

**Town of Marshville
Town Council Meeting
Tuesday, February 4, 2013, 7:00 PM
Marshville Town Hall**

REGULAR MEETING MINUTES

Council Members Present: Mayor Franklin Deese, Mayor Pro-Tempore Matthew Jefferson, Council Members Norma Carpenter, Margaret Bivens, Dora Bridget and Gary Huntley.

Staff Present: Town Manager, Amanda Reid; Town Clerk/Finance Officer, Tonya Johnson; Town Attorney, Bobby Griffin; Director of Public Works, Bivens Steele.

Call to Order/Invocation/Pledge of Allegiance

Mayor Deese called the meeting to order at 7:04 pm. The invocation was offered by Council Member Bivens. The Pledge of Allegiance was offered by all in attendance.

Adoption of Agenda for the Meeting

A motion to adopt the agenda as presented was made by Council Member Bivens. The motion was seconded by Council Member Carpenter and passed unanimously.

Public Comment

There were no comments from any members of the public.

Public Hearing - Community Development Block Grant (CDBG) Programs & Funding

A motion to open the public hearing was made by Council Member Bridget. The motion was seconded by Council Member Huntley and passed by unanimous vote. Ms. Mary Beck, Anson County Economic Development, presented information related to the CDBG programs and funding. She explained this is the first of two public hearings required in order to apply for CDBG funds. The purpose of this public hearing is to receive information regarding categories of funding as well as to notify the public of the Town's intent to apply for CDBG funds as they become available. Ms. Beck stated that a grant project must meet one of the following three national objectives set forth by the United States Department of Housing and Urban Development, (HUD): (1) Benefiting low- and moderate-income persons, (2) preventing or eliminating slum and blighted conditions, and/or (3) Meeting other community development needs having a particular urgency because existing conditions pose a serious or immediate threat to the health and welfare of the community, and other financial resources are not available to meet such needs. She reviewed the various CDBG Grant categories which are (1) Economic Development, for the installation of water/sewer for a new or existing eligible business based on the number of new jobs created or jobs retained (2) Infrastructure, for installation of water and sewer in a specific income eligible target area (3) Scattered Housing, to complete rehabilitation and/or demolition/clearance and replacement of owner-occupied, income eligible homes (4) Small Business Entrepreneurial Assistance (SBEA), to complete water/sewer/road improvements for existing businesses; renovation of an existing building to accommodate the business; construction of a building; and, purchasing capital equipment for an existing business and (5) NC Catalyst which is a "build your own project" including housing, community revitalization, public facilities, and public services. Ms. Beck also reviewed eligibility requirements for each category.

During public comments John Edmondson, editor for *The Home News*, questioned how this differs from the previous NC Catalyst Grant the Town applied for. The Town Manager stated that the public hearing is not for a grant application and does not relate to any particular grant application, but rather to satisfy the public hearing requirement so the Town will be prepared to apply should a funding opportunity become available. Ms. Beck commented that the public hearing is not related to any grant funded or applied for in the past. Council Member Bivens asked if any of the grants could be used to assist residents in the ETJ area. Ms. Beck commented that there is a narrow window of what is allowed. If the Town is allocating money for a grant match, funds should be used to address issues within Town limits. Mayor Deese asked whether the SBEA category requires a match to which Ms.

Beck answered it does not. Mayor Deese asked if Catalyst funds could be used for demolition and if property owners, specifically for properties in an estate, would be required to sign a release. He commented it is often difficult to identify and locate all heirs. Ms. Beck stated that without the owner's consent condemnation procedures would be necessary. Mayor Deese commented that if the Town applies for a CDBG grant the next public hearing will be project specific. A motion to close the public hearing was made by Council Member Bridget, seconded by Council Member Bivens and passed unanimously.

Public Hearing to Receive Input on text changes to various sections of Article XVII "Signs" of the Land Use Ordinance

A motion to open the public hearing was made by Council Member Bridget, seconded by Council Member Carpenter and passed unanimously. The Town Manager informed the council that Jana McMakin, the Town's Planning, Zoning and Subdivision Administrator requested to continue the public hearing until March 4, 2013 to provide additional time to prepare information. A motion to continue the public hearing until March 4, 2013 was made by Council Member Bivens, seconded by Council Member Huntley and passed unanimously.

NC Rural Center Grant Application – 2013 CIP/Asset Management Plan & Mapping Update

Ms. Mary Beck presented the Town Council with information regarding a NC Rural Center Grant Application to complete a CIP/Asset Management Plan & Mapping Update. She explained that funding agencies are requiring governmental entities to have an Asset Management Plan, Capital Improvements Plan, Backflow Prevention Plan, Water Map Update, Sewer Map Update, Drought Bill Compliance, Grease and Solids Plan, Town Water and Sewer Specifications and Hydraulic Model. Ms. Beck stated the NC Rural Center Planning Grant is a \$46,000 grant with a 50/50 match requiring a local commitment of \$23,000 from the Town that can be budgeted in the next fiscal year. Ms. Beck stressed this is a very competitive application and reviewed the items requiring Council approval (placed on the Consent Agenda). Mr. Bill Lester, LKC Engineering, presented information regarding NC Rural Center meeting dates for submission of the grant application.

Adoption of the Consent Agenda

- January 22, 2013 Town Council Minutes
- Set Advertisement Date of April 17, 2013 for Delinquent Taxes
- NC Rural Center Grant Application – 2013 CIP/Asset Management Plan & Mapping Update
 - Resolution to apply for a supplemental grant through the NC Rural Economic Development Center
 - Memorandum of Understanding between the NC Rural Economic Development Center & the Town of Marshville
 - Re-affirm Resolution of MBE Percentage Goal
 - Re-affirm Resolution Prohibiting Conflicts of Interest
 - Certification by Chief Elected Official
 - Commitment of Funds
 - Project Budget Ordinance for the 2013 CIP/Asset Management Plan & Mapping Update Approve Bill Lester, P.E., LKC Engineering, to write, submit, administer the Marshville Planning Grant

A motion to adopt the consent agenda and approve the items thereon was made by Council Member Bivens. The motion was seconded by Council Member Bridget and passed unanimously.

Discussion and possible action regarding FY 12-13 Contract to Audit Accounts – J.B. Watson & Co.

The Town Manager recommended Council's approval of the audit contract and commented on a slight fee increase from the previous year and that research by the Finance Officer has determined the fee to be reasonable. A motion to accept the contract and to authorize the Mayor to execute said contract was made by Council Member Bivens. The motion was seconded by Council Member Huntley and passed unanimously.

Discussion and possible action regarding Memorial Resolution in Honor of Mrs. Gladys Kelly

Mayor Deese read a resolution expressing appreciation and gratitude for the service rendered to the Town of Marshville and extending condolences over the passing of former Town Clerk, Mrs. Gladys Kelly. A typographical

error was noted and the Town Clerk was instructed to make the necessary correction. A motion to approve the Memorial Resolution in Honor of Mrs. Gladys Kelly with the noted correction was made by Council Member Carpenter. The motion was seconded by Council Member Bivens and passed unanimously.

Discussion and possible action regarding NCLM Joint Action Program – Progress Energy/Duke Power Rate Case

The Town Manager reported that Duke Power/ Progress Energy has put forth a rate increase with the N.C. Utilities Commission and the N.C. League of Municipalities is requesting participation in a joint action program to finance the costs of protecting North Carolina Municipalities. The cost to the Town is \$100 and if there is a lack of participation the money will be refunded. The Town Manager reported a possible increase of 10% or more. Council Member Carpenter commented this seems to be a good investment of \$100. A motion to approve participation in the joint action program with the NCLM and to authorize payment of the \$100 participation fee was made by Council Member Carpenter. The motion was seconded by Council Member Bridget. Prior to the vote Mayor Pro-Tempore Jefferson asked about the Town's contract with Duke Power. Attorney Griffin commented that electric utilities are regulated by the state and cannot be changed. Attorney Griffin stated that individual citizens can also submit letters objecting the rate increases. After this discussion the motion on the floor passed unanimously.

Discussion and possible action regarding request by Affordable Cleaners to make alterations to Town owned building

The Town Manager commented that Mr. Parker passed away and his son has taken over the business and desires to remove a non load-bearing wall and replace flooring. Mr. Parker would be financially responsible for the cost of the upgrades as well as for any required permits. The Town Manager requested action from the Council. Mayor Pro-Tempore Jefferson the building had already been altered to such a degree that it would be difficult to use it for anything other than a dry cleaner. Mayor Deese asked about the possibility of a lease to own agreement and requested that Attorney Griffin research the legalities of the Town selling the building to the Tenant. A motion to approve the request by Affordable Cleaners to alter the structure was made by Council Member Bridget. The motion was seconded by Council Member Carpenter and passed unanimously. Attorney Griffin was directed to research possible avenues to sale the building.

Town Manager's Report

The Town Manager informed the Council that she will be attending the City/County Managers Conference this week but will be available by phone and email. The Town Manager reported that the Town had an inspection from OSHA which all departments. Items noted are being addressed, one being record keeping. Town staff is currently working to address files and record keeping for reporting and efficiency. The Town Manager reported that municipal reimbursements have been submitted to NCDOT for the Austin Grove Church Road water line project. Additionally, the Highway 74 Sidewalk Project is awaiting plan and contract review by NCDOT and staff hopes to complete the project this fiscal year.

Mayor and Town Council Member Comments

Council Member Huntley reminded everyone that February is Black History month. He asked for continued prayers.

Mayor Pro-Tempore Jefferson reported that he attended the NC Main Street Conference in Salisbury and it was very informational.

Council Member Carpenter commented that the Chamber dinner was enjoyable and good things are happening in Marshville.

Council Member Bivens suggested that the council consider a photo wall for past Mayors and Council Members.

Mayor Deese stressed the importance of getting record keeping under control. He stated that the Town had been cited by more than one agency as it pertains to Town files. He suggested the possibility of closing Town Hall for a day to allow staff to focus on getting records sorted and organized.

Adjourn

A motion to adjourn was made by Council Member Bivens. The motion was seconded by Council Member Carpenter and passed unanimously. There being no further comments the meeting adjourned at 8:30 pm.

These minutes approved this the 4th day of March, 2013.

By: _____

Franklin Deese
Mayor

Attest: _____

Tonya D. Johnson
Town Clerk

CDBG CATEGORIES: FIRST CDBG PUBLIC HEARING - FEBRUARY 4, 2013

This is the first of two public hearings that the Town of Marshville would be required to hold in order to apply for a Community Development Block Grant Project. The Town is conducting this public hearing in order to be prepared for categories of funding, which may become available from the North Carolina Department of Commerce during this year.

CDBG funding in North Carolina is administered by the North Carolina Department of Commerce. Grant and loan funding is made available each year to Commerce from the United States Department of Housing and Urban Development, (HUD).

CDBG National Objective: In order to be eligible for funding for every CDBG-funded category, a grant project must meet one of the following three national objectives set forth by the United States Department of Housing and Urban Development, (HUD): (1) Benefiting low- and moderate-income persons, (2) preventing or eliminating slum and blighted conditions, and/or (3) Meeting other community development needs having a particular urgency because existing conditions pose a serious or immediate threat to the health and welfare of the community, and other financial resources are not available to met such needs.

CDBG Requires: In order to make application for a CDBG (Community Development Block Grant) applicant must conduct two (2) public hearings to notify the public of the Town's intent to apply for CDBG funds. Governmental entity may apply for up to \$1.25-million (maximum) CDBG \$ per year. The following graph contains the low- to moderate-income guidelines for 2012:

Example: In order to be income eligible for CDBG categories of funding: a household of 1 must have a yearly gross income of from: \$14,400 to \$38,400 to be eligible to receive assistance. Each CDBG funding category; however, have different percentage requirements for low- to moderate-income households as well as different eligibility requirements, which we will discuss by grant category.

2012 HUD INCOME LIMITS FOR UNION COUNTY:

Union County, North Carolina										
FY 2012 Income Limit Area	Median Income	FY 2012 Income Limit Category	1 Person	2 Person	3 Person	4 Person	5 Person	6 Person	7 Person	8 Person
		<u>Very Low (50%) Income Limits</u>	\$24,000	\$27,400	\$30,850	\$34,250	\$37,000	\$39,750	\$42,500	\$45,250
Union County	\$68,500	<u>Extremely Low (30%) Income Limits</u>	\$14,400	\$16,450	\$18,500	\$20,550	\$22,200	\$23,850	\$25,500	\$27,15-
		<u>Low (80%) Income Limits</u>	\$38,400	\$43,850	\$49,350	\$54,800	\$59,200	\$63,600	\$68,000	\$72,350

NOTE: Union County is part of the Charlotte-Gastonia-Rock Hill, NC-SC HUD Metro FMR Area. The Charlotte-Gastonia-Rock Hill, NC-SC HUD Metro FMR Area contains the following areas: Cabarrus County, NC ; Gaston County, NC ; Mecklenburg County, NC ; Union County, NC ; and York County, SC

CDBG Grant Categories:

- 1) **Economic Development:** Installation of water/sewer for a new or existing eligible business based on the number of new jobs created or jobs retained (60% LMI). Up to \$1-million
- 2) **Infrastructure:** Installation of water and sewer in a specific income eligible Target Area (51% LMI). House hook-up grants under the Infrastructure category can also be used for connecting homes to public water/sewer following the installation of water and sewer through other funding (100% LMI). **Area wide benefits:** Applicants must ensure that both area-wide activities benefit at least 51% low and moderate-income persons and direct activities benefit at least 70% LMI. The Town of Marshville's LMI benefit for 2012 has been established by HUD at **55.6%** area wide. \$750,000.00
- 3) **Scattered Housing:** Rehabilitation and/or demolition/clearance and replacement of owner-occupied, income eligible homes – Union County is eligible to receive Scattered Site Housing funds every three (3) years.

Scattered Site housing dollars can be used for: Housing Rehabilitation; Housing Reconstruction; and Housing Relocation. Applicants can use up to 10% (i.e., \$22,500) of the total \$225,000 grant for an urgent or emergency repair local option project. A local option project must meet the following criteria:

- a. Houses must be occupied by homeowners with incomes at or below **50%** of area median income; therefore, to be eligible for emergency repairs the household must be very low- to low-income. Houses must be structures that can be rehabilitated; **Rehabilitation:** The purpose of rehabilitation is to take an existing unit and bring it up to the required standards set by HUD, North Carolina Building Code standards; and, the Division of Community Assistance standards for housing. To qualify as rehabilitation, parts of the existing house must be used in the process. In rehabilitation of homes, the grant can not exceed \$39,999. **Temporary Relocation:** Temporary relocation can be given to person (s) who has/have voluntarily been displaced on a temporary basis while their unit is being treated on the same site. The activity associated with this is reconstruction or rehabilitation. The local unit of government must follow their adopted Optional Coverage Relocation Plan as to how the local government plans to carry out temporary relocation. Currently, in 2012 eligible applicants (Counties) will receive only \$225,000.00 in SSH funding.
 - b. No more than \$5,000 of CDBG funds per house can be spent on emergency repairs; and,
 - c. There must be a written policy (a written set of by-laws), an established Scattered Site Housing Committee; and, a process for selecting the homeowners. Certification must be included in the application documenting the dates that the SSH Committee has met; copies of the minutes from their meeting(s); and, a copy of the by-laws must be submitted along with the grant application.
- 4) **Small Business Entrepreneurial Assistance:** (SBEA). Up to \$250,000.00 may be used towards water/sewer/road improvements for existing businesses; renovation of an existing building to accommodate the business; construction of a building; and, purchasing capital equipment for an existing business. At least 70% of the jobs created or retained must benefit low- to moderate-income households. To be eligible to receive assistance under the SBEA category a business must employ a minimum of one, but not more than 100 full time-employees, and must have been in business in the community applying for the grant for two or more years. Eligible for up to \$25,000 per new job created or retained; therefore, in order to receive \$250,000 (10 jobs).
- 5) **NC Catalyst Grant:** Up to \$500,000.00 – NC Catalyst Grant has been designed to address a number of needs:
- a. **Housing Activities:** Rehabilitation: Relocation: Temporary Relocation: Clearance: (100% LMI);
 - b. **Community Revitalization** - 100% LMI); The Community Revitalization category includes activities that revitalize an area, through improvements, preservation or development in a residential neighborhood. The category also includes activities allowed under housing and also allows infrastructure and public improvements: Water, sewer, streets, drainage. At least two needs in the area must be identified with housing as one need. All housing activities must benefit 100% LMI persons or meet the slum or blight national objective.
 - c. **Public Facilities:** Buildings which are publically owned must benefit 51% LMI);
 - d. **Public Services:** LMI benefit is depending on the activities undertaken in public service. Some of the activities include: demolition and clearance of dilapidated, vacant dwellings and buildings and infrastructure improvements and upgrades that either benefit a specified Target Area or an LMI – (low- to moderate-income) area wide-benefit. Entire Town is **55.6% LMI**.



