159G-45**. Information on the state-wide assessments is provided below.

In the most recent assessment, City of Trinity has a score of 8, which meets or exceeds the threshold of eight points for a single system (water or wastewater) or nine points for a combined water/wastewater system. The attached scorecard shows the points assigned and data used for each of the assessment criteria. An information sheet describing each of the criteria is also attached. Units designated as distressed must complete a number of actions as required by statute as outlined below and are eligible for grant funding under the Viable Utility Reserve.

At this time, City of Trinity has not been designated as a distressed unit under the Viable Utility Program, but pursuant to the assessment schedule and process adopted by the State Water Infrastructure Authority (Authority) and the Local Government Commission (Commission), City of Trinity has three options as a result of this score:

1. If you do not believe that the assessment criteria accurately reflect the status of your unit, you can provide additional supporting information for consideration. **Please submit any additional information by September 30, 2024.**
2. You may take actions you deem appropriate to remedy the deficiencies identified through the assessment. City of Trinity will be reassessed in the annual review next spring, and if City of Trinity's score meets or exceeds the threshold for designation for a second consecutive year, Division staff will recommend City of Trinity for designation as



North Carolina Department of Environmental Quality | Division of Water Infrastructure
512 N. Salisbury Street | 1633 Mail Service Center | Raleigh, North Carolina 27699 1633
919.7079160

Mayor McNabb
 Manager Cox
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a distressed unit under the Viable Utility Program, subject to approval by the Authority and the Commission. We encourage City of Trinity to look at the assessment scores and seek assistance from the Viable Utility Program or other resource agency partners to help address areas of concern.

3. If you wish to be designated as a distressed unit and to begin participating in the Viable Utility Program, you may request official designation by submitting a formal written request, including a resolution by your board, requesting designation. The request must be received by August 30, 2024 and will be reviewed and considered by the Authority and the Commission for formal designation as a distressed unit under the Viable Utility Program. You will be notified of their decision after their meetings. If you wish to be designated as a distressed unit but cannot complete the formal request or provide the resolution by August 30, 2024, please contact Susan Kubacki at 919-707-9181 or susan.kubacki@ncdenr.gov by August 30, 2024.

Viable Utility Program Background

Session Law 2020-79 (SL 2020-79) was enacted July 1, 2020 to foster the viability of public water and wastewater operations across the state by identifying distressed local government units (LGUs) and providing a process for developing viable water/wastewater utilities.

Assessment Criteria: Several critical areas for determining when a water/wastewater utility is considered a distressed unit were outlined in SL 2020-79. Using those provisions, the Commission and the Authority worked together to adopt assessment criteria comprising financial, organizational and infrastructure components. Details on the assessment criteria and their use in scoring LGUs are provided in the attached information sheet.

Identification Criteria: The Commission and Authority have designed a process to identify distressed units and then work with these units to determine each unit's current conditions, consider viable options that may be available, and work with the unit on the implementation of long-term solutions. The Commission and the Authority use the following Identification Criteria for identifying distressed units:

1. A unit whose fiscal affairs are under the control of the Commission pursuant to its authority granted by NCGS 159-181 ("under Commission fiscal control"), or
2. A unit that has not submitted its annual audits to the Commission for the last two (2) fiscal years as required by NCGS 159-34, or
3. A unit with a total assessment criteria score that:



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- a. Equals or exceeds 9 for units providing both drinking water and wastewater services, or
- b. Equals or exceeds 8 for units providing only one service, either drinking water or wastewater, or
4. A unit for which other information is available to or known by the Commission or the Authority that reflects and is consistent with, but does not expressly appear in, the assessment criteria to account for situations in which the assessment criteria score does not wholly or accurately reflect a system's level of risk due to the limitations of available data.

Units designated as distressed must complete a number of actions as required by statute. The statutory requirements of distressed units are defined in NCGS 159G-45(b) and provided below:

1. Conduct an asset assessment and rate study, as directed and approved by the Authority and the Commission.
2. Participate in a training and educational program approved by the Authority and the Commission for that distressed unit. Attendance is mandatory for any governing board members and staff whose participation is required by the Authority and the Commission.
3. Develop an action plan, taking into consideration all of the following:
 - a. A short-term and a long-term plan for infrastructure repair, maintenance, and management.
 - b. Continuing education of the governing board and system operating staff.
 - c. Long-term financial management to ensure the public water system or wastewater system will generate sufficient revenue to adequately fund management and operations, personnel, appropriate levels of maintenance, and
 - d. Any other matters identified by the Authority or the Commission.

While there are statutory requirements for distressed units, there also are opportunities for continuing to move forward on long-term solutions. Limited grant funding provided in the Viable Utility Reserve established in NCGS 159G-22 may be available to help conduct an asset assessment and/or a rate study if needed to meet the requirements, to evaluate merger, regionalization, and decentralization opportunities in the development of an action plan to ensure a long-term, viable water utility for your community, or to complete drinking water and wastewater construction projects that move your community toward viability. Additional prioritization for other sources of funding from the Division of Water Infrastructure may be available for local government units that are designated distressed. The amount and type of



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funding available varies with each funding round. Applications for the next funding round will be due September 30, 2024. Application training has been scheduled at five locations statewide in July and August including an online option. Details and registration information are posted on the Division website: <https://www.deq.nc.gov/about/divisions/water-infrastructure/application-training>.

Additional information about the Viable Utility Program is available on the Division's website at <https://deq.nc.gov/about/divisions/water-infrastructure/viable-utilities>.

Should you have any questions about this notice, please contact Susan Kubacki, with the Division of Water Infrastructure at 919-707-9181 or susan.kubacki@ncdenr.gov.



Shadi Eskaf
Chair, State Water Infrastructure Authority
Director, Division of Water Infrastructure
Department of Environmental Quality



Debbie Tomasko
Secretary, Local Government Commission
Deputy Treasurer
Department of State Treasurer



Unit Assessment Criteria Scorecard – 2024 Scores

Unit Name: Trinity

Total Score: 8

Type of System (Water/Sewer): WW

As required by Session Law 2020-79 (SL 2020-79). The Local Government Commission (LGC) and State Water Infrastructure Authority (Authority) have developed criteria to identify local governments that may be struggling to provide water and/or sewer services. Assessment criteria include parameters required by the statute, infrastructure and organizational issues, and indicators of financial strain. This score card shows the points your unit scored and the data values used to determine those points. The attached Unit Scorecard Explanation provides additional information about each of the parameters that contribute to the score. Units providing both water and sewer service and scoring 9 or more points, or units providing only a single service and scoring 8 or more points are considered at risk of being designated distressed under the law.

Statutory Points				
Criteria	Service Population	Debt Service Coverage Ratio	Transfers Out	Transfers In
Points Scored	1	1		1
Value Used	6981	-0.68	0	5

Infrastructure/Organizational Points							
Criteria	Afford-ability	UAL Control	DW Compliance	WW / CS Compliance	Flow Moratorium	Rate (2024 inside) \$/5000 gal	Revenue Outlook
Points Scored						1	
Value Used	# of Indicators# 1			WW: 0 CS: 0		DW: \$0 WW: \$96.29 Combined: \$0	Population Change: 5.61% (also considers rates)

Financial Points						
Criteria	Surplus (deficit) w/ Debt	No Debt DSCR Test	% Depreciated	Operating Margin	Quick Ratio	Receivables Ratio
Points Scored	2			1	1	
Value Used	Surplus w/Debt: \$(1,237,199) W/\$1Million Test if No Debt:		29%	(1.06)	0.99	Ratio: 1.36 Trend: 0.0

Assessment Criteria Summary 2024 Assessment

Parameter	Total Possible Points	Description	Other Notes	Data Source
Service Population	1	Identifies smaller systems. Point scored for systems serving less than 10,000 people.	This is a statutorily required criterion.	Varied
Debt Service Coverage Ratio (DSCR)	1	Measures unit's ability to cover loan payments after paying for day to day operations. Measured by looking at revenue, expenses, and loan payments (principal and interest). Calculated as (Operating revenues-operating expenses excluding depreciation) / (principal + interest payments) Point scored if value is less than 1.1.	Over 70% of utilities have a DSCR greater than 1.1. This is a statutorily required criterion.	Calculated from 2021 Audit data
Transfers Out	1	May indicate that revenue generated by the utilities is not being used for utility expenses. Point scored when money is transferred out of the system's dedicated utility fund in 2 or more of the last 5 fiscal years if the system also has a negative surplus in the fiscal year of the transfer, or if the system has no debt and there is a negative surplus with debt service for a \$1 million "test" project.	This is a statutorily required criterion.	Calculated from 2021 Audit data
Transfers In	1	Indicates that the system is not generating enough money to cover expenditures. Point scored when money is transferred into the primary water/sewer fund from other sources in 2 or more of the last 5 years.	This is a statutorily required criterion.	Calculated from 2021 Audit data
Affordability	1	Recognizes a service area's population change rate, poverty rate, median household income (MHI), unemployment rate, and property valuation per capita to established state benchmarks. Note that the benchmark values are updated every year. <u>Current Benchmarks:</u> Population change: 4.42% Poverty rate: 14.0% MHI: \$52,413 Unemployment rate: 4.0% Property valuation per capita: \$107,620 Point scored if 4 or 5 of these indicators are worse than the state benchmark.		American Community Survey, Employment Security Commission, and Dept. of Revenue
UAL Control Issues	3	The UAL identifies units whose audits indicate that they may have accounting issues contributing to financial risk. Points scored for systems that have been identified by the LGC as medium risk (2) or high risk (1) of accounting control issues		LGC

Parameter	Total Possible Points	Description	Other Notes	Data Source
DW Compliance	1	Identifies units with DW system compliance issues. Point scored if system has more than 5 MCL violations and/or Action Level Exceedances in a 5-year period or has ongoing treatment technique violations.		NC DEQ-DWR
WW / CS Compliance	1	Identifies units with wastewater treatment or collection system compliance issues. <ul style="list-style-type: none"> • WW: Point scored if either in the top 10% for number of violations in a 5-year period, or a combination of in the top 20% for number of violations in a 5-year period and more than 50% of inspections document violations for wastewater treatment operations. • CS: Point scored if either the following occur: <ul style="list-style-type: none"> ○ The system is in the top 10% of systems for the number of SSO violations in a 5-year period and the top 20% for the number of SSOs per mile of collection system, or ○ The system is in the top 20% of systems for the number of SSO violations in a 5-year period and the top 10% for the number of SSOs per mile of collection system. 		NC DEQ-DWR
Flow Moratorium	4	Points scored when the system is under a moratorium preventing service expansion due to inability to treat wastewater or because the system has reached 90% of permitted capacity.		NC DEQ-DWR
Rates	1	High rates indicate that a system is unlikely to be able to increase rates to improve revenue. The scoring threshold is based on the 85 th percentile of monthly bill for inside customers for 5,000 gallons for the corresponding type of system (combined water and wastewater, water only, wastewater) For 2024, point scored when inside rates for 5,000 gallons are higher than \$127/month for combined water and sewer service; \$61/month for water service only; and \$69/month for wastewater service only.		EFC
Revenue Outlook	4	Reflects unit's ability to generate income in the future while recognizing affordability issues. Points scored when the system has high rates (see above) AND declining population.		EFC rates; source of population varies
Surplus (deficit) w/ Debt	2	Identifies systems that are not generating enough revenue to cover expenditures including debt payments. Points scored when number is less than or equal to \$0, indicating insufficient funds to cover expenses. Calculated as Operating Revenues - ((Operating Expenses - Depreciation) + Long-term Debt Service)	Approximately 75% of utilities have revenue exceed expenditures.	Calculated from 2021 Audit data

Parameter	Total Possible Points	Description	Other Notes	Data Source
No Debt DSCR Test	1	Similar to the DSCR calculated above but includes \$1 million "test" project if system has no debt to evaluate the unit's ability to finance a simple project with a loan. Point scored if less than 1.1.		Calculated from 2021 Audit data
% Depreciated	1	Evaluates the financial impact of wear and tear on water and sewer assets as they age and how much service life is left. Point scored if greater than 50%.	Approximately 70% of utilities have depreciation less than 50%.	Calculated from 2021 Audit data
Operating Margin	1	Indicates the system's ability to generate enough revenue to cover operating expenses including depreciation. Point scored if the operating margin is less than 0. Calculated as (Operating Revenue - Operating Expenses) / Operating Revenue	Approximately 50% of utilities have an operating margin greater than 0.	Calculated from 2021 Audit data
Quick Ratio	1	Indicates whether a system is able to meet short-term financial obligations with cash or easily accessible funds by comparing current assets to liabilities. Point scored if less than 1.1.	Approximately 95% of utilities have a quick ratio greater than 1.1.	Calculated from 2021 Audit data
Receivables Ratio	1	Measures how well the system is collecting money from customers. Point scored for 3-year average greater than or equal to 2.3 or if there is an increase of greater than or equal to 0.2 in each of the last two years which demonstrates a declining trend in bill payment.	Over 85% of utilities have a receivables ratio less than 2.3 or less than a 0.2 increase in each of the last two years.	Calculated from 2021 Audit data

List of Acronyms		
CS = Collection System	DWR = Division of Water Resources	SSO = Sanitary Sewer Overflow
DEQ = Dept. of Environmental Quality	EFC = Environmental Finance Center	SWIA = State Water Infrastructure Authority
DSCR = Debt Service Coverage Ratio	LGC = Local Government Commission	WW = Wastewater (sewer)
DW = Drinking Water	LWSR = Local Water Supply Plan	UAL = Unit Assistant List generated by LGC to identify communities that may have problems with accounting procedures identified through audits
DWI = Division of Water Infrastructure	MCL = Maximum Contaminant Level	

Distressed Unit Identification Criteria

The State Water Infrastructure Authority and Local Government Commission adopted the following Identification Criteria to be used to identify distressed units:

1. A unit whose fiscal affairs are under the control of the Commission pursuant to its authority granted by G.S. 159-181 (“under Commission fiscal control”), or
2. A unit that has not submitted its annual audits for the last two (2) fiscal years to the Commission as required by G.S. 159-34, or
3. A unit with a total Assessment Criteria (see Attachment 1) score that:
 - a) Equals or exceeds 9 for units providing both drinking water and wastewater services, or
 - b) Equals or exceeds 8 for units providing only one service, either drinking water or wastewater, or
4. A unit for which other information is available to or known by the Authority or Commission that reflects and is consistent with, but does not expressly appear in, the Assessment Criteria to account for situations in which the Assessment Criteria score does not wholly or accurately reflect a system’s level of risk due to the limitations of available data.



Memorandum

TO: Richard McNabb, Mayor
City of Trinity City Council

FROM: Jay Dale, Code Enforcement Officer

CC: Stevie Cox, City Manager
Robert Wilhoit, City Attorney

DATE: August 23, 2024

REF: Request for Funding for Tree Removal at 4017 Carriage House Circle

Summary:

This is a request for a funding allocation for code enforcement to address a health and safety violation. Furthermore, this is a request to award a contract for the removal of dangerous trees that are a safety concern at 4017 Carriage House Circle.