Town of Marshville
201 West Main Street • Marshville, NC 28103
P - 704.624.2515 • F - 704.624.0175

Memorandum

Date: January 31, 2012
To: Mayor and Town Council, Amanda Reid, Town Manager
From: Jana McMakin, AICP, Planning, Zoning, & Subdivision Administrator
Re: Public Hearing – Sign Ordinance

In regards to the Sign Ordinance Public Hearing - I need to ask that the Public Hearing be continued by the Mayor and Town Council until their February 18th meeting or March 4th meeting based on the following.

I need more time to:

- Complete the revisions discussed at the Planning Board meeting;
- Send the revisions out to the Planning Board for their ok of final edits;
- Also I wanted to have a few examples by taking some pictures to show the Town Council in other jurisdictions - particularly along the Hwy 74 Corridor.

By opening and continuing the hearing, the Public Hearing will not have to be readvertised in The Home News.

I apologize for the delay. However, I want to make sure the Planning Board and Town Council have adequate time to review prior to the Public Hearing.

Thank you,

Jana McMakin, AICP
Town of Marshville
Planning, Zoning, & Subdivision Administrator

MEMO

DATE: February 6, 2013

TO: Mayor, Members of Council, Amanda Reid, Town Manager,
Tonya Johnson, Town Clerk/Finance Officer

FROM: Deborah Helms-Morton, Tax Collector

SUBJECT: 2012 Delinquent Taxes on Real Property
Set Advertisement Date for Delinquent Taxes

G.S. 105-369(a) Advertisement of tax liens on real property for failure to pay taxes. Report of Unpaid Taxes That are Liens on Real Property. – In February of each year, the tax collector must report to the governing body the total amount of unpaid taxes for the current fiscal year that are liens on real property. A county tax collector's report is due the first Monday in February, and a municipal tax collector's report is due the second Monday in February. Upon receipt of the report, the governing body must order the tax collector to advertise the tax liens.

The total amount of delinquent 2012 taxes on real property as of January 31, 2013 is \$46,980.04.

G.S. 105-369(c) Advertisements of tax liens shall be made during the period March 1 through June 30.

I am requesting that town council set the date for advertising, April 17, 2013.

**NC RURAL CENTER PLANNING GRANT APPLICATION
2013 CIP/ASSET MANAGEMENT PLAN & MAPPING UPDATE
FOR THE
TOWN OF MARSHVILLE**



Prepared By



**LKC Engineering, PLLC
200-B Westgate Drive
West End, North Carolina 27376
February 2013**

**AUTHORIZING RESOLUTION BY GOVERNING BODY
OF THE
TOWN OF MARSHVILLE**

Att. 2554d1

Planning Grants Program

WHEREAS, the North Carolina Rural Economic Development Center, Inc. (Rural Center) has authorized the awarding of grants from appropriated funds to aid eligible units of government in financing the cost of planning activities needed to address current critical public health and environmental concerns related to water and wastewater infrastructure; and

WHEREAS, the Town of Marshville needs assistance in financing a planning project that may qualify for Rural Center funding; and

WHEREAS, the Town of Marshville intends to request grant assistance for the 2013 CIP/Asset Management Plan & Mapping Update project from the Planning Grants Program;

**NOW THEREFORE BE IT RESOLVED, BY THE TOWN COUNCIL OF THE TOWN OF
MARSHVILLE:**

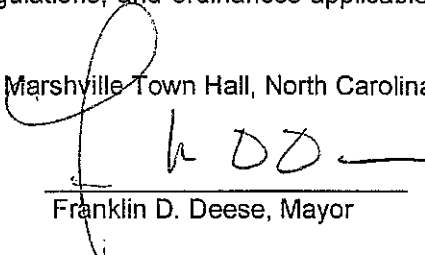
That the Town of Marshville will arrange financing for all remaining costs of the project if approved for a grant.

That **Franklin D. Deese, Mayor**, and successors so titled, is hereby authorized to execute and file an application on behalf of the Town of Marshville with the Rural Center for a grant to assist in the above-named planning project.

That **Amanda Reid, Town Manager**, and successors so titled, is hereby authorized and directed to furnish such information as the Rural Center may request in connection with an application or with the project proposed; to make assurances as contained in the application; and to execute such other documents as may be required in connection with the application.

That the **Town of Marshville** has substantially complied or will substantially comply with all federal, state, and local laws, rules, regulations, and ordinances applicable to the project and to the grants pertaining thereto.

Adopted this date **February 4, 2013**, at Marshville Town Hall, North Carolina.



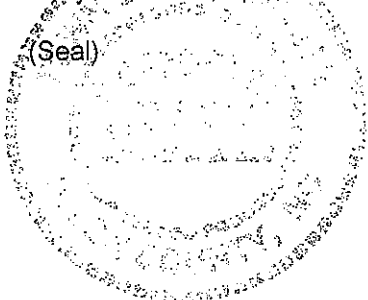
Franklin D. Deese, Mayor

ATTEST:



Tonya Johnson, Town Clerk

(Seal)



TOWN OF MARSHVILLE
RESOLUTION
PROHIBITING
CONFLICTS OF INTEREST

WHEREAS, the Marshville Town Council have received awards of funds from the North Carolina Rural Economic Development Center; and,

WHEREAS, Clean Water funds are subject to the rules and guidelines set forth by the General Statutes of North Carolina; and,

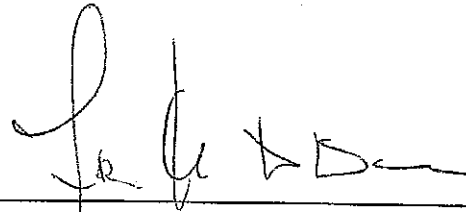
WHEREAS, the Town of Marshville is a municipal corporation organized and chartered under the laws set forth by the General Statutes of North Carolina; and,

WHEREAS, as a municipal corporation, all Town employees and officials are aware of, and in full compliance with North Carolina General Statutes 14-234 regarding conflicts of interest; and,

WHEREAS, no employee, officer, or agent of the Town of Marshville shall participate in the selection or award of a contract supported by state funds if a conflict of interest, real, or apparent would be involved. Such conflicts would arise when; the employee, officer, or agency has any member of his immediate family, his or her partner, or is a member of an organization which employs or is about to employ, or any of the above that may have a financial or other interest in a firm selected for award of a contract. The grantee's officers, employees, or agents shall neither solicit nor accept gratuities, favors, or anything of monetary value from contractors, potential contractors, or parties to sub-agreements.

NOW, THEREFORE, LET IT BE RESOLVED, that the Marshville Town Council adopts this resolution that there will be no conflicts of interest, real or apparent associated with these funds.

Adopted, this the 24th day of September, 2003
Re-affirmed, this the 3rd day of December, 2007
Re-affirmed, this the 16th day of June, 2008
Re-affirmed, this the 7th day of January, 2013.
Re-affirmed, this the 4th day of February, 2013.



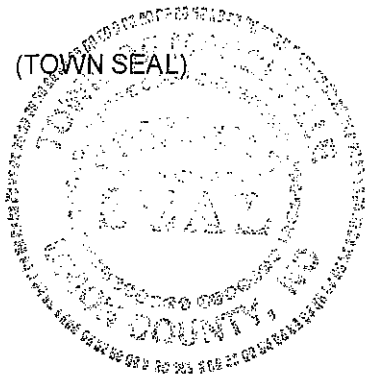
Franklin D. Deese, Mayor

ATTEST:



Tonya Johnson, Clerk to the Board

(TOWN SEAL)



North Carolina Water/Wastewater Common Application Form

For use by ARC, CWMTF, DENR, DOC, and Rural Center applicants.

Att. 2554d3

Agency Use Only

In an effort to streamline the application process, North Carolina funding agencies created this common application form for applicants to utilize when requesting water/wastewater grant/loan funds. Additional material required by each funding agency can be found in the appendices.

Guidelines:

- Fully complete each section of this application form
 - Be sure to include all additional information requested by involved funders (found in appendices)
- Please refer to appendices for the number of copies required by each agency.
 - If a project is requesting CWMTF and Rural Center funds, the fully executed common application form should be sent to both CWMTF and the Rural Center. In addition to the common application form, each agency should receive its additional requested material only. See individual agency guidelines for other material needed for each application.

Descriptive Project Title:

(Title should stay consistent with each agency request.)

2013 CIP/Asset Management Plan & Mapping Update

Indicate the status of this application:

- ☒ NEW APPLICATION
☐ REVISION
☐ RESUBMITTAL

- Former project title: _____

Select organization(s) involved in this request (check all that apply)

- ☐ ARC Appalachian Regional Commission
Date submitted _____
- ☐ CWMTF Clean Water Management Trust Fund
Date submitted _____
- ☐ DENR-CW NC Dept. of Environment and Natural Resources (Clean Water)
Date submitted _____
- ☐ DENR-DW NC Dept. of Environment and Natural Resources (Drinking Water)
Date submitted _____
- ☐ DOC NC Dept. of Commerce
Date submitted _____
- ☐ CDBG (DCA)
☐ CDBG-ED (CFC)
☐ IDF (CFC)
- ☒ NCREDC NC Rural Economic Development Center
Date submitted _____

North Carolina Water/Wastewater Common Application Form

For use by ARC, CWMTE, DENR, DOC, and Rural Center applicants. Att. 2554d4

GENERAL INFORMATION

Legal Name of Applicant / Unit: Town of Marshville County: Union
 Name of Chief Elected Official: Franklin D. Deese Title: Mayor
 Name of Authorized Representative (if different from above): Amanda Reid, Town Manager
 Mailing Address: 201 West Main Street Street Address: 201 West Main Street
 City: Marshville State: NC Zip: 28103
 Primary Telephone(s): (704) 624-2515 Fax: (704) 624-0175
 Email: areid@marshville.org Federal Tax ID #: 56-6001282

Type of Applicant (check those that apply):

- ☒ Municipality ☐ Water / Sewer District ☐ Joint Agency Pursuant to G.S. 160A-20
☐ County ☐ Metro Water / Sewer District ☐ Joint Agency Pursuant to G.S. 63-56
☐ Non Profit Water Corporation ☐ Water / Sewer Authority ☐ Sanitary District
☐ Other (be specific): _____

Application Prepared by:

Name: Bill Lester, Jr., P.E. Title: Professional Engineer
 Primary Telephone: (910) 420-1437 Fax: (910) 420-1438
 Email: bill@lkcengineering.com
 Name of Engineering Firm: LKC Engineering, PLLC
 Name of Engineer: Bill Lester, Jr., P.E.
 Mailing Address (if other than above): 200-B Westgate Drive
 City: West End State: NC Zip: 27376
 Primary Telephone: (910) 420-1437 Fax: (910) 420-1438
 Email: bill@lkcengineering.com Federal Tax ID #: 46-0792550

PROJECT TYPE

Check all that apply:

- DRINKING WATER**
 Drinking Water Source ☒
 Drinking Water Treatment ☐
 Drinking Water Transmission/Distribution ☒
 Drinking Water Storage ☐
 Other: explain in project description (Including green projects) ☐

- WASTEWATER**
 Wastewater Treatment ☒
 Wastewater Collection ☒
 Water Reclamation or Land Application facilities ☐
 Sewer System Rehab ☒
 Other: explain in project description (Including green projects) ☐

Projected Construction START Date: April 2013 (Planning) County(s) Served: Union

of NEW customers (connections) TO BE SERVED by project

	Water	Wastewater
Residential	0	0
Business	0	0
Total(s)	0	0

of customers (connections) CURRENTLY served

	Water	Wastewater
Residential	1222	1200
Business	144	130
Total(s)	1366	1330

North Carolina Water/Wastewater Common Application Form

For use by ARC, CWMTF, DENR, DOC, and Rural Center applicants.

Att. 2554d5

PROJECT STATISTICS

Applicants must fill out this section completely as project statistics are used to score the application. For assistance with completing this section please visit the Rural Center [website](#).

Poverty Rate: 15%

Median Household Income \$44,657
(updated):

Ability To Pay: 4.29

Population: 2,402

County Tier #: 3

PLEASE PROVIDE A DESCRIPTION OF THE PROJECT SPECIFICALLY ADDRESSING THE DETAILS OF EACH MAJOR ACTIVITY (I.E. WHO, WHAT, WHERE, WHY AND HOW). INDICATE IF THIS WILL BE A PHASED CONSTRUCTION PROJECT.

RATIONALE: (1 PARAGRAPH MAX)

- Problems and/or compliance issues that project will alleviate
- Local, regional and/or state need for project
- Critical circumstances or emergency situations that compel project to be funded

Benefits: (1 paragraph max)

- Results and accomplishments to be derived from project
- Other non-quantifiable benefits (e.g. partnership, improved standard of living, etc.)

Performance Measurement:

- Outputs (i.e. 1,000 LF of 8-inch PVC pipe)
- Outcomes (i.e. fully functioning line)
- Number of jobs created (see agency guidelines)

(Detail all quantifiable measures, including leveraged private investment resulting from the project.)

Project Description

RATIONALE: The Town of Marshville will utilize NC Rural Center Planning Grant funds to complete a comprehensive Water & Sewer Mapping update, Water System Hydraulic Model, CIP update, Asset Management Plan, Drought Bill Compliance and Water System Efficiency report, and review several utility plans the Town may need to comply with NCDENR standards. The Town does not currently have an accurate water distribution and wastewater collection system map (latest update 1996), and they are not currently in compliance with several NCDENR compliance standards related to the water and sewer systems, including the Drought Bill requirements.

BENEFITS: The Town proposes to address these concerns by completing a detailed review of all system needs, supported by an updated mapping of the water and sewer systems to NCDENR standards, and completion of an Asset Management Plan in conjunction with an updated Capital Improvements Plan based on the information developed within the review. The Asset Management Plan will be completed in accordance with US Environmental Protection Agency's guide entitled "Asset Management: A Handbook for Small Water Systems." The completion of the following tasks will be included in the planning grant funding:

- Review of all Pertinent Data/Previous Reports
- Water and Sewer System Mapping Update
- Water System Hydraulic Model
- Asset Management Plan
- Drought Bill Compliance w/ Water Efficiency Provisions
- Capital Improvement Plan Update
- Review of Key Utility Plans with Recommendations

PERFORMANCE MEASUREMENT: All tasks will be completed in accordance with NC Rural Center and all required State and local standards. The Town has worked diligently to comply with the noted violations as current improvements continue as funding allows. As that continues, the Town is focusing on developing the items proposed in this project to provide greater operational and administrative tools that will enable the staff to provide water and sewer service to its citizens in accordance with all NCDENR and EPA standards. The proposed project will address the noted critical needs with a comprehensive system review and provide a the noted planning documents to meet the current needs and assist with managing all future needs and supporting long- term strategic planning.

North Carolina Water/Wastewater Common Application Form

PROJECT BUDGET

For use by ARC, CWMTF, DENR, DOC, and Rural Center applicants.

Complete the project budget addressing the categories provided in the table below (insert rows/columns as needed).
NOTE: Engineering costs shall be held to the USDA or EPA fee curve, depending on the funding partner.

Cost Description	ARC	CWMTF	DENR	DOC	Rural Center	Local	Other	Total Cost Amount
Water Mapping Update & Hydraulic Model						\$12,000		\$12,000.00
Sewer Mapping Update					\$3,000	\$7,500		\$10,500.00
Drought Bill Compliance / Water System Efficiency					\$3,500	\$3,500		\$7,000.00
CIP Update / Asset Management Plan					\$11,500			\$11,500.00
Review & Update W&S Plans					\$2,700			\$2,700.00
								\$0.00
								\$0.00
Construction Sub - Total	\$0.00	\$0.00	\$0.00	\$0.00	\$20,700.00	\$23,000.00	\$0.00	\$43,700.00
Contingency								\$0.00
Engineering Design								\$0.00
Permitting								\$0.00
Land Surveying Costs								\$0.00
Easement Preparation								\$0.00
Closing Fee (if applicable)								\$0.00
Construction Administration/Observation								\$0.00
Grant and/or Loan Administration					\$2,300			\$2,300.00
Legal Costs								\$0.00
Other (specify)								\$0.00
Administration Sub-Total	\$0.00	\$0.00	\$0.00	\$0.00	\$2,300.00	\$0.00	\$0.00	\$2,300.00
								\$0.00
TOTAL PROJECT COST	\$0.00	\$0.00	\$0.00	\$0.00	\$23,000.00	\$23,000.00	\$0.00	\$46,000.00
Status of Funding (pending or secured)								

North Carolina Water/Wastewater Common Application Form

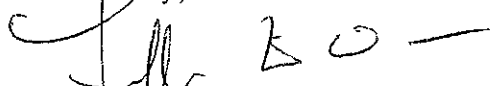
For use by ARC, CWMTF, DENR, DOC, and Rural Center applicants.