Background:

The City of Trinity Planning Department is requesting funding to remove eight (8) dead trees from 4017 Carriage House Circle to bring the property into compliance with **Section 11-32 o) 2 of the City of Trinity Nuisance Ordinance**. The Ordinance enumerates the violation as:

2) *Unstable structures or trees which may fall or collapse.*

The property owner received a Notice of Violation for the trees on July 17, 2024, and was issued a Civil Citation on August 7, 2024. On August 18, 2024, part of one of the trees collapsed during a storm causing damage to an adjoining property owner's car, narrowly missing the property owner who was on his way out to move the car. While photographing the damage, City Staff was informed by another adjoining property owner that he must repair his fence regularly as pieces of the tree near him fall on it and cause damage. At this point, we believe that the trees in question are of immediate concern as they pose a threat to public health, safety and welfare and wish to abate the violation as laid out in **Section 11-36 of the City of Trinity Nuisance Ordinance**. This would involve hiring a contractor to remove the trees and abate the violation. The property owner

would be billed. If the property owner refuses or is unable to pay, a lien would be placed on the property.

City Staff have been able to secure one bid from a tree removal company that will be able to abate this issue in the shortest amount of time. This company is Ingram's Tree Removal. They have provided a quote of \$9,000 for the removal of eight (8) ash trees.

Recommendation:

Staff recommends that the City Council approve a funding allocation of \$9,000 to the Code Enforcement Line Item for the removal of these trees. Furthermore, Staff request that the City Council approve the award of this project to Ingram's Tree Removal for the removal of eight (8) ash trees at 4017 Carriage House Circle and apply a lien against the property if the property owner does not reimburse the City for this expense.

Attachments:

- Notice of Violation July 17, 2024
- Civil Citation August 7, 2024
- Site Photographs
- Relevant sections of Nuisance Ordinance
- Estimate



City of Trinity, North Carolina

Notice of Violation

Date of Issuance: July 17, 2024

Sandra K Wheeler
4017 Carriage House Cir
Trinity NC 27370

Re: Property Address: 4017 Carriage House Cir.
Property ID Number: 6796982421

In response to area complaints an inspection of your property at 4017 Carriage House Cir. was made by this department on June 26, 2024. At the time of inspection there were several dead trees on your property placing you in violation of *Sec11-32 0 2)* of the City of Trinity Nuisance Ordinance which enumerates the violation as:

Structures, remains of structures or lots with a condition that is detrimental, dangerous, or hazardous to the public safety, health, and welfare. For purposes of enforcement of this subsection this shall be a condition which consists of one (1) or more of the following: 2) Unstable structures or trees which may fall or collapse.

To bring your property into compliance it will be necessary to remove the dead trees in question. If the corrections are not made by **July 27, 2024**, the City of Trinity will begin the process of assessing civil penalties of :

- One hundred dollars (\$100.00) for the first offence
- Two hundred fifty dollars (\$250.00) for the second offence
- Five hundred dollars (\$500.00) for the third offence and thereafter during the same calendar year each day that the violation remain s on the property is a separate violation.

The City may also choose to abate the violation as laid out in *Sec. 11-36* of the City of Trinity Nuisance Ordinance. You the property owner will be responsible for any expense a lien will be placed on your property and collected as unpaid taxes.

You may appeal this Warning Citation within 10 days from the Date of the Letter to the Board of Adjustment if you feel that an error has been made in the application of this ordinance or factual situation as it relates to the application of the ordinance or both. *The Board of Adjustment shall have power only in the manner of administrative review where it is alleged that the enforcement official has made an error in the application of the ordinance, in the factual situation as it relates of an ordinance or both.*

Please call (336) 431-2841 or e-mail: Planning2@trinity-nc.gov if you have questions, and/or if you do not own the property; and/or the violations have been corrected. Your continued cooperation in resolving matters at this address is greatly appreciated.

Sincerely,

Jay Dale
Code Enforcement Officer



City of Trinity, North Carolina

Civil Citation

Date of Issuance: August 7, 2024

Sandra K Wheeler
4017 Carriage House Cir.
Trinity NC 27370

Re: Property Address: 4017 Carriage House Cir.
Property ID Number: 6796982421

An inspection of your property at 4017 Carriage House Cir. was made by this department on June 26, 2024. At the time of inspection the dead trees for which you were sent a Notice of Violation on July 17, 2024 remained on your property which places you in violation of *Sec11-32 o) 2* of the City of Trinity Nuisance Ordinance which enumerates the violation as:

2) Unstable structures or trees which may fall or collapse.

The Notice of Violation for this violation you received dated July 17, 2024 gave you until July 27, 2024 to bring your property into compliance. This violation subjects you to a civil penalty in the following amounts:

- One hundred dollars (\$100.00) for the first offence
- Two hundred fifty dollars (\$250.00) for the second offence
- Five hundred dollars (\$500.00) for the third offence and thereafter during the same calendar year each day that the violation remains on the property is a separate violation.

This letter is to inform you that the City of Trinity is citing you **100 dollars (\$100.00)** for the first offence. You are further notified that under *Sec 11-34 b) 5* civil penalties begin at the date of this letter and will continue "running up to and including the date the violation has been remedied" following the schedule given above. Payments can be made to the City Clerk's Office. Should the violation continue to exist by the 30th day after the original notification, the City may seek to recover the penalty together with all costs (including but not limited to administrative, postage, contractors, and abatement) by filing a civil action in the general court of justice in the nature of a suit to collect a debt and seek appropriate injunctive relief to remedy the violation.

Please call (336) 431-2841 or e-mail: Planning2@trinity-nc.gov if you have questions, and/or if you do not own the property; and/or the violations have been corrected. Your continued cooperation in resolving matters at this address is greatly appreciated.

Sincerely,

Jay Dale
Code Enforcement Officer

ESTIMATE



Ingram's Tree Service

1410 Sagewood Lane
Archdale, NC 27263

BILL TO

City Of Trinity
5978 NC Highway 62
Trinity, NC 27370

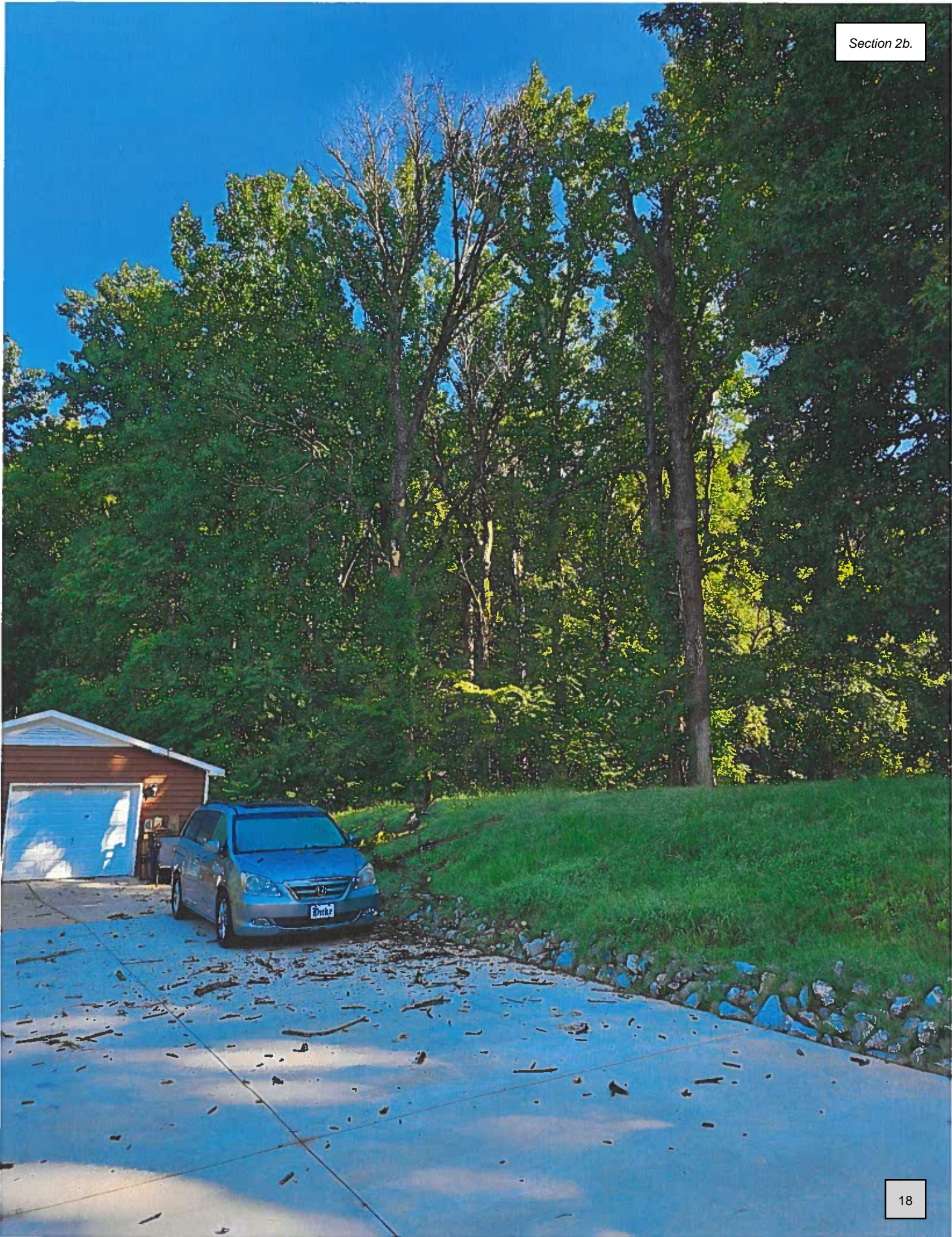
ESTIMATE # 1557
ESTIMATE DATE 08/19/2024

QTY	DESCRIPTION	UNIT PRICE	AMOUNT
1	Take down Eight Ash trees, cut up, haul everything away as discussed.	9,000.00	9,000.00
		TOTAL	\$9,000.00

Thank you

TERMS & CONDITIONS

Make Payable Mark Ingram















- d) Any concentration of combustible items such as mattresses, boxes, paper, automobile tires and tubes, garbage, trash, refuse, brush, old clothes, rags or any other combustible materials or objects of a like nature.
- e) An open place of collection of trash, refuse, discarded bottles, cans, medical supplies, garbage, food waste, animal waste or any other rotten or putrescible matter of any kind; however, nothing in this subsection shall be construed to prevent the generally accepted use of a properly maintained compost pile or storage of animal manure being used as fertilizer for lawns and gardens and for other agricultural or horticultural purposes.
- f) Privies.
- g) Any products of any kind or nature openly kept which have rough or jagged edges of metal or glass.
- h) Any accumulation of rubbish, trash, old building materials or junk causing or threatening to cause a fire hazard or causing or threatening to cause the accumulation of stagnant water or causing or threatening to cause the inhabitation of mice, snakes or vermin of any kind which is or may be dangerous or prejudicial to the public health.
- i) Any condition detrimental to the public health which violates the rules and regulations of the county health department. One specific county health department regulation that is detrimental to public health is the discharging of wastewater not directly into an approved wastewater system [15A NCAC 18A .1937(a)].
- j) Any concentration of building materials including concrete, steel or masonry which are not suitable for building construction, alterations, or repairs, and which are in open places.
- k) Any household or office furniture, appliances or other metal products of any kind kept in open places, or any indoor upholstered furniture kept outside in a location exposed to the weather.
 - 1) Appliances, which are designed for indoor use, stored outside, however, these appliances may be kept inside the primary structure or in accessory structures, designed to withstand the elements and having a roof, wall, and door(s).
 - 2) Household furniture, which is not designed to withstand the elements, stored outside, or placed on porches, decks, or landings, or in accessory structures, or in yards or any other area which provides a location where insects, rodents, or other vermin may breed or may reasonably be expected to breed. This section shall not prohibit the use of household furniture in an enclosed porch, designed to withstand the elements and having a roof, walls, screens, or glass windows.
- l) Any condition whereby any fence, sign, billboard, shrubbery, bush, tree, mailbox or other object or combination of objects which obstructs the view of motorists using any street, private driveway, or approach to any street intersection adjacent to and abutting such and so as to constitute a traffic hazard as a condition dangerous to public safety upon any such street, private driveway or at any such street intersection.
- m) Obstructions or vegetation in the public right-of-way which a pose danger to the general public.
- n) Any building, structure, fence or retaining wall declared to be unsafe by the Code Enforcement Officer and which is in danger of collapse so that it may fall and injure members of the public or damage public or private property.
- o) Structures, remains of structures or lots with a condition that is detrimental, dangerous, or hazardous to the public safety, health, and welfare. For purposes of the enforcement of this subsection, this shall be a condition, which consists of one (1), or more, of the following:
 - 1) Glass, metal, or other sharp objects in accessible areas;
 - 2) Unstable structures or trees which may fall or collapse;
 - 3) Holes, excavations, surviving foundations or walls that may collapse or create heights in excess of three (3) feet in areas where they may be scaled;
 - 4) Any substance which is hazardous or harmful to humans or pets;
 - 5) Any open or accessible utility lines such as natural gas, water, sewer, or electrical;

- e) In addition to the penalties imposed under subsections (a) and (b) above, the provisions of this chapter may also be enforced through equitable remedies issued by a court of competent jurisdiction including injunction and order of abatement or any other remedy permitted under this Code or at law or equity.
- f) This chapter may be enforced by anyone, all or a combination of the remedies authorized herein.

Sec 11-35 Appeal Within the ten-day period mentioned in section 11-33(a)(b), the owner of the property where the nuisance exists may appeal the findings of the designated City official to the City by giving a written notice of appeal to the official who served the notice, the City Clerk, or the City Manager. The appeal must state the reason for the appeal. An appeal stays the abatement of the nuisances or penalty until a final determination by the City Council.

HISTORY Approved by Ord. 06-21-2021, Adopted on (date adopted)

Sec 11-36 Abatement by Town; Performance

- a) As an alternative to the enforcement procedures set forth in sections 11-33 and 11-34 above, the City may choose to abate conditions constituting a nuisance. If any person, having been ordered by the Code Enforcement Officer to abate any nuisance or condition set forth in this chapter fails, neglects or refuses to abate or remove the nuisance or condition within specified days from the date of the notice to abate, and if an appeal has not been filed with the City within the 10 days as stated in 11-33 (a)(b) the City Manager or his/her designee may cause the nuisance or condition to be removed or otherwise remedied by having employees or contractors of the City go upon the premises and remove or otherwise abate such nuisance or condition.
- b) If the costs and expenses to the City of abating the violations are not paid within fourteen (14) days after a statement of such costs is delivered to the owner, lessee, or occupant of the land where the violations occurred, the costs of the same shall be a lien upon such land or premises and shall be collected as unpaid taxes as provided in G.S. 160A-193. The statement:
 - 1) shall be delivered by personal delivery, electronic delivery, or first-class mail; and
 - 2) shall be posted in a conspicuous place on the property.

HISTORY Approved by Ord. 06-21-2021, Adopted on (date adopted)

Sec 11-37 Repeat Offenders; Chronic Violators

- a) Repeat offense.
 - 1) Any violation reoccurring on the same property by the same offender more than once within a twelve-month period shall be considered a repeat offense provided the reoccurrence is a violation of the same section(s) of this article has previous offense(s).
 - 2) A notice of violation letter:
 - a. shall be delivered to the property owner and indicating that the violation exists, that it is a repeat violation, and that the violation must be remedied within five (5) days of date of the letter;
 - b. may be delivered to any person liable including the occupant of the property and/or the person undertaking the work or activity;
 - c. shall be delivered by personal delivery, electronic delivery, or first-class mail;
 - d. shall be posted in a conspicuous place on the property.
 - e. shall state that upon expiration of the five (5) day warning period, the offender shall be subject to a civil penalty of up to five hundred dollars (\$500.00) for each day that the violation remains on the property. (11-33 (b) (5) (b) or (c)
- b) Annual notice to chronic violators of public nuisance or overgrown vegetation ordinance.