Att. 2554d7

CERTIFICATION BY CHIEF ELECTED OFFICIAL/AUTHORIZED REPRESENTATIVE

The attached statements and exhibits are hereby made part of this application and the undersigned representative of the applicant certifies that the information in this application and the attached statements and exhibits is true, correct, and complete to the best of his/her knowledge and belief. He/She further certifies that:

- 1 as Authorized Representative, he/she has been authorized to file this application by formal action of the governing body;
- 2 that the governing body agrees that if a grant and/or loan is awarded, the applicant will provide proper and timely submittal of all documentation requested by the Grantor Agency;
- 3 that the governing body agrees to provide for proper maintenance and operation of the approved project after its completion;
- 4 that the applicant has substantially complied with or will comply with all federal, state and local laws, rules and regulations and ordinances as applicable to this project; and
- 5 that the applicant will adopt and place into effect on or before the completion of the project a schedule of fees and charges which will provide for the adequate and proper operation, maintenance, administration and repayment of all principle and interest on loans of the project.
6. that the applicant has followed proper accounting and fiscal reporting procedures, as evidenced by the applicant's most recent audit report, and that the applicant is in substantial compliance with provision of the general fiscal control laws of the State.
7. that the (Town or County), North Carolina is organized and chartered under the laws of North Carolina. All officials and employees are aware of, and in full compliance with NCGS 14-234, "Director of public trust contracting for his own benefit, participation in business transaction involving public funds; exemptions." (For units of local governments only.)



SIGNATURE OF CHIEF ELECTED OFFICIAL/AUTHORIZED REPRESENTATIVE

Franklin D. Deese

Mayor

February 4, 2013

TYPED NAME

TYPED TITLE

DATE

Please note: ORIGINAL signatures are required for each agency application.

Town of Marshville
2013 CIP/ Asset Management Plan & Mapping Update

PROJECT DESCRIPTION

General: The Town of Marshville currently provides water and sewer service to all residential, commercial, institutional, and industrial customers within the municipally incorporated limits. These services are provided at and above the standards as established by the North Carolina Department of Environment and Natural Resources (NCDENR) and Environmental Protection Agency (EPA). Locally, these standards are regulated through the Town's Code of Ordinances and related policies, and are operated and maintained by properly trained staff to ensure the highest level of quality. The Town of Marshville is pursuing application through the NC Rural Center Planning Grant Program for the 2013 CIP/ Asset Management Plan & Mapping Update Project. The Town operates its water system under NCDENR Public Water System ID No. 01-90-015. The Marshville Water System Management Plan (WSMP No.: 02-01569) and Water Shortage Response Plan have also been reviewed and approved by the Public Water Supply Section. The Town operates the Wastewater Collection System under NCDENR Permit No. WQCS00344 and discharges all wastewater to Anson County and the City of Monroe for treatment and disposal.

Marshville is located in the eastern most portion of Union County, which is located in the southern piedmont region of North Carolina. Union County is bounded by Mecklenburg County to the west, Anson County on the east, on the north by Stanly and Cabarrus Counties and the South Carolina state line to the south. Marshville is situated along U.S. Highway #74 approximately 30 miles east of Charlotte. Marshville's topography is characteristic of the south central piedmont and consists mainly of rolling hills. The Town's economy has transitioned over the years but has remained firmly tied to agricultural, particularly poultry, the lumber industry and small businesses related to the proximity to the Charlotte Metro Region.

The town limits covers 4.0 square miles and is largely rural with only a few industries. According to the 2010 Census data, Marshville's population is 2402 with 2.32 persons per

household. The 2012 updated median household income is \$45,428 and the percentage of the population below the poverty level is 15%.

Proposed Improvements: The Town of Marshville will utilize NC Rural Center Planning Grant funds to complete a comprehensive Water & Sewer Mapping update, Water System Hydraulic Model, CIP update, Asset Management Plan, Drought Bill Compliance and Water System Efficiency report, and review several utility plans the Town may need to comply with NCDENR standards. The Town does not currently have an accurate water distribution and wastewater collection system map (latest update 1996), and they are not currently in compliance with several NCDENR compliance standards related to the water and sewer systems, including the Drought Bill requirements.

The Town proposes to address these concerns by completing a detailed review of all system needs, supported by an updated mapping of the water and sewer systems to NCDENR standards, and completion of an Asset Management Plan in conjunction with an updated Capital Improvements Plan based on the information developed within the review. The Asset Management Plan will be completed in accordance with the EPA publication, "*Asset Management: A Handbook for Small Water Systems*". The completion of the following tasks will be included in the planning grant funding:

- Review of all Pertinent Data/Previous Reports
- Water and Sewer System Mapping Update
- Water System Hydraulic Model
- Asset Management Plan
- Drought Bill Compliance with Water Efficiency Provisions
- Capital Improvement Plan Update
- Review of Key Utility Plans with Recommendations

The proposed project will provide the noted deliverables to meet the documented needs and provide planning documents for future operation, maintenance and repair of its infrastructure systems.

Project Need / Benefit: The proposed project will address several critical needs as documented, with additional information also provided in the Critical Needs section of this application. Beneficiaries include all customers of the Town's system, and more importantly the surrounding environment. Proper planning, including the development of a Capital Improvements Plan and Asset Management Plan is essential to the maintenance and long-term future of the water and sewer systems. The completion of this project will also bring the Town into compliance with numerous NCDENR and NC Legislative requirements as stated in the Critical Needs section herein.

Project Financing/Other Funding: The total estimated project cost of the proposed "2013 CIP/Asset Management Plan & Mapping Update" project is \$46,000.00.

Proposed Expenses

Water Mapping Update & Hydraulic Model	\$12,000.00
Sewer Mapping Update	\$10,500.00
Drought Bill Compliance/Water System Efficiency	\$7,000.00
CIP Update / Asset Management Plan	\$11,500.00
Review & Update Water & Sewer Plans	<u>\$2,700.00</u>
Total Project Cost	\$46,000.00

Proposed Revenues

NC Rural Center – Planning Grant	\$23,000.00
Town of Marshville – Local Funds	<u>\$23,000.00</u>
Total	\$46,000.00

The Capital Improvement Plan and Asset Management Plan will provide a valuable planning tool for future sustainability of the infrastructure system.

Summary: Completion of the project will assist the Town in meeting all NCDENR compliance standards. Availability of data and information will be a beneficial tool to Town staff - administrative and operations. The availability of planning grant funds will supplement local funds to provide a thorough update of the required plans, mapping, and information that may

otherwise continue to be incomplete and below standards. The deliverable for this project will eliminate several non-compliant issues with various NCDENR agencies.

Following is a projected Project Schedule:

Grant Award	0 Days
NC Rural Center Contract Execution	60 Days
Review All Existing Plans	90 Days
Water Mapping Update & Hydraulic Model	120 Days
Drought Bill – Water System Efficiency Provisions	180 Days
Mapping Update – Wastewater Collection System	210 Days
Capital Improvement Plan Update	240 Days
Asset Management Plan	300 Days
Project Closeout	360 Days

The proposed project will meet the Town's needs for infrastructure planning by addressing the needs for updates to numerous plans and the completion of several items required for NCDENR compliance.

Town of Marshville
2013 CIP/ Asset Management Plan & Mapping Update

PROJECT JUSTIFICATION

Completion of the proposed project will meet the NC Rural Center objective of addressing a current critical infrastructure need by addressing the planning, mapping and water quality needs of the Town of Marshville water distribution and wastewater collection systems. The documentation for Critical Needs as provided in Tab 4 of this application includes documented mapping and reporting deficiencies required by NCDENR Public Water Supply and Division of Water Quality related to the operational and administrative needs of the system. These needs include requirements for a Water and Sewer System Mapping Project, Asset Management Plan, and Capital Improvements Plan Update. The documentation provides sufficient evidence of critical needs as follows:

- Comprehensive Water System Mapping Project – Current mapping system as required by NC General Statute 143-355 needs updating to meet requirements
- Development of Asset Management Plan – No previous plan due to lack of proper mapping and accounting within system
- Update of Capital Improvement Plan – Existing Plan last dated 2003 requires update to reflect needs to be documented within the planned report
- Drought Bill – Water Efficiency Provision – Required for compliance with Session Law 2008-143 and subsequent amendments to NC General Statutes 143-355
- Notice of Violation / Administrative Order – Town has been challenged with meeting HAA and TTHM limits, and while compliance deadline measures were met, Town is in need of assistance to better meet the limits in the future

Completion of the proposed project will address 100% of the documented critical needs and as presented. In addition, the resulting document will be a valuable asset in future operation of the system, annual planning, and potential funding opportunities. The noted critical needs meet the NC Rural Center criteria for eligibility to apply for funding in the Planning Grant Program.

Town of Marshville
2013 CIP/ Asset Management Plan & Mapping Update

CRITICAL NEEDS

The Town of Marshville is requesting NC Rural Center Planning Grant funds to complete a comprehensive project that addresses numerous deficiencies. The critical needs that can be documented by these deficiencies range from NCDENR Planning requirements to documented compliance issues. These needs are focused within the Town's water distribution and wastewater collection systems, and include the following specific items that meet the criteria as established by the NC Rural Center for critical needs:

- **Inadequate Mapping System:** The Town's existing Water System Map and Wastewater Collection System Map are both outdated, with the latest revisions being at least 10 years old. This is a long-term planning obstacle and is notably older than 2007 as referenced as eligible in the NC Rural Center Guidelines. But further documentation of the need and deficiency is referenced in NC General Statute 143-355. This statute requires all local governments to develop and submit a Local Water Supply Plan. Specifically, "NCGS 143-355 (1) requires that an up-to-date system map may be submitted at least every five years." (Reference attached.) The Town has needs an updated map to again be in compliance with this requirement.
- **Drought Bill Compliance:** The NC General Assembly passed the 2008 Drought Bill into law as Session Law (SL) 2008-143 on July 31, 2008. This bill amended NC General Statute 143-355 to include new requirements for Water System Efficiency. The Town of Marshville does not currently comply with all of those requirements. In order to comply with this need, the Town requires assistance to complete the necessary reports, and guidance is required to provide recommendations to become compliant. This need is critical from a planning perspective, as well as potential funding. The amendment requires compliance with the Drought Bill in order to receive State funding of water projects. The Town of Marshville has met many of

these requirements, but recent issues with the water metering system, and lack of data have prevented them from accurately tracking system efficiency. All tasks of the Drought Bill will be addressed and documented.

- **Asset Management Plan and Capital Improvement Plan:** The Town does not currently have an updated Capital Improvement Plan. The Capital Improvement Plan is required for planning, as well as for properly reporting to NCDENR Public Water Supply and NCDENR Division of Water Quality (Wastewater Collection System Permit). Please see the attached NCDENR Notice of Deficiency letter dated December 13, 2012 noted the Town's need to develop and submit an updated CIP. The Town has numerous known deficiencies that need to be included in an updated CIP as noted herein. Proper planning for the future of the Town is dependent on having a clear plan and method to implement the infrastructure needs. Also, the Town has not previously had the proper guidance and ability to establish an Asset Management Plan. This is an on-going obstacle to proper planning and annual budgeting. The Town needs to complete the Asset Management Plan in accordance with the EPA guidance noted in the Project Description - "*Asset Management: A Handbook for Small Water Systems*".
- **System-wide Water Quality Concerns:** The Town of Marshville was placed on an NCDENR Administrative Order on February 19, 2009 and received several notices regarding water quality through 2012 (attached recent notices and summary). While the Town has complied with the actions noted and met the compliance deadline of the Administrative Order, the Town continues to work diligently to comply with the MCL requirements for HAA and TTHM. The Town is a regional water customer of Anson County and recognizes the challenges of the system, and as such they are always seeking strategies to improve compliance. In order to properly address the concerns, the Town needs the ability to understand water usage, residence time, and document areas of concern. From distribution line deterioration to low flow areas to documented sites with poor water quality, the critical need requires updated system mapping, asset documentation, and a proper review of the water usage, demand and treatment. This will be best accomplished by completing all activities noted and

completion of the hydraulic model. Once completed, the mapping system and hydraulic model will be used in conjunction with our regional partners' data to better understand water usage and quality needs within our system, and assist in working with our supplier to make sure our customers receive the highest quality water possible through our interconnection.

The aforementioned and documented Critical Needs will all be addressed with the completion of the noted project. Each work task is integral to the final product and will assist in elimination of the noted needs. By completing these tasks the Town will also develop the necessary tools to further improve system operations, such as developing an updated map with portable access capability (phone, work pads, etc.), hydraulic model, infrastructure development plan and documenting future needs of the system. However, it is very important that the initial needs are addressed in order to achieve these future goals in support of planning and future regulatory requirements.



DEC 14 2012

North Carolina Department of Environment and Natural Resources

Division of Water Quality

Beverly Eaves Perdue
Governor

Charles Wakild, P. E.
Director

Dee Freeman
Secretary

December 13, 2012

Ms. Amanda Reid, Town Manager
Town of Marshville
201 W. Main St.
Marshville, NC 28103

Subject: **Notice of Deficiency**

NOD Tracking # NOD-2012-PC-0359

Compliance Evaluation for Collection System

Permit No. WQCS00344

Marshville Collection System

Union County, NC

Dear Ms. Reid:

Ms. Barbara Sifford, of the NC Division of Water Quality (DWQ), Mooresville Regional Office (MRO) conducted a compliance evaluation inspection (CEI) of the Town of Marshville's wastewater collection system permit number WQCS00344, on November 28, 2012. The assistance and cooperation of Mr. Bivens Steele and Ms. Alicia Melton was greatly appreciated. Please note that the sections completed on the report pertain only to the areas that were inspected. An inspection report is attached for your records and inspection findings are detailed in this report.

The collection system for the Town of Marshville consists of approximately 21 miles of gravity sewer line, 5 miles of force main and three (3) pump stations. The system conveys wastewater to the Union County collection system (WQCS00054) and to Anson County collection system (WQCS00066) for treatment. The collection system is classified as a CS-2 system. In 15A NCAC 08G.0201 it is the responsibility of system owners to designate certified operators. The owner is required to fill this vacancy within 120 days.

Performance Standards

The Town needs to develop and implement an inspection and enforcement program for fats, oils and grease. The Town should consider following the guidelines in Monroe's ordinance since this wastewater is tributary to the Monroe WWTP. Educational materials are to be distributed bi-annually to both residential and non-residential users. *Please provide details of how the Town plans to meet this requirement with your response.*

Mooresville Regional Office
Location: 610 East Center Avenue suite 301, Mooresville, North Carolina 28115
Phone: 704-663-1699 \ FAX: 704-663-6040
Internet: www.ncwaterquality.org

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The Town has made significant reinvestment in the collection system with the past rehabilitation project and the current project of replacing the pump station on Elaine St. (WQ0036201) issued October 31, 2012. However a Capital Improvement Plan is still required to address short term and long term needs of the collection system and designate funding for reinvestment into the infrastructure. This plan should cover a minimum of three years capital expenses. *Please provide a copy of the current plan.*

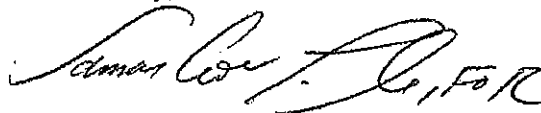
The annual report was completed but no record was noted in the files as being received in Raleigh. *Please provide a copy of the past report for our files and mail future reports to Raleigh as required by House Bill 1160 and NCGS143-215.1C Report to wastewater system customers on system performance.*

Records

Recording keeping requirements for the collection system were discussed with Mr. Bivens Steele and Ms Alicia Melton. Pump station records document the required minimum documentation but additional information on pump runtimes, and alarm testing could be used to provide system operational information. Records reviewed for the documentation of line cleaning were not complete and did not document the required annual minimum footage of 11,000 feet. The complaint log is maintained in the work order system but can not be easily retrieved and sorted by causes to note areas that have required maintenance. A high priority line list for frequent inspections separate from the right of way list should be developed and documentation of these inspections should be recorded. The map is complete and provides details as to how the flow is divided between Union County (40%) and Anson County (60%). *Please provide a list of the high priority lines and it will be included as Attachment A to the permit.*

It is requested that a written response be submitted to this office by **February 4, 2013**, addressing the items noted in the inspection report and this letter. Your comments should be submitted to the attention of Ms. Barbara Sifford.