MEMORANDUM

TO: Richard McNabb, Mayor
City Council Members

FROM: Stevie Cox, City Manager

VIA: Clark Maness, WithersRavenel Senior Project Manager
Rodney Johnson, Public Services Director
Crystal Postell, Finance Director

DATE: August 19, 2024

REF: Resolution of Tentative Award for Wastewater Regionalization Project

Summary:

This is a request for tentative award approval for the Wastewater Regionalization Project.

Background:

In June 2024, the City Staff and WithersRavenel moved forward with preparing and submitting the Request for Proposal of Wastewater Regionalization Project. This project is to upgrade Steeplegate Lift Station and lay eight miles of force main sewer lines to the Eastside Wastewater Treatment Plant. On July 25, 2024, a Pre-Bid Conference was held for all contractors and vendors who were going to submit a bid for this project. There were eight construction firms and two vendors who participated in the pre-bid conference in person and virtually.

On August 15, 2024, all contractors who were going to bid for this project had to submit their sealed bids to by 2 PM. Immediately after the bid submission deadline, a formal sealed bid opening conference was held. Four (4) bid packages were received. Listed below is the names and formal bids that were submitted for this project:

Bidder	Base Bid
BRS, Inc.	\$11,459,777
Classic City Mechanical, Inc.	\$11,218,105
State Utility Contractors, Inc.	\$15,961,465
Temple Grading and Construction Company	\$11,209,709

Office of the City Manager
City of Trinity, 5978 NC Highway 62, P.O. Box 50, Trinity, North Carolina 27370
Phone – (336) 431-2841 Fax – (336) 431-5079

Following the Sealed Bid Opening Conference, WithersRavenel reviewed each bid package in detail for compliance with North Carolina General Statutes (NCGS) and requirement set by the funding agency (North Carolina Division of Water Infrastructure – NCDWI). After a detailed review of the bids, Classical City Mechanical, Inc. was deemed as not being a responsible bidder, because they failed to comply with NCSG requirements to conduct proper Minority Women Business Enterprise (MWBE) outreach or conduct other solicitation for any other trades needed from subcontractors. Furthermore, it was deemed that Temple Grading and Construction Company was the most responsible and lowest bidder with a bid of \$11,209,709.

Recommendation:

Staff is requesting that the City Council recommend awarding the project to the lowest, responsive, and responsible bidder, Temple Grading and Construction Company, pending review and approval by NCDWI. WithersRavenel also recommends retaining and using the SRP-W-0196 loan to cover construction and/or engineering contingency costs. The City will need to consult directly with the Local Government Commission to ensure the City is approved to secure the loan from NCDWI.

Attachment:

WitherRavenel Bid Evaluation and Recommendation Award Letter – August 19, 2024
Resolution Of Tentative Award for Wastewater Regionalization Project – Resolution 25 - 5
Bid Tabulation Form
Trinity Project Bid Information Form



**RESOLUTION OF TENTATIVE AWARD FOR
WASTEWATER REGIONALIZATION PROJECT (SRP-W-0196, SRP-W-134-0044, & SRP-W-
ARP-0064)
RESOLUTION 25 – 05**

WHEREAS, the **City of Trinity**, North Carolina has received bids, pursuant to duly advertised public notice therefore, for construction of the **Wastewater Regionalization Project**, project numbers **SRP-W-0196, SRP-W-134-0044, & SRP-W-ARP-0064**, and

WHEREAS, **WithersRavenel**, the City consulting Engineers, have reviewed the bids; and

WHEREAS, Temple Grading and Construction Company, Inc. was the lowest responsible, responsive bidder for the **Wastewater Regionalization Project** in the total bid amount of \$11,209,709.00, and

WHEREAS, the consulting Engineers recommend **TENTATIVE AWARD** to the lowest responsible, responsive bidder.

NOW, THEREFORE, BE IT RESOLVED that **TENTATIVE AWARD** is made to the lowest responsible, responsive bidder (Temple Grading and Construction Company, Inc.) in the Total Bid Amount of \$11,209,709.00.

BE IT FURTHER RESOLVED that such a **TENTATIVE AWARD** be contingent upon the approval of the apparent low bidder by North Carolina Department of Environmental Quality Division of Water Infrastructure.

Upon motion of _____, seconded by _____, the above **RESOLUTION** was unanimously adopted.

This is the 26th day of August 2024 at City of Trinity, North Carolina.

Richard McNabb, Mayor

SEAL

Darien Comer, City Clerk

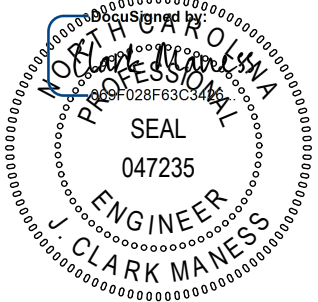
City of Trinity				BRS, Inc.		Classic City Mechanical, Inc.		State Utility Contractors, Inc.		Temple Grading and Construction Company	
Wastewater Regionalization Project (SRP-W-0196, SRP-W-ARP-0064, SRP-W-134-0044)											
Item No.	Item Description	Unit	Est. Quan.	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price
1	Mobilization	LS	1	\$ 305,000.00	\$ 305,000.00	\$ 290,701.00	\$ 290,701.00	\$ 475,000.00	\$ 475,000.00	\$ 325,000.00	\$ 325,000.00
2	Pump Station Upgrades	LS	1	\$ 1,325,000.00	\$ 1,325,000.00	\$ 1,400,000.00	\$ 1,400,000.00	\$ 1,340,000.00	\$ 1,340,000.00	\$ 1,450,000.00	\$ 1,450,000.00
3	12" PVC C900 DR18 Force Main (Open Cut)	LF	22,974	\$ 153.00	\$ 3,515,022.00	\$ 147.00	\$ 3,377,178.00	\$ 212.00	\$ 4,870,488.00	\$ 168.00	\$ 3,859,632.00
4	Restrained Joint 12" PVC C900 DR18 Force Main (Open Cut)	LF	4,165	\$ 161.00	\$ 670,565.00	\$ 161.00	\$ 670,565.00	\$ 230.00	\$ 957,950.00	\$ 184.00	\$ 766,360.00
5	Restrained Joint 12" Ductile Iron PC 350 Force Main (Open Cut)	LF	44	\$ 261.00	\$ 11,484.00	\$ 225.00	\$ 9,900.00	\$ 360.00	\$ 15,840.00	\$ 328.00	\$ 14,432.00
6	12" Fusible PVC C900 DR 18 or 14" DIPS HDPE DR11 Force Main (HDD Trenchless) under SR-2054 (Thomasville – Hopewell Road) from approximately STA 125+97 to STA 130+67	LS	1	\$ 365,000.00	\$ 365,000.00	\$ 239,700.00	\$ 239,700.00	\$ 460,000.00	\$ 460,000.00	\$ 187,671.00	\$ 187,671.00
7	12" PVC C900 DR18 PVC Force Main or 14" DIPS HDPE DR11 Force Main along SR-2051 (Unity Street) from approximately STA 133+90 to STA 138+25	LS	1	\$ 295,000.00	\$ 295,000.00	\$ 196,735.00	\$ 196,735.00	\$ 420,000.00	\$ 420,000.00	\$ 173,695.50	\$ 173,695.50
8	20" Casing Pipe Installed by Dry Bore and Jack Method under NC-62	LF	61	\$ 2,300.00	\$ 140,300.00	\$ 1,100.00	\$ 67,100.00	\$ 2,500.00	\$ 152,500.00	\$ 1,227.00	\$ 74,847.00
9	20" Casing Pipe Installed by Dry Bore and Jack Method under SR-1787 (Kingston Road)	LF	70	\$ 2,300.00	\$ 161,000.00	\$ 1,100.00	\$ 77,000.00	\$ 2,500.00	\$ 175,000.00	\$ 1,160.00	\$ 81,200.00
10	20" Casing Pipe Installed by Dry Bore and Jack Method under East Sunrise Avenue	LF	57	\$ 2,300.00	\$ 131,100.00	\$ 1,100.00	\$ 62,700.00	\$ 2,500.00	\$ 142,500.00	\$ 1,290.00	\$ 73,530.00
11	20" Casing Pipe Installed by Dry Bore and Jack Method under New York Drive	LF	73	\$ 2,300.00	\$ 167,900.00	\$ 1,100.00	\$ 80,300.00	\$ 2,500.00	\$ 182,500.00	\$ 1,140.00	\$ 83,220.00
12	20" Casing Pipe Installed by Dry Bore and Jack Method under SR-1547 (Unity Street)	LF	48	\$ 2,300.00	\$ 110,400.00	\$ 1,100.00	\$ 52,800.00	\$ 2,500.00	\$ 120,000.00	\$ 1,400.00	\$ 67,200.00
13	20" Casing Pipe Installed by Dry Bore and Jack Method under Falling Creek Drive	LF	54	\$ 2,300.00	\$ 124,200.00	\$ 1,100.00	\$ 59,400.00	\$ 2,500.00	\$ 135,000.00	\$ 1,320.00	\$ 71,280.00
14	20" Casing Pipe Installed by Dry Bore and Jack Method under SR-2053 (Blair Street)	LF	56	\$ 2,300.00	\$ 128,800.00	\$ 1,100.00	\$ 61,600.00	\$ 2,500.00	\$ 140,000.00	\$ 1,300.00	\$ 72,800.00
15	20" Casing Pipe Installed by Dry Bore and Jack Method under SR-1627 (Old Thomasville Road) from approximately STA 211+26 to STA 211+72	LF	46	\$ 2,300.00	\$ 105,800.00	\$ 1,100.00	\$ 50,600.00	\$ 2,500.00	\$ 115,000.00	\$ 1,440.00	\$ 66,240.00
16	20" Casing Pipe Installed by Dry Bore and Jack Method under SR-1627 (Old Thomasville Road) from approximately STA 240+30 to STA 240+89	LF	59	\$ 2,300.00	\$ 135,700.00	\$ 1,100.00	\$ 64,900.00	\$ 2,500.00	\$ 147,500.00	\$ 1,260.00	\$ 74,340.00
17	20" Casing Pipe Installed by Dry Bore and Jack Method under US-29 and Bethel Drive Extension	LF	307	\$ 2,300.00	\$ 706,100.00	\$ 3,795.00	\$ 1,165,065.00	\$ 2,480.00	\$ 761,360.00	\$ 780.00	\$ 239,460.00
18	20" Casing Pipe Installed by Dry Bore and Jack Method under North Carolina Railroad Company Railroad	LF	204	\$ 2,300.00	\$ 469,200.00	\$ 4,200.00	\$ 856,800.00	\$ 2,700.00	\$ 550,800.00	\$ 950.00	\$ 193,800.00
19	20" Casing Pipe Installed by Dry Bore and Jack Method under CSX Railroad	LF	104	\$ 2,300.00	\$ 239,200.00	\$ 1,500.00	\$ 156,000.00	\$ 2,750.00	\$ 286,000.00	\$ 1,160.00	\$ 120,640.00
20	20" Casing Pipe Installed by Open Cut Method under Browning Drive	LF	53	\$ 570.00	\$ 30,210.00	\$ 250.00	\$ 13,250.00	\$ 260.00	\$ 13,780.00	\$ 790.00	\$ 41,870.00
21	20" Casing Pipe Installed by Open Cut Method under Terry Drive	LF	63	\$ 570.00	\$ 35,910.00	\$ 250.00	\$ 15,750.00	\$ 340.00	\$ 21,420.00	\$ 700.00	\$ 44,100.00
22	20" Casing Pipe Installed by Open Cut Method under Maiden Park Drive	LF	86	\$ 570.00	\$ 49,020.00	\$ 250.00	\$ 21,500.00	\$ 450.00	\$ 38,700.00	\$ 485.00	\$ 41,710.00
23	20" Casing Pipe Installed by Open Cut Method under NCDOT SR 1626 (Artisan Avenue)	LF	75	\$ 570.00	\$ 42,750.00	\$ 250.00	\$ 18,750.00	\$ 290.00	\$ 21,750.00	\$ 585.00	\$ 43,875.00
24	20" Casing Pipe Installed by Open Cut Method under Lambeth Avenue	LF	59	\$ 570.00	\$ 33,630.00	\$ 250.00	\$ 14,750.00	\$ 240.00	\$ 14,160.00	\$ 660.00	\$ 38,940.00
25	20" Casing Pipe Installed by Open Cut Method under McKinley Place	LF	57	\$ 570.00	\$ 32,490.00	\$ 250.00	\$ 14,250.00	\$ 340.00	\$ 19,380.00	\$ 690.00	\$ 39,330.00
26	20" Casing Pipe Installed by Open Cut Method under Streams	LF	340	\$ 570.00	\$ 193,800.00	\$ 750.00	\$ 255,000.00	\$ 555.00	\$ 188,700.00	\$ 975.00	\$ 331,500.00
27	Restrained Joint 12" PVC C900 DR18 Force Main Carrier Pipe Installed in 20" Casing Pipe	LF	1,602	\$ 70.00	\$ 112,140.00	\$ 84.00	\$ 134,568.00	\$ 245.00	\$ 392,490.00	\$ 170.00	\$ 272,340.00
28	Restrained Joint 12" Ductile Iron PC 350 Force Main Carrier Pipe Installed in 20" Casing Pipe	LF	204	\$ 157.00	\$ 32,028.00	\$ 135.00	\$ 27,540.00	\$ 315.00	\$ 64,260.00	\$ 261.00	\$ 53,244.00
29	AWWA C153 Ductile Iron Fittings	LBS	11,500	\$ 32.00	\$ 368,000.00	\$ 20.00	\$ 230,000.00	\$ 22.50	\$ 258,750.00	\$ 29.00	\$ 333,500.00
30	2" Combination Air Release Valve Assembly w/Manhole	EA	14	\$ 9,900.00	\$ 138,600.00	\$ 8,150.00	\$ 114,100.00	\$ 14,750.00	\$ 206,500.00	\$ 11,600.00	\$ 162,400.00
31	3" Combination Air Release Valve Assembly w/Manhole	EA	2	\$ 10,500.00	\$ 21,000.00	\$ 9,600.00	\$ 19,200.00	\$ 22,500.00	\$ 45,000.00	\$ 20,000.00	\$ 40,000.00
32	Offset 2" Combination Air Release Valve Assembly w/Manhole	EA	1	\$ 16,500.00	\$ 16,500.00	\$ 15,200.00	\$ 15,200.00	\$ 27,000.00	\$ 27,000.00	\$ 30,000.00	\$ 30,000.00
33	12" Plug Valve Assemblies	EA	17	\$ 9,400.00	\$ 159,800.00	\$ 6,800.00	\$ 115,600.00	\$ 5,200.00	\$ 88,400.00	\$ 7,800.00	\$ 132,600.00
34	New 4' Doghouse Manhole Installed on Ex. Gravity Sewer and Force Main Connection to Manhole	LS	1	\$ 12,000.00	\$ 12,000.00	\$ 25,000.00	\$ 25,000.00	\$ 33,000.00	\$ 33,000.00	\$ 110,000.00	\$ 110,000.00
35	Rock Excavation	CY	2,000	\$ 50.00	\$ 100,000.00	\$ 100.00	\$ 200,000.00	\$ 163.00	\$ 326,000.00	\$ 150.00	\$ 300,000.00
36	Remove and Replace Unsuitable Material with Select Backfill	CY	1,200	\$ 24.00	\$ 28,800.00	\$ 40.00	\$ 48,000.00	\$ 56.00	\$ 67,200.00	\$ 20.00	\$ 24,000.00