Sincerely,



Michael Parker
Regional Supervisor
Surface Water Protection Section
Mooresville Regional Office

Enclosures- Inspection Report
Technical Assistance Report

Cc: Bivens Steele- ORC/ Public Works Director
MRO CS Marshville / PERCS Raleigh

Compliance Inspection Report

Permit: WQCS00344 **Effective:** 08/22/06 **Expiration:** 07/31/14 **Owner:** Town of Marshville
SOC: **Effective:** **Expiration:** **Facility:** Marshville Collection System
County: Union 201 W Main St
Region: Mooresville Marshville NC 28103

Contact Person: Carl Webber **Title:** **Phone:**

Directions to Facility:

System Classifications: CS2,

Primary ORC: Marion Bivens Steele

Certification: 988801

Phone: 704-624-2515

Secondary ORC(s):

On-Site Representative(s):

Related Permits:

NC0024333 City of Monroe - Monroe WWTP
 WQCS00066 Anson County - Anson County Collection System
 NC0041408 Anson County - Anson County Regional WWTP
 WQCS00054 Union County Public Works - Union County Collection System

Inspection Date: 11/28/2012 **Entry Time:** 10:00 AM **Exit Time:** 03:30 PM

Primary Inspector: Barbara Sifford

Phone: 704-663-1699
 Ext.2196

Secondary Inspector(s):

Reason for Inspection: Routine

Inspection Type: Collection System Inspect Non Sampling

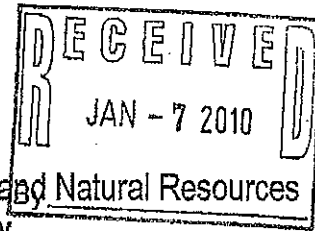
Permit Inspection Type: Collection system management and operation

Facility Status: ☐ Compliant ☒ Not Compliant

Question Areas:

☒ Miscellaneous Questions ☒ Performance Standards ☒ Operation & Maint Reqmts ☒ Records
☒ Monitoring & Rptng Reqmts ☒ Inspections ☒ Pump Station ☒ Manhole
☒ Lines

(See attachment summary)



Att. 2554d19

North Carolina Department of Environment and Natural Resources
Division of Water Quality

Beverly Eaves Perdue
Governor

Coleen H. Sullins
Director

Dee Freeman
Secretary

January 5, 2010

Mr. Carl Webber, Town Administrator
Town of Marshville
201 W. Main St.
Marshville, NC 28103

Subject: Compliance Evaluation for Collection System
Permit No. WQCS00344
Marshville Collection System
Union County, NC

Dear Mr. Webber:

Ms. Barbara Sifford, of the NC Division of Water Quality (DWQ), Mooresville Regional Office (MRO) conducted a compliance evaluation inspection (CEI) of the Town of Marshville's wastewater collection system permit number WQCS00344, on December 10, 2009. The assistance and cooperation of Mr. Bivens Steele was greatly appreciated. Please note that the sections completed on the report pertain only to the areas that were inspected. An inspection report is attached for your records and inspection findings are detailed in this report.

The collection system for the Town of Marshville consists of approximately 21 miles of gravity sewer line, 5 miles of force main and three (3) pump stations. The system conveys wastewater to the Union County collection system (WQCS00054) and to the City of Monroe's WWTP (NPDES NC0024333) and to Anson county collection system (WQCS00066) and Anson County WWTP (NPDES NC0041408) for treatment. The collection system is classified as a CS-2 system.

The infrastructure repairs that were completed during 2008 and 2009 have resulted in reducing the hydraulic overflows due to inflow and infiltration. Flow meters in the remaining sections of the collection system could help isolate areas to target next for repairs.

Performance Standards

The Town needs to develop and implement an inspection and enforcement program for fats, oils and grease. The Town should consider following the guidelines in Monroe's ordinance since some of this wastewater is tributary to the Monroe WWTP. Educational materials need to be distributed annually to both residential and commercial customers of the system. *Please provide details of how the Town plans to meet this requirement with your response.*

Mooresville Regional Office
Location: 610 East Center Ave., Suite 301 Mooresville, NC 28115
Phone: (704) 663-1699 \ Fax: (704) 663-6040 \ Customer Service: 1-877-623-6748
Internet: www.ncwaterquality.org

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§ 143-355 (l)

(l) Local Water Supply Plans. — Each unit of local government that provides public water service or that plans to provide public water service and each large community water system shall, either individually or together with other units of local government and large community water systems, prepare a local water supply plan and submit it to the Department for approval. The Department shall provide technical assistance with the preparation of plans to units of local government and large community water systems upon request and to the extent that the Department has resources available to provide assistance. At a minimum, each unit of local government and large community water system shall include in local water supply plans all information that is readily available to it. Plans shall include present and projected population, industrial development, and water use within the service area; present and future water supplies; an estimate of the technical assistance that may be needed at the local level to address projected water needs; current and future water conservation and water reuse programs, including a plan for the reduction of long-term per capita demand for potable water; a description of how the local government or large community water system will respond to drought and other water shortage emergencies and continue to meet essential public water supply needs during the emergency; and any other related information as the Department may require in the preparation of a State water supply plan. A unit of local government or large community water system shall submit a revised plan that specifies how the water system intends to address foreseeable future water needs when eighty percent (80%) of the water system's available water supply based on calendar year average daily demand has been allocated to current or prospective water users or the seasonal demand exceeds ninety percent (90%). Local plans shall be revised to reflect changes in relevant data and projections at least once each five years unless the Department requests more frequent revisions. The revised plan shall include the current and anticipated reliance by the local government unit or large community water system on surface water transfers as defined by G.S. 143-215.22G. Local plans and revised plans shall be submitted to the Department once they have been approved by each unit of local government and large community water system that participated in the preparation of the plan.

From: <http://www.ncleg.net/gascripts/statutes/statutelookup.pl?statute=143>

Updated July 9, 2012



SYSTEM MAP SUBMISSION GUIDELINES







North Carolina General Statute 143-355(l) requires that an up-to-date system map be submitted at least every five years. If you have an existing system map on file with the Division of Water Resources, review the map to ensure it is satisfactory. If an update is necessary, use the following submission guidelines:

With your system reporting form, include a map of the water system showing:

- 1) the water system service area boundary,
- 2) points of intake and discharge,
- 3) wells,
- 4) water and wastewater treatment facilities, and
- 5) water and wastewater interconnections with other systems.

Also, show any future points of intake or discharge, wells, water and wastewater facilities, water and wastewater interconnections, and planned service area boundary extensions.

Use the symbols and colors listed below to label points of interest on the map.

System Map Legend					
					
Water Treatment Plants	Surface Water Intakes	Ground Water Well	Finished Water Connection	Wastewater Connection	Wastewater Discharge
Blue	Blue	Green	Black	Black	Red

System maps may be submitted in the following formats:

- .pdf files
- .gif, .jpg, or .bmp files

If the size of the file(s) is larger than 5MB, please contact us for other submission options.

If submitting the system map by U.S. Mail, be sure to include:

- A paper copy of the map printed on 8-1/2" x 11" or 11" x 17" paper only.
- A disc containing the system map in one of the above listed formats.

Cut out the address below and affix it to the envelope.

Division of Water Resources
Water Supply Planning – LWSP
1611 Mail Service Center
Raleigh, NC 27699-1611

If you have any questions regarding the system map requirements, please contact the Division of Water Resources at lwsp@ncmail.net or (919) 707-9000.

reimburse the supplying water system for the cost of the water. The cost charged to the receiving system shall not exceed one hundred ten percent (110%) of the retail cost that would be charged to a customer of the supplying system for an equivalent amount of water and any additional costs incurred by the supplying system for alterations to its infrastructure or water treatment to effectuate the diversion except as provided under an interlocal agreement. Unless liability is otherwise assigned in an interlocal agreement, the receiving water system shall be liable to all persons suffering any loss or damage caused by or resulting from the laying of temporary waterlines to effectuate the diversion. Within 10 days of placing the temporary waterlines, the water system that is liable shall institute a civil action in accordance with the procedures set out under Article 9 of Chapter 136 of the General Statutes to compensate the property owners for any taking caused by or resulting from the laying of temporary waterlines, with the water system that is liable having the role of the Department of Transportation and the governing board of the water system that is liable having the role of the Secretary of Transportation under Article 9 of Chapter 136 of the General Statutes. The placing of temporary waterlines pursuant to this section is not subject to the provisions of G.S. 153A-15.

(e) This section shall not be construed to authorize or require any actions that conflict with or are superseded by the provisions of any order of a federal or State court or administrative agency, any interstate agreement governing the allocation of water to which the State is a party, or any license for a hydroelectric generating facility issued by the Federal Energy Regulatory Commission; including, without limitation, any protocol or subsidiary agreement that may be part of or incorporated in any such order, interstate agreement, or operating license."

SECTION 9. Article 38 of Chapter 143 of the General Statutes is amended by adding a new section to read:

"§-143-355.4. Water system efficiency:

(a) Local government water systems and large community water systems shall require separate meters for new in-ground irrigation systems that are connected to their systems.

(b) To be eligible for State water infrastructure funds from the Drinking Water Revolving Fund or the Drinking Water Reserve Fund or any other grant or loan of funds allocated by the General Assembly whether the allocation of funds is to a State agency or to a nonprofit organization for the purpose of extending waterlines or expanding water treatment capacity, a local government or large community water system must demonstrate that the system:

- (1) Has established a water rate structure that is adequate to pay the cost of maintaining, repairing, and operating the system, including reserves for payment of principal and interest on indebtedness incurred for maintenance or improvement of the water system during periods of normal use and periods of reduced water use due to implementation of water conservation measures. The funding agency shall apply guidelines developed by the State Water Infrastructure Commission in determining the adequacy of the water rate structure to support operation and maintenance of the system.
- (2) Has implemented a leak detection and repair program.
- (3) Has an approved water supply plan pursuant to G.S. 143-355.
- (4) Meters all water use except for water use that is impractical to meter, including, but not limited to, use of water for firefighting and to flush waterlines.
- (5) Does not use a rate structure that gives residential water customers a lower per-unit water rate as water use increases.
- (6) Has evaluated the extent to which the future water needs of the water system can be met by reclaimed water.

- (7) Has implemented a consumer education program that emphasizes the importance of water conservation."

SECTION 10. Article 38 of Chapter 143 is amended by adding a new section to read:

"§ 143-355.5. Water reuse; policy; rule making.

(a) Water Reuse Policy. – It is the public policy of the State that the reuse of treated wastewater or reclaimed water is critical to meeting the existing and future water supply needs of the State. The General Assembly finds that reclaimed water systems permitted and operated under G.S. 143-215.1(d2) in an approved wastewater reuse program can provide water for many beneficial purposes in a way that is both environmentally acceptable and protective of public health.

(b) Rule Making. – The Commission shall encourage and promote safe and beneficial reuse of treated wastewater as an alternative to surface water discharge. The Commission shall adopt rules to:

- (1) Identify acceptable uses of reclaimed water, including toilet flushing, fire protection, decorative water features, and landscape irrigation.
- (2) Facilitate the permitting of reclaimed water systems.
- (3) Establish standards for reclaimed water systems that are adequate to prevent the direct distribution of reclaimed water as potable water."

SECTION 11. Article 38 of Chapter 143 of the General Statutes is amended by adding a new section to read:

"§ 143-355.6. Enforcement.

(a) The Secretary may assess a civil penalty of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00) against any person who:

- (1) Fails to report water use or other information required under G.S. 143-355(k).
- (2) Fails to act in accordance with the terms, conditions, or requirements of an order issued by the Secretary under G.S. 143-355.3.
- (3) Violates any provision of this Article or any rule adopted by the Commission, the Department, or the Secretary implementing this Article.

(b) For each willful action or failure to act for which a penalty may be assessed under this section, the Secretary may consider each day the action or inaction continues after notice is given of the violation as a separate violation. A separate penalty may be assessed for each separate violation.

(c) The Secretary may assess a civil penalty of not more than ten thousand dollars (\$10,000) per month against a unit of local government that provides public water service or a large community water system that fails to implement the water conservation measures set out in the water shortage response plan approved by the Department under G.S. 143-355.2, measures required by the Department under subsections (b) and (d) of G.S. 143-355.2, or the default measures required under rules adopted by the Commission under S.L. 2002-167. The amount of the civil penalty shall be based on the factors set out in G.S. 143B-282.1(b). The Secretary may remit a civil penalty based on the factors set out in G.S. 143B-282.1(c)(1).

(d) The violation of emergency water conservation rules adopted by the Secretary pursuant to G.S. 143-355.3(b) is a Class 1 misdemeanor.

(e) The Secretary shall notify any person assessed a civil penalty of the assessment and the specific reasons for the assessment by registered or certified mail or by any means authorized by G.S. 1A-1, Rule 4. Contested case petitions shall be filed within 30 days of receipt of the notice of assessment."

SECTION 12. Article 10 of Chapter 130A of the General Statutes is amended by adding a new section to read:

"§ 130A-329. Reporting.

Reports required to be submitted under this Article or under rules adopted by the Commission shall be submitted electronically on a form specified by the Department.

(b) This Section does not prevent owners and operators of a water delivery system or other persons from developing, implementing and requiring water use measures in response to droughts or emergency water shortages that are more restrictive than the specified response measures in Rules .0612 through .0614.

(c) All established and new uses of reclaimed water, consistent with the provisions of 15A NCAC 02H .0200 and any successive rules and amendments that define and the use of reclaimed water, as administered by the Department's Division of Water Quality, shall be exempt from the requirements set forth in this Section.

*History Note: Authority S.L. 2002-167;
Eff. March 19, 2007.*

15A NCAC 02E .0604 ANNUAL REPORTING OF WATER USE DATA

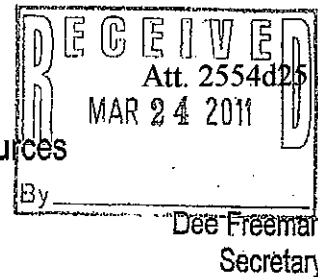
In order to improve the availability of data for the development of the State water supply plan to be used when managing water resources during drought and water supply emergencies and to provide a basis for evaluating the effectiveness of emergency water conservation measures, the following data reporting requirements have been established:

- (1) Water systems that are required to prepare a Local Water Supply Plan under G.S. 143-355(l) shall, irrespective of the issuance of a drought advisory, annually report to the Department the following information:
 - (a) Water system identification information;
 - (b) Annual average daily water use (total amount of surface and ground water withdrawn as well as water supplied by another system) by the water system, in million gallons per day (MGD);
 - (c) The average daily water use (total amount of surface and ground water withdrawn as well as water supplied by another system) for each month of the prior calendar year, in million gallons per day (MGD);
 - (d) The number of connections for residential, industrial, commercial and institutional metered and non-metered water use, as of December 31st of the reporting year;
 - (e) The annual average daily water use in million gallons per day (MGD) categorized by residential, industrial, commercial, institutional water uses and sales to other systems to the extent that this information by category is available; and
 - (f) Water used by the system, in addition to the amount delivered to customers, to meet water treatment and distribution requirements, in million gallons per day (MGD).
- (2) All persons that are required to register water withdrawals and transfers under G.S. 143-215.22H, who are not subject to Item (1) of this Rule, shall annually report to the Department monthly average water use in million gallons per day (MGD) for each month. The following information shall be reported:
 - (a) Owner and facility identification information;
 - (b) Sources of water withdrawn;
 - (c) Number of days water was withdrawn for each month; and
 - (d) Average daily withdrawal for the actual number of days water was withdrawn each month, in million gallons per day (MGD).
- (3) Data shall be submitted electronically. Water users that exhibit to the Division of Water Resources an inability to submit data electronically may submit data in writing on a form supplied by the Department.
- (4) Data shall be submitted to the Department by April 1st of each year for the period of January 1st to December 31st of the prior year.

*History Note: Authority G.S. 143-355(k); 143-355(l); 143-354(a);
Eff. March 19, 2007.*



North Carolina Department of Environment and Natural Resources
Division of Environmental Health
Terry L. Pierce
Director



Beverly Eaves Perdue
Governor

NOTICE OF VIOLATION

NC Drinking Water Act and Rules Governing Public Water Systems

March 23, 2011

System ID# NC0190015, UNION COUNTY
MARSHVILLE, TOWN OF
MARSHVILLE, TOWN OF
201 W MAIN ST
MARSHVILLE, NC 28103

ACTION REQUIRED

Re: **Continuing Violation of TOTAL HALOACETIC ACIDS MCL (Based on the RAA)
Administrative Order Previously Issued – Upcoming Compliance Deadline**

MARSHVILLE, TOWN OF is in violation of the ~~TOTAL HALOACETIC ACIDS~~ maximum contaminant level (MCL) allowed by North Carolina's *Rules Governing Public Water Systems* (15A NCAC 18C Section .2008). The TOTAL HALOACETIC ACIDS running annual average (RAA) concentration of the water samples collected during the period of January 1, 2010 through December 31, 2010 was 0.065 mg/L, which exceeds the established MCL of 0.060 mg/L.

MARSHVILLE, TOWN OF has already received an administrative order for exceedance of the TOTAL HALOACETIC ACIDS MCL and the compliance deadline for that order is March 31, 2011.