37	Remove and Replace Unsuitable Material with #67 Stone	CY	1,200	\$ 86.00	\$ 103,200.00	\$ 40.00	\$ 48,000.00	\$ 107.00	\$ 128,400.00	\$ 72.00	\$ 86,400.00	
38	Mill and Overlay Street with 2.0" of S9.5B Asphalt	SY	469	\$ 35.00	\$ 16,415.00	\$ 70.00	\$ 32,830.00	\$ 56.00	\$ 26,264.00	\$ 50.00	\$ 23,450.00	
39	NCDOT and City of Thomasville Asphalt Pavement Removal and Repair	SY	311	\$ 138.00	\$ 42,918.00	\$ 250.00	\$ 77,750.00	\$ 510.00	\$ 158,610.00	\$ 70.00	\$ 21,770.00	
40	Asphalt Pavement Drive Removal and Replacement	SY	1,697	\$ 35.00	\$ 59,395.00	\$ 60.00	\$ 101,820.00	\$ 405.00	\$ 687,285.00	\$ 70.00	\$ 118,790.00	
41	Concrete Drive Removal and Replacement	SY	1,025	\$ 105.00	\$ 107,625.00	\$ 75.00	\$ 76,875.00	\$ 540.00	\$ 553,500.00	\$ 78.00	\$ 79,950.00	
42	Gravel Drive Removal and Replacement	SY	1,390	\$ 8.00	\$ 11,120.00	\$ 5.00	\$ 6,950.00	\$ 62.00	\$ 86,180.00	\$ 18.00	\$ 25,020.00	
43	City of High Point Residential Concrete Drive Removal and Replacment	SY	170	\$ 120.00	\$ 20,400.00	\$ 90.00	\$ 15,300.00	\$ 540.00	\$ 91,800.00	\$ 290.00	\$ 49,300.00	
44	City of High Point Street Asphalt Pavement Removal and Replacement	SY	123	\$ 138.00	\$ 16,974.00	\$ 65.00	\$ 7,995.00	\$ 525.00	\$ 64,575.00	\$ 235.00	\$ 28,905.00	
45	Reinforced Asphalt Pavement Drive Removal and Replacement	SY	147	\$ 138.00	\$ 20,286.00	\$ 60.00	\$ 8,820.00	\$ 750.00	\$ 110,250.00	\$ 125.00	\$ 18,375.00	
46	Reinforced Concrete Drive Removal and Replacement	SY	153	\$ 120.00	\$ 18,360.00	\$ 75.00	\$ 11,475.00	\$ 1,150.00	\$ 175,950.00	\$ 150.00	\$ 22,950.00	
47	Concrete Curb and Gutter Replacement	LF	130	\$ 65.00	\$ 8,450.00	\$ 25.00	\$ 3,250.00	\$ 80.00	\$ 10,400.00	\$ 85.00	\$ 11,050.00	
48	Remove and Replace 12" RCP Pipe	LF	277	\$ 122.00	\$ 33,794.00	\$ 100.00	\$ 27,700.00	\$ 145.00	\$ 40,165.00	\$ 150.00	\$ 41,550.00	
49	Remove and Replace 15" RCP Pipe	LF	164	\$ 122.00	\$ 20,008.00	\$ 100.00	\$ 16,400.00	\$ 170.00	\$ 27,880.00	\$ 160.00	\$ 26,240.00	
50	Remove and Replace 18" RCP Pipe	LF	493	\$ 130.00	\$ 64,090.00	\$ 100.00	\$ 49,300.00	\$ 185.00	\$ 91,205.00	\$ 175.00	\$ 86,275.00	
51	Remove and Replace Existing Stormwater Catch Basins	EA	2	\$ 4,000.00	\$ 8,000.00	\$ 5,000.00	\$ 10,000.00	\$ 8,000.00	\$ 16,000.00	\$ 6,000.00	\$ 12,000.00	
52	Silt Fence	LF	14,034	\$ 2.50	\$ 35,085.00	\$ 4.00	\$ 56,136.00	\$ 4.50	\$ 63,153.00	\$ 3.25	\$ 45,610.50	
53	Silt Fence Outlets	EA	45	\$ 150.00	\$ 6,750.00	\$ 200.00	\$ 9,000.00	\$ 200.00	\$ 9,000.00	\$ 115.00	\$ 5,175.00	
54	Rock Check Dams or Compost Sock Check Dams	EA	293	\$ 100.00	\$ 29,300.00	\$ 138.00	\$ 40,434.00	\$ 140.00	\$ 41,020.00	\$ 94.00	\$ 27,542.00	
55	Pipe Inlet Protection	EA	62	\$ 100.00	\$ 6,200.00	\$ 200.00	\$ 12,400.00	\$ 200.00	\$ 12,400.00	\$ 800.00	\$ 49,600.00	
56	Easement Agreement Special Provisions Work	LS	1	\$ 15,000.00	\$ 15,000.00	\$ 100,000.00	\$ 100,000.00	\$ 40,000.00	\$ 40,000.00	\$ 75,000.00	\$ 75,000.00	
57	Site Restoration	LS	1	\$ 118,000.00	\$ 118,000.00	\$ 100,000.00	\$ 100,000.00	\$ 45,000.00	\$ 45,000.00	\$ 130,000.00	\$ 130,000.00	
58	Third Party Utility Pole Support (Allowance)	LS	1	\$ 20,000	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	
59	Third Party Material Testing (Allowance)	LS	1	\$ 20,000	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	
60	Duke Energy Service Charges Allowance	LS	1	\$ 20,000	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	
61	Railroad Company Inspection and Protection Services (Allowance)	LS	1	\$ 80,000	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	
62	City of Trinity Mission RTU (Allowance)	LS	1	\$ 20,000	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	
63	Pump Station Site Water Service Replacement	LS	1	\$ 14,958	\$ 14,958.00	\$ 14,168.00	\$ 14,168.00	\$ 38,500.00	\$ 38,500.00	\$ 20,000.00	\$ 20,000.00	
64	Professional Tree Removal Charges (Allowance)	LS	1	\$ 10,000	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	
Total Base Bid					\$ 11,459,777.00	\$ 11,218,105.00	\$ 15,961,465.00	\$ 11,209,709.00				

 = Corrections made to Bid Proposal by Engineer

Certified as Correct by: J. Clark Maness

Date: 8/19/2024



PROJECT BID INFORMATION

Applicant City of Trinity – Wastewater Regionalization Project
Project Number SRP-W-0196, SRP-W-134-0044, & SRP-W-ARP-0064

Address Mail: PO Box 50 Trinity, NC 27370; FedEx: 5978 Hwy 62 Trinity, NC 27370

Bid Information to be forwarded with the cost summary

- (a) Tabulations of all bids received (sealed by engineer). *Included*
- (b) Copies of the bid(s) and bid bond the applicant wishes to accept. *Included*
- (c) Resolution of tentative award from the governing board. *Included*
- (d) Engineer’s recommendation of award letter. *Included*
- (e) Proof of advertisement. *Included*
- (f) MBE/WBE documents: (see MBE/WBE instructions) *Included*
- (g) American Iron and Steel Certification (not applicable to all projects) *N/A*
- (h) If negotiations took place to get the project within budget, all information associated with the negotiations must be submitted. *N/A*

These items, and this form must be submitted to your assigned DWI, Grant Management Unit project manager. Contact Mark Hubbard if you do not know who your project manager is.

Addenda

All addenda must be submitted to your DWI project engineer for approval prior to opening bids. Changes to the scope of the project may result in funding being rescinded. *Included*

Please Note that the following items must be submitted before any reimbursements will be made. All items in the below list are submitted to Pam Whitley of DWI.

- Capital Project Ordinance
- Site Certificate
- Closing costs
- Executed Construction Contracts (DWI will approve by letter)
- A/E contracts (DWI will approve by letter)
- A/E Brooks Act Compliance Certification (applicable to certain Federal projects)
- Federal ID and DUNS UEI numbers (form was provided with the Loan Offer package)-
- LGC must receive the executed promissory note (see guidance document for details on when the promissory note is generated)

Mailing Address: Division of Water Infrastructure
 1633 Mail Service Center, Raleigh, NC 27699-1633

PROJECT COST SUMMARY (as-bid)		
List contractor names below:	TOTAL	ELIGIBLE*
1. Temple Grading and Construction Company	\$11,209,709	\$11,209,709
2.		
3.		
4.		
5.		
SUBTOTAL	\$11,209,709	\$11,209,709
CONTINGENCY (5% of construction)	\$560,485	\$560,485
ENGINEERING (attach contract)	\$531,100	\$531,100
LEGAL, TESTING, ETC.	\$314,501	\$314,501
OTHER (specify) ⇨	-	-
REAL PROPERTY ACQUISITION COSTS**	\$228,130	\$228,130
CLOSING COSTS (2%) (N/A in ARPA)	N/A	N/A
TOTAL	\$12,843,925	\$12,843,925

*Please see eligibility guidance for a full accounting of eligible costs. ** Please use the form provided on the website in addition to land cost invoices.

REVENUE SOURCES FOR PROJECT CONSTRUCTION	
List funds that are available for this project	AMOUNT
DEQ FUNDING (DWI# SRP-W-0196, SRP-W-134-0044, & SRP-W-ARP-0064)	\$11,780,500
CASH (City ARPA Funds)	\$2,094,815
GENERAL OBLIGATION or REVENUE BONDS	
OTHER AGENCY (specify) ⇨	
OTHER AGENCY (specify) ⇨	
OTHER (specify) ⇨	
TOTAL	\$13,875,315

The undersigned representative of the Recipient certifies that the information contained above and in any attached statements and material in support thereof is true and correct to the best of his or her knowledge.

Signature of Authorized Representative

Name and Title (type or print)

Date

Results of Good Faith Efforts Undertaken (you must check one box below)

- No subcontractors are being used for this contracted work. Fill out Table A listing only the Prime Contractor. **(This statement takes the place of State of NC Affidavit B)**
- Subcontractors are being used. Fill out Table A to list the Prime Contractor and selected subcontractors. Fill out Table B for each trade. **Each Table B lists a minimum of 3 firms.**
- Subcontractors are being used. Fill out Table A to list the Prime Contractor and selected subcontractors. Fill out Table B for each trade. If any Table B has fewer than 3 solicitations, you must also advertise in an M/WBE trade paper and indicate what source of M/WBE firms you used (must list at least one). Some possible papers and sources of M/WBE firms are listed in the Instructions of this Supplement.

Name of the Trade Paper: https://www.doa.nc.gov/divisions/historically-underutilized-businesses-hub/solicitation-opportunities
Submit proof of advertisement with package

M/WBE Sources: Source: Historical List Source: _____

Submit printouts from M/WBE source(s)

Certification Statement and Affidavit of Contractor.

The below affidavit constitutes compliance with 01NCAC 301 .0308(7)(a) and (b) and takes the place of State of North Carolina Affidavits C and D.

I have read the information in this compliance supplement and all information provided in this package is accurate and true to the extent of my knowledge including the calculated percentages and the good faith efforts presented herein.

Temple Grading and Construction Company, Inc.
Prime Contractor Company Name (Print)

John Joseph Parda, Jr. / Executive Vice President
Prime Contractor Representative (Sign & Date)

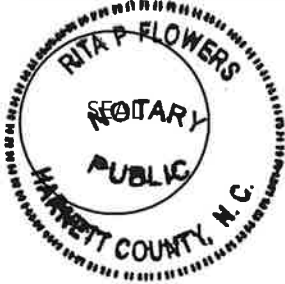


State of North Carolina, County of Harnett

Subscribed and sworn to before me this 15th day of August 2024

Notary Public Rita P. Flowers

My Commission Expires 7/21/2027



Certification of Project Owner/Funding Applicant

Funding Applicant (City, Town etc.)

Applicant Authorized Representative (Sign & Date)

Division of Water Infrastructure Project Number

August 19, 2024

Stevie L. Cox, City Manager
City of Trinity
5978 Hwy 62
Trinity, NC 27370

RE: Bid Evaluation and Recommendation of Award
Wastewater Regionalization Project
SRP-W-0196, SRP-W-ARP-0064, SRP-W-134-0044
WR Project No. 06200820.00

Dear Mr. Cox:

On Thursday August 15th, at 2:00 PM, bids were received for the referenced project. The intent of this letter is to present our evaluation of the bids and make a recommendation for award.

EVALUATION OF BIDS

Four (4) bid packages were received. The bids were hand delivered to the City of Trinity City Hall before the scheduled bid opening. Base bids read publicly were as follows:

Bidder	Base Bid
BRS, Inc.	\$11,459,777.00
Classic City Mechanical, Inc.	\$11,218,105.00
State Utility Contractors, Inc.	\$15,961,465.00
Temple Grading and Construction Company	\$11,209,709.00

Following the bid opening, WithersRavenel further reviewed each bid package in detail for compliance with NC General Statutes (NCGS) and requirements set by the funding agency (NC Division of Water Infrastructure, NCDWI). The results from our review are summarized below:

Bidder	Bid Package Complete & Correct?	Issues (if any) found with Bid Package
BRS, Inc.	Yes	None. Package was complete and correct.
Classic City Mechanical, Inc.	No	Bidder not responsible. Contractor did not comply with NCGS, did not conduct proper MWBE outreach or conduct other solicitation for any of the trades needed from subcontractors. They just listed who they knew and did no outreach as required by NCGS and EPA regs and DWI policies.
State Utility Contractors, Inc.	Yes	None. Package was complete and correct.

Temple Grading and Construction Company	Yes	None. Package was complete and correct.
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RECOMMENDATION

Based on our review of the bids, WithersRavenel has found that Temple Grading and Construction Company is the lowest, responsive, and responsible bidder. WithersRavenel understands that the City’s budget consists of the sources in the table below. If this is not correct due to any recent changes to the City’s budget, please alert me as soon as possible.

Source Name	Type	Amount
SRP-W-0196	0% NCDWI Loan	\$1,354,000.00
SRP-W-ARP-0064	ARPA Grant through NCDWI	\$5,994,000.00
SRP-W-134-0044	ARPA Grant through NCDWI	\$4,432,500.00
ARPA Funds	ARPA funds from City	\$2,094,815.00
Total		\$13,875,315.00

The sum of the lowest bid and current engineering, survey, and administration costs total to approximately \$12,283,440.00. If a 10% construction contingency is added to this sum, the total cost is approximately \$13,404,410.90. Therefore, the received construction bids plus a conservative 10% contingency are within the budget set by the City of Trinity.

WithersRavenel recommends awarding the project to the lowest, responsive, and responsible bidder, Temple Grading and Construction Company, pending review and approval by NCDWI. WithersRavenel also recommends retaining and using the SRP-W-0196 loan to cover construction and/or engineering contingency costs. The City will need to consult directly with the Local Government Commission to ensure the City is approved to secure the loan from NCDWI.

If you have any questions or need additional information, please call (919) 744-2769 and I will be glad to assist you.

Sincerely,

WithersRavenel

Maness, Clark



Digitally signed by Maness, Clark
DN: E=cmaness@withersravenel.com,
CN=Maness, Clark, OU=Rogers,
OU=WRUsers, DC=wininternal01, DC=com
Reason: I am the author of this document
Date: 2024.08.19 16:43:38-04'00'

J. Clark Maness, P.E.
Utilities – Senior Project Manager

Attachments: (1) Certified Bid Tabulation (2) Scanned Bid Packages from all four bidders