MCL EXCEEDANCE REQUIREMENTS:

Because the MCL has been exceeded, you are required by the *Rules Governing Public Water Systems* to do all of the following:

1. **Increase monitoring:** Collect drinking water samples quarterly and have them analyzed for TOTAL HALOACETIC ACIDS by a North Carolina certified laboratory. Once the minimum requirements to reduce monitoring as specified in 15A NCAC 18C Section .2008 [40 CFR 141.132 (b)(1)(ii)] have been met, contact the rule manager listed below to request a reduction in monitoring frequency. The Public Water Supply Section will then evaluate your sampling results, determine if the TOTAL HALOACETIC ACIDS concentrations in the water serving MARSHVILLE, TOWN OF are reliably and consistently below the MCL and grant a reduction in your monitoring frequency, if warranted.
2. **Public notification:** If you have not already done so, you must provide public notification of the MCL violation cited above as required by 15A NCAC 18C Section .1523, including the certification of public notification. See the enclosed sample notice with instructions.

The agency reserves the right to take enforcement action for any new or additional violations of the N.C. Drinking Water Act or North Carolina's Rules Governing Public Water Systems, which include the increased monitoring requirements specified above and the monitoring requirements for other contaminant groups based on your system type, pursuant to 15A NCAC 18C .1500. If the public notification requirements above are not met in the time periods specified, a violation of the Public Notification Rule will occur. You will receive no further notice of violation and will be subject to enforcement action.

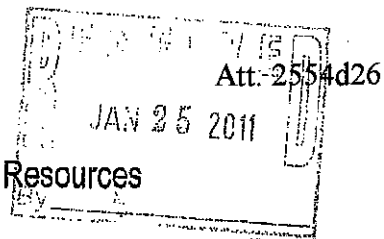


North Carolina Department of Environment and Natural Resources

Division of Environmental Health

Beverly Eaves Perdue
Governor

Terry L. Pierce
Director



Dee Freeman
Secretary

NOTICE OF VIOLATION

NC Drinking Water Act and Rules Governing Public Water Systems

January 21, 2011

System ID# NC0190015, UNION COUNTY
MARSHVILLE, TOWN OF
MARSHVILLE, TOWN OF
201 W MAIN ST
MARSHVILLE, NC 28103

mailed 2-9-11
Notices
mailed Br.H
Bethany
ACTION REQUIRED

Re: **Continuing Violation of TOTAL HALOACETIC ACIDS MCL (Based on the RAA)
Administrative Order Previously Issued – Upcoming Compliance Deadline**

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The agency reserves the right to take enforcement action for any new or additional violations of the N.C. Drinking Water Act or North Carolina's *Rules Governing Public Water Systems*, which include the increased monitoring requirements specified above and the monitoring requirements for other contaminant groups based on your system type, pursuant to 15A NCAC 18C .1500. If the public notification requirements above are not met in the time periods specified, a violation of the Public Notification Rule will occur. You will receive no further notice of violation and will be subject to enforcement action.

Since exceeding the TOTAL HALOACETIC ACIDS maximum contaminant level (MCL) is a Tier 2 violation, you must provide public notice to persons served as soon as practical but within **30 days** after you learn of the violation (C.F.R. 141.203(b)). You must issue a repeat notice every three months for as long as the violation persists.

Community systems must use one of the following methods (C.F.R. 141.203(c)):

- Hand or direct delivery
- Mail, as a separate notice or included with the bill

Non-community systems must use one of the following methods (C.F.R. 141.203(c)):

- Posting in conspicuous locations
- Hand delivery
- Mail

In addition, both community and non-community systems must use another method reasonably calculated to reach others **IF** they would not be reached by the first method (C.F.R. 141.203(c)). Such methods could include newspapers, e-mail, or delivery to community organizations.

You must also perform the following:

- If you mail, post, or hand deliver, print your notice on letterhead, if available.
- Notify new billing customers or units prior to or at the time their service begins.
- Provide multi-lingual notifications if 30% of the residents served are non-English speaking.

The notice on the reverse is appropriate for hand delivery or mail. If you modify the notice, you must still include the 10 required elements listed in C.F.R. 141.205(a), and the standard language (including the health effects language) in ***bold italics*** must not be changed. This language is mandatory (C.F.R. 141.205(d)).

Corrective Action

In your notice, describe correction actions you are taking. Do not use overly technical terminology when describing treatment methods. Listed below are some steps commonly taken by water systems with chemical or radiological violations. Use one or more of the following actions, if appropriate, or develop your own:

- We are working with [local/state agency] to evaluate the water supply and researching options to correct the problem. These options may include treating the water to remove TOTAL HALOACETIC ACIDS or connecting to [system]'s water supply.
- We have stopped using the contaminated well. We have increased pumping from other wells, and we are investigating drilling a new well.
- We will increase the frequency at which we test the water for TOTAL HALOACETIC ACIDS.
- We have since taken samples at this location and had them tested. They show that we meet the standards.

Repeat Notices

If this is an ongoing violation and/or you fluctuate above and below the MCL, you should give the history behind the violation, including the source of contamination, if known. List the date of the initial detection, as well as how levels have changed over time. If levels are changing as a result of treatment, you can indicate this.

After Issuing the Notice (C.F.R. 141.31(d))

Within **10 days** after completing the initial public notification, the Public Water Supply Section **MUST** receive a copy of the notice you distributed to your customers with your signature and date on the Public Notification Certification (located at the bottom of the notice) indicating that you have fully complied with all the public notice requirements. **Mail your notice/certification to the Public Water Supply Section, Compliance Services Branch, ATTN: Public Notification Rule Manager, 1634 Mail Service Center, Raleigh, NC 27699-1634.** Retain a copy of these documents for your files. It is a good idea to inform your consumers when the violation is resolved.

County Map of NC	Water System Search	Public Water Supply Section Home Page	Help
Water System Detail Information			
Water System No.:	NC0190015	Federal Type:	C
Water System Name:	MARSHVILLE, TOWN OF	Federal Source:	SWP
Principal County Served:	UNION	System Status:	A
Principal City Served:	MARSHVILLE	Activity Date:	06-01-1977

Group Violations					
Fed Fiscal Year	Determ. Date	Violation Type	Violation Name	Analyte Group	Analyte Group Name

Individual Violations								
Violation No.	Determ. Date	Violation Type	Violation Name	Analyte Code	Analyte Name	RTC Exp.	RTC Imp.	RTC Other
<u>2013-4823923</u>	10-10-2012	30	MONITORING, ROUTINE (IDSE), MAJOR	2950	TTHM	Y		
<u>2013-4823925</u>	10-10-2012	30	MONITORING, ROUTINE (IDSE), MAJOR	2950	TTHM	Y		
<u>2013-4823927</u>	10-10-2012	30	MONITORING, ROUTINE (IDSE), MAJOR	2950	TTHM	Y		
<u>2013-4823926</u>	10-10-2012	30	MONITORING, ROUTINE (IDSE), MAJOR	2456	TOTAL HALOACETIC ACIDS (HAA5)	Y		
<u>2013-4823924</u>	10-10-2012	30	MONITORING, ROUTINE (IDSE), MAJOR	2456	TOTAL HALOACETIC ACIDS (HAA5)	Y		
<u>2013-4823928</u>	10-10-2012	30	MONITORING, ROUTINE (IDSE), MAJOR	2456	TOTAL HALOACETIC ACIDS (HAA5)	Y		
<u>2012-4823922</u>	03-15-2012	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Y		Y
<u>2011-4823921</u>	07-21-2011	27	MONITORING, ROUTINE (DBP), MAJOR	0999	CHLORINE	Y		Y
<u>2011-4823920</u>	07-21-2011	23	MONITORING (TCR), ROUTINE MAJOR	3100	COLIFORM (TCR)	Y	Y	Y
<u>2011-4823918</u>	06-03-2011	02	MCL, AVERAGE	2456	TOTAL HALOACETIC ACIDS (HAA5)	Y		Y
<u>2011-4823917</u>	03-23-2011	02	MCL, AVERAGE	2456	TOTAL HALOACETIC ACIDS (HAA5)	Y		Y
<u>2011-</u>	01-18-	02	MCL, AVERAGE	2456	TOTAL HALOACETIC	Y		Y

Att. 2554d29

<u>4823916</u>	2011				ACIDS (HAA5)			
<u>2010-4823915</u>	08-19-2010	02	MCL, AVERAGE	2456	TOTAL HALOACETIC ACIDS (HAA5)	Y		Y
<u>2009-4823912</u>	06-04-2009	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Y		
<u>2009-4823911</u>	03-31-2009	02	MCL, AVERAGE	2950	TTHM	Y		Y
<u>2009-4823910</u>	02-02-2009	02	MCL, AVERAGE	2950	TTHM	Y		Y
<u>2008-4823909</u>	11-16-2007	75	PUBLIC NOTICE RULE LINKED TO VIOLATION	7500	PUBLIC NOTICE	Y		
<u>2007-4823908</u>	07-11-2007	02	MCL, AVERAGE	2456	TOTAL HALOACETIC ACIDS (HAA5)	Y		
<u>2006-4823706</u>	09-15-2006	02	MCL, AVERAGE	2950	TTHM	Y		Y
<u>2006-2302906</u>	01-12-2006	76	PUBLIC NOTICE RULE NOT LINKED VIOLATION	7500	PUBLIC NOTICE	Y		Y
<u>2005-1952705</u>	11-03-2005	02	MCL, AVERAGE	2950	TTHM	Y		Y
<u>2005-3887305</u>	08-15-2005	76	PUBLIC NOTICE RULE NOT LINKED VIOLATION	7500	PUBLIC NOTICE	Y		Y
<u>2005-2271605</u>	07-26-2005	02	MCL, AVERAGE	2950	TTHM	Y		Y
<u>2005-3858505</u>	05-17-2005	76	PUBLIC NOTICE RULE NOT LINKED VIOLATION	7500	PUBLIC NOTICE	Y		Y
<u>2005-2922805</u>	04-26-2005	02	MCL, AVERAGE	2950	TTHM	Y		Y
<u>2005-3663505</u>	02-17-2005	76	PUBLIC NOTICE RULE NOT LINKED VIOLATION	7500	PUBLIC NOTICE	Y		Y
<u>2005-3672205</u>	02-17-2005	76	PUBLIC NOTICE RULE NOT LINKED VIOLATION	7500	PUBLIC NOTICE	Y		Y
<u>2005-2541505</u>	01-25-2005	02	MCL, AVERAGE	2950	TTHM	Y		Y
<u>2004-2005604</u>	11-04-2004	02	MCL, AVERAGE	2950	TTHM	Y		Y
<u>2003-4823603</u>	02-12-2003	76	PUBLIC NOTICE RULE NOT LINKED VIOLATION	7500	PUBLIC NOTICE	Y		Y
<u>2002-502</u>	11-28-2001	24	MONITORING (TCR), ROUTINE MINOR	3100	COLIFORM (TCR)	Y	Y	
<u>2002-402</u>	09-25-2001	24	MONITORING (TCR), ROUTINE MINOR	3100	COLIFORM (TCR)	Y		
<u>2000-300</u>	06-21-2000	24	MONITORING (TCR), ROUTINE MINOR	3100	COLIFORM (TCR)	Y	Y	
<u>1994-207394</u>	07-15-1994	MR	STATE - MONITORING AND REPORTING	5000	LEAD & COPPER RULE			
<u>1994-294</u>	01-15-1994	51	INITIAL TAP SAMPLING (LCR)	5000	LEAD & COPPER RULE	YY		Y

1988-188	02-29-1988	03	MONITORING, ROUTINE MAJOR	3000	COLIFORM (PRE-TCR)	Att. 2554d30
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* Denotes violation began in last 6 months but is currently eligible for implicit RTC.

RTC EXP denotes violation has any of the following enforcement actions: SOX, EOX.

RTC IMP denotes SWTR or TCR violation does not have a violation in the following 6 months.

RTC Other denotes violation has any of the following enforcement actions:

EF&, EF/, EF9, EFK, EFL, EFQ, EFV, EO0, EO6, SF&, SF9, SFK, SFL, SFO, SFQ, SFV, SF0, SF6



RECEIVED

Att 2554d31
FEB 25 2009

North Carolina Department of Environment and Natural Resources
Division of Environmental Health

Beverly Eaves Perdue
Governor

Terry L. Pierce
Director

Dee Freeman
Secretary

NOTICE OF VIOLATION AND ADMINISTRATIVE ORDER

NC Drinking Water Act and Rules Governing Public Water Systems

February 19, 2009

TO: MARSHVILLE, TOWN OF
201 W MAIN ST
MARSHVILLE, NC 28103

RE: MARSHVILLE, TOWN OF
PWSID # NC0190015
COUNTY: UNION

NOTICE OF MAXIMUM CONTAMINANT LEVEL (MCL) VIOLATION: MARSHVILLE, TOWN OF is in violation of the TTHM MCL allowed by North Carolina's Rules Governing Public Water Systems (15A NCAC 18C Section .2008). The TTHM running annual average (RAA) concentration of the water samples collected during the compliance period of October 1, 2007 through September 30, 2008 was 0.087 mg/L, which exceeds the established MCL of 0.080 mg/L.

ADMINISTRATIVE ORDER: The N.C. Drinking Water Act and Rules Governing Public Water Systems require a water supplier to provide water that meets the TTHM MCL and provide public notice of the MCL violation as indicated in this Order and to comply with the monitoring requirements, water quality standards and the design, treatment and operation requirements for public water systems.

IT IS HEREBY ORDERED THAT MARSHVILLE, TOWN OF shall:

1. Develop a written plan for permanently reducing the amount of contamination in your public water system. Until the MCL violation is resolved, submit quarterly written status reports to the Rule Manager and Regional Engineer identified below. These reports must describe your compliance plan and list the actions (including dates) taken so far to resolve the contamination and any planned future actions (including dates) necessary. The initial report is due within thirty (30) days of this letter with updates due quarterly on June 30th, September 30th, December 31st and March 31st. The initial report must specify the date compliance is expected to be achieved. Each report should be a complete and growing list of all actions taken and planned (including dates) by your system to permanently reduce the contamination and provide safe water to your customers. Once the required follow-up monitoring results indicate the contaminant concentrations are reliably and consistently below the MCL, the status reports are no longer required. Please be sure to identify your water system's name and PWSID Number on all correspondence.
2. The public water system serving MARSHVILLE, TOWN OF shall comply with the MCL for TTHM by September 30, 2009.
3. Collect the required water samples for TTHM on a quarterly basis until further notice, and have all water samples analyzed by a North Carolina certified laboratory. The Public Water Supply Section must receive sample results within the first 10 days following the month in which the analyses are completed or the first 10 days following the end of the required monitoring period, whichever of these is shortest.

COMMITMENT OF OTHER FUNDS FORM

Planning Grants Program

between

North Carolina Rural Economic Development Center, Inc.

and

Town of Marshville

(applicant)

PROJECT TITLE: 2013 CIP/Asset Management Plan & Mapping Update**ADDRESS: 201 West Main Street, Marshville, NC 28103**

Provide a copy of correspondence indicating commitment of these funds with the application.

1. Local Funds. Include loans and cash matches from the applicant.

Amount: \$ 23,000.00

Type: Enterprise Fund

2. Other Funds: Include other funds committed to this project. Attach commitment letter from other funding sources.

Amount: \$

Source:

Amount: \$

Source:

Amount: \$

Source:

Amount: \$

Source:

Applicants for Planning Grant funds may provide the local commitment dollars from a number of sources. NCGS 159 provides guidance on the sources and uses of funds available to units of local government. It also provides that 1) units of local government must operate on a balanced budget and 2) must provide audits and financial statements to the North Carolina Local Government Commission (LGC), the agency that monitors local government units and oversees debt issuance. Public Authorities and Special Districts are covered under NCGS 159.

SIGNATURE OF CHIEF ELECTED OFFICIAL/AUTHORIZED REPRESENTATIVE

Franklin D. Deese, Mayor

TYPED NAME AND TITLE

February 4, 2013

DATE

TOWN OF MARSHVILLE
RURAL CENTER PLANNING GRANT

PROJECT BUDGET ORDINANCE
MARSHVILLE PLANNING GRANT

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

Section 1: The project authorized is the Town of Marshville Clean Water Partner's Planning Grant Project described as the Marshville Planning Grant, between the North Carolina Rural Economic Center and the Town of Marshville.

Section 2: The officers of this unit are hereby directed to proceed with the grant project within the terms of the grant documents, and the rules and regulations of the North Carolina Rural Economic Center.

Section 3: The following revenues are anticipated to be available to complete this project:

REVENUES:

North Carolina Rural Center	\$ 23,000.00
Town of Marshville	<u>\$ 23,000.00</u>
TOTAL	\$ 46,000.00

Section 4: The following amounts are proposed for the project to-date:

EXPENDITURES:

Water Mapping Update & Hydraulic Model	\$ 12,000.00
Sewer Mapping Update	\$ 10,500.00
Drought Bill Compliance & Water System Eff.	\$ 7,000.00
Capital Improvements Plan & Asset Mgmt. Plan	\$ 11,500.00
Review & Update water/sewer plans/ordinances	\$ 2,700.00
Grant Administration	<u>\$ 2,300.00</u>
TOTAL	\$ 46,000.00

Section 5: The Finance Officer, Tonya Johnson, is hereby directed to maintain within the grant project, sufficient detailed accounting records to provide the accounting to the grantor agency required by the grant contract and state regulations and guidelines.

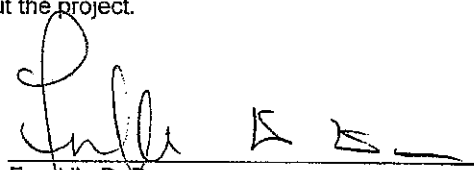
Section 6: Requests for funds will be made by the grantor agency in an orderly and timely manner as funds are obligated and expenses incurred.

Section 7: The Finance Officer is directed to report quarterly on the financial status of each project element in Section 4, and on the total grant revenues received or claimed.

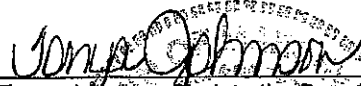
Section 8: The Finance Officer is directed to include a detailed analysis of past and future costs and revenues of this grant project in every budget submission made to the board.

Section 9: Copies of the grant budget ordinance shall be made available to the Finance Officer, if different from the Clerk for direction in carrying out the project.

ADOPTED, this the 16th day of June, 2008.

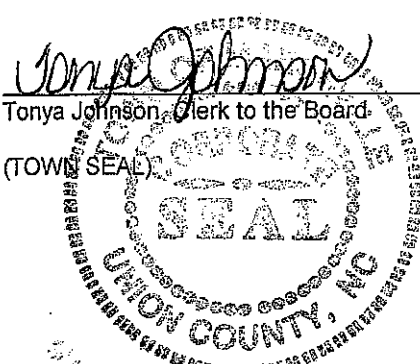


Franklin D. Deese,
Mayor



Tonya Johnson, Clerk to the Board

(TOWN SEAL)



Town of Marshville
2013 CIP/ Asset Management Plan & Mapping Update

PROJECT SCHEDULE

Grant Award	0 Days
NC Rural Center Contract Execution	60 Days
Review All Existing Plans	90 Days
Water Mapping Update & Hydraulic Model	120 Days
Drought Bill – Water System Efficiency Provisions	180 Days
Mapping Update – Wastewater Collection System	210 Days
Capital Improvement Plan Update	240 Days
Asset Management Plan	300 Days
Project Closeout	360 Days

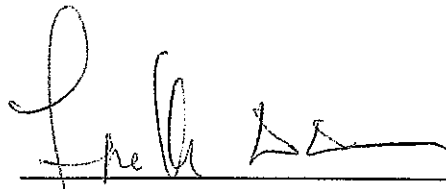
TOWN OF MARSHVILLE
RESOLUTION
OF
MBE PERCENTAGE GOAL

BE IT RESOLVED, that in accordance with North Carolina General Statutes 143-128, the Marshville Town Council confirms its practice of earnestly striving to recruit minority businesses for participation in contracts for the erection, construction, alteration, or repair of any buildings or improvements for the Town of Marshville. Particularly, the Marshville Town Council resolves that it shall have a verifiable ten percent (10%) goal for participation by minority businesses (as defined in N.C.G.S. 143-128) in total value of work for each building project. The verifiable percentage goal shall apply in separate prime contract systems, alternative contracting systems authorized by State Building Commission under N.C.G.S. 143-135.26(9), and shall apply in single-prime contract systems and shall be binding on any prime contractor connected with such single-prime contract systems.

The following are the guidelines adopted as those actions that will be taken to ensure that a good faith effort in the recruitment and selection of minority businesses for participation in contracts awarded under N.C.G.S. 143-128.

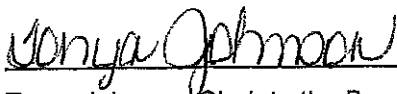
- 1) Advertisement of request for bids shall be placed in the local newspaper (i.e.) newspaper with the largest circulation in Union County, North Carolina.
- 2) Advertisement of request for bids shall be placed in at least one newspaper which has a circulation primarily composed of minority-owned contractor businesses.
- 3) Submission of plans and specifications in at least one major "Plan Room", such as the F.W. Dodge Plan Room and/or Associated General Contractors, where plans are available for public viewing without discrimination, and where information regarding obtaining specifications and plans for submission of bids is supplied.

Adopted this the 24th day of September, 2003.
Re-affirmed, this the 3rd day of December, 2007.
Re-affirmed, this the 16th day of June, 2008.
Re-affirmed, this the 7th day of January, 2013.
Re-affirmed, this the 4th day of February, 2013.



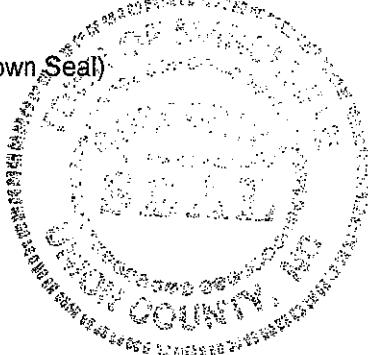
Franklin D. Deese, Mayor

ATTEST:



Tonya Johnson, Clerk to the Board

(Town Seal)



PLANNING GRANTS PROGRAM
MEMORANDUM OF UNDERSTANDING

between

North Carolina Rural Economic Development Center, Inc.

and

Town of Marshville

(applicant)

Project Title: 2013 CIP/Asset Management Plan & Mapping Update

Address: 201 West Main Street, Marshville, NC 28103

The purpose of this Memorandum of Understanding is to outline conditions and regulations for a general working relationship between the North Carolina Rural Economic Development Center (Rural Center) and the applicant organization regarding the Rural Center's Planning Grants Program.

The undersigned acknowledges that the applicant organization has reviewed and understands that the following provisions apply to Planning Grants that are awarded by the Rural Center.

Timely Contracting

Final award of funds will be made only after the other project funds have been committed and written evidence of this commitment has been received by the Rural Center. Projects are expected to be under contract within six months of the date that the Rural Center awards the grant. The Rural Center retains the right to deobligate any funds awarded to a project that is not under contract within six months of the date of award. The Rural Center's approval date will be provided in the letter notifying the grantee of the approval and will be incorporated into the contract.

Additional Funding Specifications

Financial information provided by the applicant should be in sufficient detail to show the maximum level of all the other resources (federal, state and local) committed to the project. Project expenditures must be reported based on line item expenses. Only those costs directly related to the scope of work approved for the project are eligible for expenditure of Rural Center grant dollars. Rural Center funds are not to be used to supplant other federal or state funds or to divert existing resources to other projects. Rural Center funding may not exceed 50 percent (50%) of the eligible project costs, and thus, may not constitute the total funding for the proposed project.

Disbursement Policy

Once the contract for the project has been executed, the Rural Center may disburse up to 75 percent (75%) of the funds awarded for the Planning Grant upon submission of approved invoices or receipts sufficient to support the disbursement. In order to secure payment, the grant recipient will be required to submit a payment request on the form approved by the Rural Center. In addition, the grantee agency must demonstrate that all (100% of) the local revenues for the project and at least 90 percent (90%) of the other sources of project funds have been expended on eligible invoices. The final 25 percent (25%) of the Rural Center grant dollars will be released once the Rural Center receives acceptable evidence of project completion, a final financial request, and a final report summarizing the project activities. An acceptable final report will include all reports and data produced under the grant.

If grant administration fees are part of the approved project budget, the Rural Center will pay grant administration charges on a pro-rata basis, according to the percentage of progress reports completed and submitted on time to the Rural Center during the course of the project. Eligible grant administration charges will be limited to the lesser of 5 percent (5%) of the total project cost or \$4,000.00.

Project Schedule

A timeline has been provided to the Rural Center as part of the application. This methodology represents the adopted schedule for work to be performed as part of this project. Since the project is to address a current critical need for the applicant, the Rural Center expects timely completion of the work proposed and anticipates that planning grants generally will be complete within twelve months of the award. The grantee understands that the Rural Center will establish the date for termination of its contract using the schedule provided. Updates or changes to the project schedule must be provided to the Rural Center, and the Rural Center reserves the right to reject or to ask for further clarification regarding the timeline and its implementation.

Changes in Project Scope

It is clearly understood that a change in the project scope may not be implemented without prior written approval from the Rural Center. Evidence of approval from any other funding sources participating in the project must be provided at the time the proposed change is requested. A change in scope will include any change to the approved project design elements or methodology, any change in the proposed service area, or changes in the number of potential beneficiaries.

Changes in Project Funding

It is understood that if the grantee receives additional funding for the project after the Rural Center approval, the Rural Center will be notified immediately of the change in the project funding. It is further understood that additional funds cannot be used to reduce the amount of local funds pledged or to displace other grant funds committed to this project. Any reduction to the local funds or other grant funds previously committed would be expected to result in a reduction of the Rural Center's grant. The applicant also understands that local funds pledged in the original application to the Rural Center will not be reduced in the event of a cost underrun in the completed project.

Cooperation with Other Funding Agencies and the Rural Center

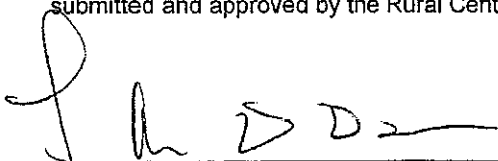
It is understood that the grantee will cooperate with its other funding resources as identified in the application and will provide information and reports as prescribed by the other funding agencies, as well as the information and reports required by the Rural Center. The grantee is expected to adhere to all applicable regulatory and/or statutory requirements of the other funding agencies and the State of North Carolina, particularly as they relate to the procurement of goods and services and in the maintenance of proper accounting records.

Reporting Procedure

Quarterly progress reports will be submitted to the Rural Center as set forth in the terms of the contract. <http://www.ncruralcenter.org/grant-applications-and-reporting-forms.html#ws>

Final Report

A final report is required and will be due at the completion of the project. An acceptable final report will include all reports and data produced under the grant. This report and a final financial request must be submitted and approved by the Rural Center prior to final disbursement of funds.



SIGNATURE OF CHIEF ELECTED OFFICIAL/AUTHORIZED REPRESENTATIVE

Franklin D. Deese, Mayor

TYPED NAME AND TITLE

February 4, 2013

DATE

Town of Marshville
2013 CIP/ Asset Management Plan & Mapping Update

PRIORITY POINTS

REGIONAL INTERCONNECTION: The Town of Marshville operates its water distribution and wastewater collection systems to serve all municipal customers at or above NCDENR standards. The Town obtains 100% of its water supply from Anson County, and discharges all wastewater to Anson County and the City of Monroe. The Town maintains the regional interconnection in accordance with their approved interlocal agreements. **(25 points)**

STATE OF NORTH CAROLINA)
COUNTY OF ANSON)

CONTRACT EXTENSION AGREEMENT

THIS CONTRACT EXTENSION AGREEMENT, made and entered into this 12th day of September, 2011 by and between the COUNTY OF ANSON, a body politic of the State of North Carolina, hereinafter referred to as "ANSON", and the TOWN OF MARSHVILLE, a municipal corporation duly organized pursuant to the laws of the State of North Carolina, hereinafter referred to as "MARSHVILLE"; **is as follows:**

WITNESSETH:

WHEREAS, parties have heretofore entered into a Contract and Agreement dated July 9, 1991, which Contract provides for the sale of water from Anson County to the Town of Marshville; and

WHEREAS, the initial term of the aforesaid Contract is for a ten (10) year period from the initial delivery of water and the Town of Marshville under said Contract is given a right of first refusal to purchase water for an additional ten (10) years subject to certain terms and conditions; and

WHEREAS, the parties have agreed to a ten (10) year extension of said Contract as provided in Paragraph C.1 of the July 9, 1991 Contract between the parties; and

WHEREAS, the date of initial delivery of water from Anson County to Marshville was September 20, 1991; and

WHEREAS, the initial ten (10) year Contract expires on September 19, 2011; and

WHEREAS, the present water rate under said contract is shown on the attached schedule and is subject to change over the term of this extension as provided for in the original contract;

WHEREAS, the provisions of this Contract Extension Agreement is approved by the Anson County Board of Commissioners and the execution of this Agreement by the Chairman of the Board of Commissioners and the Clerk of said Board was duly authorized; and

WHEREAS, the terms of this Contract Extension Agreement were approved by the Town Council of the Town of Marshville and the execution of this Contract Extension Agreement by the Mayor and the Clerk to the Board was duly authorized;

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, and in consideration of the mutual agreements hereinafter set forth, the parties agree as follows:

The Contract dated September 10, 2001, between the County of Anson and the Town of Marshville for the sale and purchase of water is hereby extended for a period of ten (10) years and said ten (10) year extension shall run from September 19, 2011 until September 19, 2021.

Except as herein agreed the terms and conditions of said original Contract shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto, by authority duly given, have caused this Contract to be executed in four (4) counterparts, each of which shall constitute an original.

COUNTY OF ANSON

By: Anna H. Baucom
Anna H. Baucom, Chairman
Anson County Board of Commissioners



ATTEST:

Bonnie M. Huntley
Bonnie M. Huntley, CMC, NCCCC
Clerk to the Board

(SEAL)

TOWN OF MARSHVILLE

By: Franklin Deese
Franklin Deese, Mayor

ATTEST:

Tonya Johnson
Tonya Johnson
Clerk to the Board



FY Year 2011-2012

Standard Water Rates

	Fiscal Year 2006-2007	Fiscal Year 2007-2008	Fiscal Year 2008-2009	Fiscal Year 2009-2010	Fiscal Year 2010-2011	Proposed Fiscal Year 2011-2012	Change %
First 2,000 Gallons	\$5.25	\$5.25	\$5.50	\$5.50	\$5.50	\$5.50	0.00%
(Minimum) Monthly Bill							0.00%
Next 8,000 Gallons	\$10.50	\$10.50	\$11.00	\$11.00	\$11.00	\$11.00	0.00%
Next 90,000 Gallons	\$3.62	\$3.62	\$3.80	\$3.80	\$3.80	\$3.80	0.00%
Next 900,000 Gallons	\$2.57	\$2.57	\$2.70	\$2.70	\$2.70	\$2.70	0.00%
Next 1,000,000 Gallons	\$2.24	\$2.24	\$2.35	\$2.35	\$2.35	\$2.35	0.00%
Next 2,000,000 Gallons	\$1.4783	\$1.4783	\$1.5312	\$1.5312	\$1.5312	\$1.5312	0.00%
Next 2,000,000 Gallons	\$1.4283	\$1.4283	\$1.4812	\$1.4812	\$1.4812	\$1.4812	0.00%
Next 2,000,000 Gallons	\$1.3983	\$1.3983	\$1.4512	\$1.4512	\$1.4512	\$1.4512	0.00%
Next 2,000,000 Gallons	\$1.3683	\$1.3683	\$1.4212	\$1.4212	\$1.4212	\$1.4212	0.00%
Over 8,000,000 Gallons	\$1.3283	\$1.3283	\$1.3812	\$1.3812	\$1.3812	\$1.3812	0.00%

Standard Wastewater Rates:

	Fiscal Year 2007-2008	Fiscal Year 2008-2009	Fiscal Year 2009-2010	Fiscal Year 2010-2011	Proposed Fiscal Year 2011-2012	Change %
First 2,000 Gallons, Costs Per Thousand:	\$5.2500	\$5.5000	\$5.5000	\$5.5000	\$5.5000	0.00%
(Minimum) Monthly Bill	\$10.50	\$11.00	\$11.00	\$11.00	\$11.00	0.00%
All Over 2,000 Gallons, Costs Per Thousand:	\$2.7111	\$2.8164	\$2.8164	\$2.8021	\$2.9380	4.85%

Marshville Wastewater Rates:

	Fiscal Year 2007-2008	Fiscal Year 2008-2009	Fiscal Year 2009-2010	Fiscal Year 2010-2011	Proposed Fiscal Year 2011-2012	Change %
First 2,000 Gallons, Costs Per Thousand:	\$5.25	\$5.50	\$5.50	\$5.50	\$5.50	0.00%
All Over 2,000 Gallons, Costs Per Thousand:	\$2.7211	\$2.8264	\$2.8264	\$2.8121	\$2.9480	4.83%

Town of Marshville
2013 CIP/ Asset Management Plan & Mapping Update

BONUS POINTS

CAPITAL RESERVE FUND: The Town of Marshville has an established Capital Reserve Fund that maintains a balance in the Enterprise Fund to be used for capital projects as designated, and/or to address annual emergency situations.

WATER CONSERVATION: The Town of Marshville posts and distributes information related to water conservation on a regular basis in conjunction with materials obtained through membership in NCRWA and AWWA. The Town also has an incentive for conservation through low flow toilet fixtures. These efforts were initiated prior to previous grant applications with the NC Rural Center. **(10 points)**

LAND-USE PLANNING/ORDINANCE COMPLIANCE: The Town of Marshville has adopted a comprehensive land use plan under Article 19 of General Statute 160A that exceeds the minimum State standards for protection of water resources, and the comprehensive zoning ordinance. **(15 points)**

The Town of Marshville has an active Flood Hazard Prevention Ordinance in accordance with General Statute 143-215.54A. **(5 points)**

CAPITAL IMPROVEMENTS PLAN: The Town of Marshville updated their Capital Improvements Plan in 2005. The Town is currently planning to submit a Planning Grant application to the NC Rural Center for consideration. This project includes a 20-Year Capital Improvements Plan that will review current system needs and develop a workable 5-Year Action Plan. This plan will be developed to be implemented within the annual budget. This application will be submitted in February 2013. **(5 points)**

CAPACITY USE AREA RULES/PLAN COMPLIANCE: The Town of Marshville is not located in the Central Costal Plain or Southern Coastal Plain Capacity Use Areas.

**TOWN OF MARSHVILLE
CAPITAL RESERVE FUND RESOLUTION**

WHEREAS, the Marshville Town Council are the governing authority establishing water and sewer rates on a fiscal year basis in the form of an adopted budget; and,

WHEREAS, the Town of Marshville have a number of areas located within the Town's jurisdiction in which water and sewer improvements and expansions are needed; and,

WHEREAS, the Marshville Town Council have made every effort to support any new or existing construction projects, which involve the replacement or expansion of new and existing water and sewer lines within the Town's jurisdiction; and,

WHEREAS, the Town of Marshville currently can produce up to 200,000 gallons per day of public sewer on the south side of Town; and,

WHEREAS, currently the entire flow of the Town of Marshville, along with flow from Pilgrim's Pride Industry, and the Town of Wingate are treated by the City of Monroe; and,

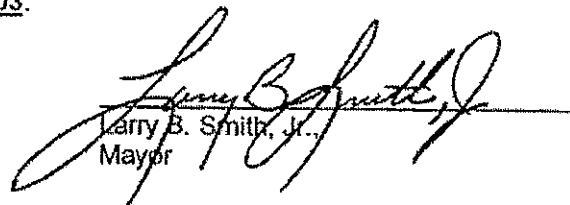
WHEREAS, the Town of Marshville is currently under a sewer moratorium with Union County and the City of Monroe regarding capacity, and disallowing any sewer expansion or future growth and development; and,

WHEREAS, the Town of Marshville has a self-imposed moratorium with new development and sub-divisions; and,

WHEREAS, the Marshville Town Council have set up on a yearly basis a water and sewer budget, maintaining a minimum of \$70,000.00 per year as an Enterprise Fund; and,

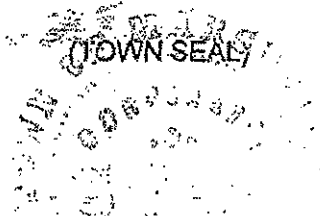
NOW, THEREFORE, LET IT BE RESOLVED, that the Town of Marshville hereby establishes this \$70,000.00 as a "Capital Reserve Fund", which will continue to be used towards expansion and replacement projects.

ADOPTED, this the 24th day of September, 2003.


Larry B. Smith, Jr.,
Mayor

ATTEST:


Scott Howard,
Clerk to the Board



**WATER CONSERVATION
INCENTIVE RATE STRUCTURE**

WHEREAS, the Marshville Town Council are the governing body regarding water conservation in the Town's jurisdiction; and,

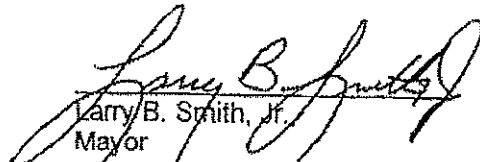
WHEREAS, the Marshville Town Council hereby establishes a water conservation incentive rate structure program, which creates incentives for Town residents towards the replacement or installation of new low-flow faucets, shower heads, and toilets; and,

WHEREAS, the Town of Marshville will offer a one-time ten-dollar (\$10.00) credit or rebate to residents who install new low-flow faucets, shower heads, and toilets towards their monthly water bill; and,

WHEREAS, any resident of the Town of Marshville who installs new low-flow faucets, shower heads, and toilets in their home should produce such receipts to the Town for a \$10.00 credit on their monthly water bill or a rebate of \$10.00; and,

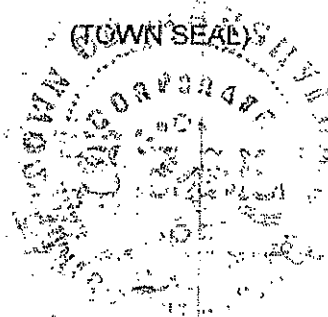
THEREFORE, LET IT BE RESOLVED that the Marshville Town Council hereby offer this resolution as an incentive towards water conservation within the Town of Marshville to be retroactive to July 1, 2003.

ADOPTED, this the 24th day of September, 2003.


Larry B. Smith, Jr.
Mayor

ATTEST:


Scott Howard,
Clerk to the Board



**TOWN OF MARSHVILLE
WATER CONSERVATION RESOLUTION**

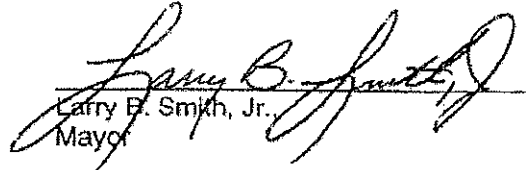
WHEREAS, the Marshville Town Council are the acting authority in establishing water and sewer rates within the Town's jurisdiction; and,

WHEREAS, the Marshville Town Council are concerned with the promotion of water conservation within the Town of Marshville; and,

WHEREAS, the Marshville Town Council have allowed the Town Water Department to distribute and display posters promoting water conservation, and to provide water conservation messages on customer's monthly water billing notices; and,

THEREFORE, LET IT BE RESOLVED that the Marshville Town Council formally submit this as a resolution towards establishing a clean water conservation program for Town water customers continuing to authorize and allow the Town Water Department to distribute and display posters and pamphlets and provide water conservation messages on customer's monthly water billing notices.

ADOPTED, this the 24th day of September, 2003.


Larry B. Smith, Jr.
Mayor

ATTEST:



Scott Howard,
Clerk to the Board

(TOWN SEAL)



TOWN OF MARSHVILLE
201 W. MAIN ST.
MARSHVILLE, N.C. 28103

DATE	DATE	DATE	DATE	DATE
10	03	09	10	03

PREVIOUS READING	PRESENT READING	CONNECTION
443520	443910	390

CHARGES	AMOUNT
WATER	\$ 7.20
SEWER	\$ 13.50
GARBAGE	\$ 0.00
ACCOUNT NO.	TOTAL DUE
2300	\$ 20.70

BILLS DUE BY 10th, OR
SERVICE WILL BE DIS-
CONNECTED, AND A
RECONNECTION FEE WILL
BE CHARGED. NO PARTIAL
PAYMENTS ACCEPTED.

Presort
First Class Mail
U.S. POSTAGE PAID
Marshville, N.C.
PERMIT NO. 27

09-10-2003

SERVICE ADDRESS
135 E MAIN ST

MARSHVILLE HARDWARE
124 E MAIN ST

MARSHVILLE NC 28103

RETURN WITH REMITTANCE

ACCOUNT NO.	TOTAL DUE
2300	\$ 20.70

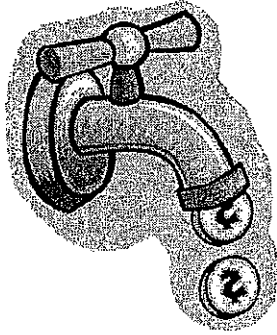
PLEASE CONSERVE WATER

10-000500

4

Att. 2554d47

IF YOUR WATER BILL Att. 2554d48
SEEMS HIGH



**DON'T BLAME
YOUR UTILITY**

STOP THE LEAKS!

Dripping Faucets and other Leaks
WASTE WATER

Water Waste at 40 lbs. Pressure
A $\frac{1}{32}$ Leak wastes 170 gallons in 24 hours
A $\frac{1}{16}$ Leak wastes 970 gallons in 24 hours
A $\frac{1}{8}$ Leak wastes 3,600 gallons in 24 hours

FOR EMERGENCY SERVICE CALL: MARSHVILLE TOWN HALL (704) 624-2515

Town of Marshville
2013 CIP/ Asset Management Plan & Mapping Update

SCHEDULE OF RATES AND CHARGES

The proposed project meets the NC Rural Center and NC General Statute requirement for funding with respect to the High Unit Cost Rate calculation. Following is the calculation for the average monthly water and sewer bill for the Town of Marshville, based on an average monthly usage of 5000 gallons:

Minimum Monthly Water Bill (Includes 1000 Gallons):		\$10.60
Cost per 1000 Gallons up to 9000 Gallons:	\$2.85	
Cost for Total Gallons between 1000-5000 Gallons:	\$2.85 x 4=	\$11.40
Total Monthly Cost for 5000 Gallons Water Usage:		\$22.00
Minimum Monthly Sewer Bill (Includes 1000 Gallons):		\$18.50
Cost per 1000 Gallons over 1000 Gallons:	\$5.25	
Cost for Total Gallons between 1000-5000 Gallons:	\$5.25 x 4=	\$21.00
Total Monthly Cost for 5000 Gallons Sewer Usage:		\$39.50
Total Monthly Cost for 5000 Gallons Usage – Water & Sewer:		\$61.50

A certified copy of the Town of Marshville's Utility Rate Structure is attached for reference. Also note that the Town has established a flat rate for residential usage amounts. Based on the NCDENR High Unit Cost Rates, the threshold for the Town of Marshville is **\$56.78** monthly, water and sewer. This rate is based on 1.5% of the median household income for one month, adjusted for 2012. Therefore, the Town of Marshville is eligible to seek funding from the NC Rural Center Planning Grant Program.



Town of Marshville Public Utilities

Att. 2554d50

201 West Main Street • Marshville, NC 28103

Phone - 704.625.2515 • Fax - 704.624.0175

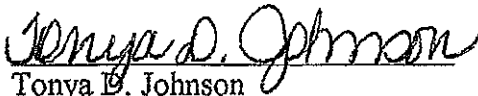
Utility Rate Structure Effective July 1, 2012

Water Rate Structure				
Inside Town Rates				
Meter Size	Minimum Bill (includes 1,000 gallons)	Per 1,000 up to 9,000 gallons	Per 1,000 for Balance	
3/4"	\$10.60	\$2.85	\$3.85	
1"	\$29.50	\$2.85	\$2.85	
1.5"	\$51.50	\$2.85	\$2.85	
2" or larger	\$73.30	\$2.85	\$2.85	
Outside Town Rates				
Meter Size	Minimum Bill (includes 1,000 gallons)	Per 1,000 up to 9,000 gallons	Per 1,000 for Balance	
3/4"	\$26.40	\$3.85	\$5.85	
1"	\$63.80	\$3.85	\$3.85	
1.5"	\$99.00	\$3.85	\$3.85	
2" or larger	\$131.70	\$3.85	\$3.85	
Sewer Rate Structure				
Inside Town Rates				
Meter Size	Minimum Bill (includes 1,000 gallons)	Per 1,000 for Balance		
3/4"	\$18.50	\$5.25		
1"	\$52.10	\$5.25		
1.5"	\$90.60	\$5.25		
2" or larger	\$129.30	\$5.25		
Outside Town Rates (if service is available)				
Meter Size	Minimum Bill (includes 1,000 gallons)	Per 1,000 for Balance		
3/4"	\$46.20	\$7.10		
1"	\$88.10	\$7.10		
1.5"	\$121.20	\$7.10		
2" or larger	\$179.30	\$7.10		
Tap Fees				
Water			Sewer	
Meter Size	Inside Town	Outside Town	Meter Size	Rate
3/4"	\$1,045.00	\$2,090.00	4"	\$3,200.00
1"	\$1,250.00	\$2,500.00		
1.5"	\$1,875.00	\$3,750.00	Over 4"	Determined on a case by case basis
2" or larger	\$2,085.00	\$4,170.00		
Garbage Collection Fee				
Inside Town			Outside Town	
\$18.20			\$36.40	

**TOWN OF MARSHVILLE
CERTIFICATION OF DOCUMENTS**

I, Tonya D. Johnson, Town Clerk for the Town of Marshville, do hereby certify that this is a true and accurate copy of the Water and Sewer Rates for the Town of Marshville as adopted in the 2012 – 2013 Budget Ordinance on June 18, 2012.

IN WITNESS THEREOF, I have hereunto set my hand and have caused the official corporate seal of the Town of Marshville to be affixed this the 2nd day of January, 2013.


Tonya D. Johnson
Town Clerk



Water Tap Fees

FY 2012-2013

Effective July 1, 2012

	<u>Inside City Limits</u>	<u>Outside City Limits</u>
¾"	\$1,045	\$2,090
1"	\$1,250	\$2,500
1 ½"	\$1,875	\$3,750
2"	\$2,085	\$4,170

Water Rate Structure by meter size per 1,000 gallons effective July 1, 2012

Inside Town

Outside Town

¾"
\$10.60 min (inc. 1,000 gallons)
\$2.85 Up to 9,000
\$3.85 Balance

¾"
\$26.40 min (inc. 1,000 gallons)
\$3.85 Up to 9,000
\$5.85 Balance

1"
\$29.50 min (inc. 1,000 gallons)
\$2.85 Balance

1"
\$63.80 min (inc. 1,000 gallons)
\$3.85 Balance

1 ½"
\$51.50 min (inc. 1,000 gallons)
\$2.85 Balance

1 ½"
\$99.00 min (inc. 1,000 gallons)
\$3.85 Balance

2" and larger
\$73.30 min (inc. 1,000 gallons)
\$2.85 Balance

2" and larger
\$131.70 min (inc. 1,000 gallons)
\$3.85 Balance

4"	\$3,200
Over 4"	Determined on a case-by-case basis

Sewer Rate Structure by water meter size per 1,000 gallons – Effective July 1, 2012

<u>Inside Town</u>	<u>Outside Town (if available)</u>
<u>3/4"</u>	<u>3/4"</u>
\$18.50 min (inc. 1,000 gallons)	\$46.20 min (inc. 1,000 gallons)
\$5.25 Balance	\$7.10 Balance
 <u>1"</u>	 <u>1"</u>
\$52.10 min (inc. 1,000 gallons)	\$88.10 min (inc. 1,000 gallons)
\$5.25 Balance	\$7.10 Balance
 <u>1 1/2"</u>	 <u>1 1/2"</u>
\$90.60 min (inc. 1,000 gallons)	\$121.20 min (inc. 1,000 gallons)
\$5.25 Balance	\$7.10 Balance
 <u>2" and larger</u>	 <u>2" and larger</u>
\$129.30 min (inc. 1,000 gallons)	\$179.30 min (inc. 1,000 gallons)
\$5.25 Balance	\$7.10 Balance

Garbage Collection Fee- effective July 1, 2012

Inside Town - \$18.20 per container per month

Outside Town - \$36.40 per container per month

Cemetery Burial Plot - Effective July 1, 2012

Sale to Marshville Resident	\$500.00 per individual burial plot (includes marking fee)
Sale to Other than Marshville Resident	\$1,500.00 per individual burial plot (includes marking fee)

LGC-205 (Rev. 2012)

CONTRACT TO AUDIT ACCOUNTS
Of Town of Marshville, NC
 Governmental Unit

On this 4th day of February, 2013, J.B. Watson & Co., PLLC

Auditor

PO Box 341; Wadesboro, NC 28170

Mailing Address

, hereinafter referred to as

the Auditor, and the Town Council of Town of Marshville, NC, hereinafter referred
 as the Governing Board of Governmental Unit
 to as the Governmental Unit, agree as follows:

1. The Auditor shall audit all statements and disclosures required by generally accepted accounting principles and additional required legal statements and disclosures of all funds and/or divisions of the Governmental Unit for the period beginning July 1, 2012, and ending June 30, 2013. The non-major combining, and individual fund statements and schedules shall be subjected to the auditing procedures applied in the audit of the basic financial statements and an opinion will be rendered in relation to (as applicable) the governmental activities, the business-type activities, the aggregate discretely presented component units, each major governmental and enterprise fund, and the aggregate remaining fund information (non-major government and enterprise funds, the internal service fund type, and the fiduciary fund types).
2. At a minimum, the Auditor shall conduct his/her audit and render his/her report in accordance with generally accepted auditing standards. The Auditor shall perform the audit in accordance with *Government Auditing Standards* if required by the State Single Audit Implementation Act, as codified in G.S. 159-34. If required by OMB Circular A-133 and the State Single Audit Implementation Act, the auditor shall perform a Single Audit. This audit and all associated workpapers may be subject to review by Federal and State agencies in accordance with Federal and State laws, including the staffs of the Office of State Auditor (OSA) and the LGC. If the audit and/or workpapers are found in this review to be substandard, the results of the review may be forwarded to the North Carolina State Board of CPA Examiners.
3. This contract contemplates an unqualified opinion being rendered. If financial statements are not prepared in accordance with generally accepted accounting principles (GAAP), or the statements fail to include all disclosures required by GAAP, please provide an explanation for that departure from GAAP in an attachment.
4. This contract contemplates an unqualified opinion being rendered. The audit shall include such tests of the accounting records and such other auditing procedures as are considered by the Auditor to be necessary in the circumstances. Any limitations or restrictions in scope which would lead to a qualification should be fully explained in an attachment to this contract
5. If this audit engagement is subject to the standards for audit as defined in *Government Auditing Standards*, July 2007 revisions, issued by the Comptroller General of the United States, then by accepting this engagement, the Auditor warrants that he has met the requirements for a peer review and continuing education as specified in *Government Auditing Standards*. The Auditor agrees to provide a copy of their most recent peer review report regardless of the date of the prior peer review report to the Governmental Unit and the Secretary of the Local Government Commission prior to the execution of the audit contract. (See Item 22) If the audit firm received a peer review rating other than pass, the auditor shall not contract with any Local Government Units without first contacting the Secretary of the Local Government Commission for a peer review analysis that may result in additional contractual requirements.

If the audit engagement is not subject to *Government Accounting Standards*, the Auditor shall provide an explanation as to why in an attachment.

6. It is agreed that time is of the essence in this contract. All audits are to be performed and the report of audit submitted to the SLGFD within four months of fiscal year end. Audit report is due on: October 31, 2013. If it becomes necessary to amend this due date or the audit fee, an amended contract along with a written explanation of the delay must be submitted to the Secretary of the Local Government Commission for approval.
7. It is agreed that generally accepted auditing standards include a review of the Governmental Unit's systems of internal control and accounting as the systems relate to accountability of funds, adherence to budget requirements, and adherence to law requirements. In addition, the Auditor will make a written report, which may or may not be a part of the written report of audit, to the Governing Board setting forth his findings, together with his recommendations for improvement. That written report must include all matters defined as "significant deficiencies and material weaknesses" in AU 325 of the *AICPA Professional Standards*. The Auditor shall file a copy of that report with the Secretary of the Local Government Commission.
8. All local government and public authority contracts for audit or audit-related work require the approval of the Secretary of the Local Government Commission. This includes annual or special audits, agreed upon procedures related to Internal Control, bookkeeping or other assistance necessary to prepare the Unit's records for audit, financial statement preparation, any finance-related investigations, or any other audit-related work in the State of North Carolina. Invoices for services rendered under these contracts shall not be paid by the Governmental Unit until the invoice has been approved by the Secretary of the Local Government Commission. (This also includes any progress billings.) [G.S. 159-34 and 115C-447] The process for invoice approval has changed. All invoices for Audit work must be submitted by email in PDF format to the Secretary of the Local Government Commission for approval. The invoices must be emailed to: lgc.invoices@nctreasurer.com

Email Subject line should read "unit name – Invoice. The PDF invoice marked approved with approval date will be returned by email to the Auditor for them to present to the Local Government Unit for payment. Approval is not required on contracts and invoices for system improvements and similar services of a non-auditing nature.

9. In consideration of the satisfactory performance of the provisions of this agreement, the Governmental Unit shall pay to the Auditor, upon approval by the Secretary of the Local Government Commission, the following fee, which includes any cost the Auditor may incur from work paper or peer reviews or any other quality assurance program required by third parties (Federal and State grantor and oversight agencies or other organizations) as required under the Federal and State Single Audit Acts:

Year-end bookkeeping assistance – [For audits subject to Government Auditing Standards, this is limited to bookkeeping services permitted by revised Independence Standards] \$100/hour, if applicable

Audit \$10,000 plus \$100/hour for any Single Audit procedures, if applicable

Preparation of the annual financial statements \$3,250

Prior to submission of the completed audited financial report, applicable compliance reports and amended contract (if required) auditors may submit invoices for approval for services rendered, not to exceed 75% of the total of the stated fees above. If the current contracted fee is not fixed in total, invoices for services rendered may be approved for up to 75% of the prior year audit fee. ~~The 75% cap for future invoices approved for this audit contract is \$10,725~~

10. The auditor working with a local governmental unit that has outstanding revenue bonds will include in the notes to the audited financial statements, whether or not required by the revenue bond documents, a calculation demonstrating compliance with the revenue bond rate covenant. Additionally, the auditor should be aware that any other bond compliance statements or additional reports required in the authorizing bond documents need to be submitted to the Local Government Commission simultaneously with the local government's audited financial statements unless otherwise specified in the bond documents.
11. After completing the audit, the Auditor shall submit to the Governing Board a written report of audit. This report shall include but not be limited to the following information: (a) Management's Discussion and Analysis, (b) the financial statements and notes of the governmental unit and all of its component units prepared in accordance with generally accepted accounting principles, (c) supplementary information requested by the client or required for full disclosure under the law, and (d) the Auditor's opinion on the material presented. The Auditor shall furnish the required number of copies of the report of audit to the Governing Board as soon as practical after the close of the accounting period.
12. If the audit firm is required by the NC CPA Board or the Secretary of the Local Government Commission to have a pre-issuance review of their audit work, there must be a statement added to the engagement letter specifying the pre-issuance review including a statement that the Unit of Government will not be billed for the pre-issuance review. The pre-issuance review must be performed prior to the completed Audit being submitted to the Local Government Commission. The pre-issuance report must accompany the audit report upon submission to the Local Government Commission.
13. The Auditor shall electronically submit the report of audit to the Local Government Commission when (or prior to) submitting the invoice for services rendered. The report of audit, as filed with the Secretary of the Local Government Commission, becomes a matter of public record for inspection and review in the offices of the Secretary by any interested parties. Any subsequent revisions to these reports must be sent to the Secretary of the Local Government Commission. These audited financial statements are used in the preparation of Official Statements for debt offerings (the auditors' opinion is not included), by municipal bond rating services, to fulfill secondary market disclosure requirements of the Securities and Exchange Commission, and other lawful purposes of the government, without subsequent consent of the auditor. If it is determined by the Local Government Commission that corrections need to be made to the unit's financial statements they should be provided within three days of notification unless, another time frame is agreed to by the Local Government Commission.

The Local Government Commission's process for submitting contracts, audit reports and Invoices are subject to change. Auditors should use the submission process in effect at the time of submission.

In addition, if the North Carolina Office of the State Auditor designates certain programs to be audited as major programs, a turnaround document and a representation letter addressed to the State Auditor shall be submitted to the Local Government Commission.

14. Should circumstances disclosed by the audit call for a more detailed investigation by the Auditor than necessary under ordinary circumstances, the Auditor shall inform the Governing Board in writing of the need for such additional investigation and the additional compensation required therefore. Upon approval by the Secretary of the Local Government Commission, this agreement may be varied or changed to include the increased time and/or compensation as may be agreed upon by the Governing Board and the Auditor.
15. If an approved contract needs to be varied or changed for any reason, the change must be made in writing, signed and dated by all parties and pre-audited if the change includes a change in audit fee. This document and a written explanation of the change must be submitted by email in PDF format to the Secretary of the Local Government Commission for approval. The portal address to upload your amended contract and Letter of explanation documents is <http://nctreasurer.slgfd.leapfile.net>. No change shall be effective unless approved by the Secretary of the Local Government Commission, the Governing Board, and the Auditor.

16. Whenever the Auditor uses an engagement letter with the client, Item 17 is to be completed by referencing the engagement letter and attaching a copy of the engagement letter to the contract to incorporate the engagement letter into the contract. In case of conflict between the terms of the engagement letter and the terms of this contract, the terms of this contract will control. Engagement letter terms are deemed to be void unless the conflicting terms of this contract are specifically deleted in Item 22 of this contract. Engagement letters containing indemnification clauses will not be approved by the Local Government Commission.
17. Special provisions should be limited. Please list any special provisions in an attachment.
See attached engagement letter.
18. A separate contract should not be made for each division to be audited or report to be submitted. A separate contract must be executed for each component unit which is a local government and for which a separate audit report is issued.
19. The contract must be executed, pre-audited, physically signed by all parties and submitted in PDF format including unit and auditor signatures to the Secretary of the Local Government Commission. The current portal address to upload your contractual documents is http://nctreasurer.slefd.leapfile.net. Electronic signatures are not accepted at this time. Included with this contract are instructions to submit contracts and invoices for approval as of March 9, 2012. These instructions are subject to change. Please check the NC Treasurer's web site at www.nc-treasurer.com for the most recent instructions.
20. The contract is not valid until it is approved by the Local Government Commission. The staff of the Local Government Commission shall notify the unit and auditor of contract approval by email. The audit should not be started before the contract is approved.
21. There are no other agreements between the parties hereto and no other agreements relative hereto that shall be enforceable unless entered into in accordance with the procedure set out herein and approved by the Secretary of the Local Government Commission.
22. All of the above paragraphs are understood and shall apply to this agreement, except the following numbered paragraphs shall be deleted: (See Item 16.)
23. All communications regarding Audit contract requests for modification or official approvals will be sent to the email Addresses provided in the following areas.

Audit Firm Signature:
Firm J.B. Watson & Co., PLLC

By Deneal H. Bennett, CPA
(Please type or print name)

Deneal H. Bennett CPA
(Signature of authorized audit firm representative)

dbennett@jbwandco.com

Date February 4, 2013

Unit Signatures:

By Franklin Deese, Mayor
(Please type or print name and title)

Franklin Deese
(Signature of Mayor/Chairman of governing board)

Date 2/4/2013

Date Governing Body Approves Audit Contract: 2/4/2013

Unit Signatures (continued):

By N/A
(Chair of Audit Committee- please type or print name)

(Signature of Audit Committee Chairperson)

Date _____
(If unit has no audit committee, this section should be marked "N/A.")

Instrument has been preaudited in the manner required by The Government Budget and Fiscal Control Act or by the School Budget and Fiscal Control Act. Additionally, the following date is the date the contract was approved by the governing body.

Tonya Johnson

Governmental Unit Finance Officer (Please type or print name)

Tonya Johnson
(Signature)

Email Address of Finance Officer

marshvilletownclerk@windstream.net

Date 2-4-2013
(Preaudit Certificate must be dated)

J. B. WATSON & CO., P.L.L.C.

CERTIFIED PUBLIC ACCOUNTANTS

120 SOUTH RUTHERFORD STREET

P.O. BOX 341

WADESBORO, N.C. 28170

JAMES F. HANNA, CPA

DENEAL H. BENNETT, CPA

J. DAVID BURNS, CPA

TELEPHONE (704) 694-5174

FACSIMILE (704) 694-6970

February 4, 2013

Town of Marshville
201 West Main Street
Marshville, North Carolina 28103

We are pleased to confirm our understanding of the services we are to provide Town of Marshville for the year ended June 30, 2013. We will audit the financial statements of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information, which collectively comprise the basic financial statements of Town of Marshville as of and for the year ended June 30, 2013. Accounting standards generally accepted in the United States of America provide for certain required supplementary information (RSI), such as management's discussion and analysis (MD&A), to supplement Town of Marshville's basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. As part of our engagement, we will apply certain limited procedures to Town of Marshville's RSI in accordance with auditing standards generally accepted in the United States of America. These limited procedures will consist of inquiries of management regarding the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We will not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance. The following RSI is required by generally accepted accounting principles and will be subjected to certain limited procedures, but will not be audited:

1) Management's Discussion and Analysis

We have also been engaged to report on supplementary information other than RSI that accompanies Town of Marshville's financial statements. We will subject the following supplementary information to the auditing procedures applied in our audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America and will provide an opinion on it in relation to the financial statements as a whole:

- 1) Individual Fund Statements
- 2) Budgetary Schedules
- 3) Other Schedules
- 4) Schedule of Expenditures of Federal and State Awards

Town of Marshville
Page Two

Audit Objectives

The objective of our audit is the expression of opinions as to whether your basic financial statements are fairly presented, in all material respects, in conformity with U.S. generally accepted accounting principles and to report on the fairness of the supplementary information referred to in the second paragraph when considered in relation to the financial statements taken as a whole. Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America and the standards for financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States, and will include tests of the accounting records of Town of Marshville and other procedures we consider necessary to enable us to express such opinions. If our opinions on the financial statements are other than unqualified (unmodified), we will discuss the reasons with you in advance. If, for any reason, we are unable to complete the audit or are unable to form or have not formed opinions, we may decline to express opinions or to issue a report as a result of this engagement.

We will also provide a report (that does not include an opinion) on internal control related to the financial statements and compliance with the provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a material effect on the financial statements as required by *Government Auditing Standards*. The report on internal control and compliance will include a statement that the report is intended solely for the information and use of management, the body or individuals charged with governance, others within the entity, and specific legislative or regulatory bodies and is not intended to be, and should not be, used by anyone other than these specified parties. If during our audit we become aware that Town of Marshville is subject to an audit requirement that is not encompassed in the terms of this engagement, we will communicate to management and those charged with governance that an audit in accordance with U.S. generally accepted auditing standards and the standards for financial audits contained in *Government Auditing Standards* may not satisfy the relevant legal, regulatory, or contractual requirements.

If during our audit we become aware that Town of Marshville is not subject to an audit in accordance with the standards for financial audits contained in *Government Auditing Standards*, we will conduct the audit in accordance with U.S. generally accepted auditing standards only.

Management Responsibilities

Management is responsible for the basic financial statements and all accompanying information as well as all representations contained therein. As part of the audit, we will prepare a draft of your financial statements, schedule of expenditures of federal and state awards, and related notes. You are responsible for making all management decisions and performing all management functions relating to the financial statements, schedule of expenditures of federal and state awards, and related notes and for accepting full responsibility for such decisions. You will be required to acknowledge in the written management representation letter our assistance with preparation of the financial statements and that you have reviewed and approved the financial statements, schedule of expenditures of federal and state awards, and related notes prior to their issuance and have accepted responsibility for them. Further, you are required to designate an individual with suitable skill, knowledge, or experience to oversee any nonaudit services we provide and for evaluating the adequacy and results of those services and accepting responsibility for them.

Town of Marshville
Page Three

Management is responsible for establishing and maintaining effective internal controls, including monitoring ongoing activities, to help ensure that appropriate goals and objectives are met; for the selection and application of accounting principles; and for the fair presentation in the financial statements of the respective financial position of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of Town of Marshville and the respective changes in financial position and cash flows, where applicable, in conformity with U.S. generally accepted accounting principles.

Management is also responsible for making all financial records and related information available to us and for ensuring that management is reliable and financial information is reliable and properly recorded. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statements, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Your responsibilities include adjusting the financial statements to correct material misstatements and for confirming to us in the written representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud and for informing us about all known or suspected fraud or illegal acts affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud or illegal acts could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, grantors, regulators, or others. In addition, you are responsible for identifying and ensuring that the entity complies with applicable laws, regulations, contracts, agreements, and grants and for taking timely and appropriate steps to remedy any fraud, illegal acts, violations of contracts or grant agreements, or abuse that we may report.

You are responsible for the preparation of the supplementary information in conformity with U.S. generally accepted accounting principles. You agree to include our report on the supplementary information in any document that contains and indicates that we have reported on the supplementary information. You also agree to include the audited financial statements with any presentation of the supplementary information that includes our report thereon. Your responsibilities include acknowledging to us in the written representation letter that (a) you are responsible for presentation of the supplementary information in accordance with GAAP; (b) that you believe the supplementary information, including its form and content, is fairly presented in accordance with GAAP; (c) that the methods of measurement or presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (d) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of supplementary information.

Town of Marshville
Page Four

Management is responsible for establishing and maintaining a process for tracking the status of audit findings and recommendations. Management is also responsible for identifying for us previous financial audits, attestation engagements, performance audits, or other studies related to the objectives discussed in the Audit Objectives section of this letter. This responsibility includes relaying to us corrective actions taken to address significant findings and recommendations resulting from those audits, attestation engagements, performance audits, or other studies. You are also responsible for providing management's views on our current findings, conclusions, and recommendations, as well as your planned corrective actions, for the report, and for the timing and format for providing that information.

With regard to using the auditors' report, you understand that you must obtain our prior written consent to reproduce or use our report in bond offering official statements or other documents.

With regard to the electronic dissemination of audited financial statements, including financial statements published electronically on your website, you understand that electronic sites are a means to distribute information and, therefore, we are not required to read the information contained in these sites or to consider the consistency of other information in the electronic site with the original document.

Audit Procedures - General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements. We will plan and perform the audit to obtain reasonable, rather than absolute, assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity. Because the determination of abuse is subjective, *Government Auditing Standards* do not expect auditors to provide reasonable assurance of detecting abuse.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements may exist and not be detected by us, even though the audit is properly planned and performed in accordance with U.S. generally accepted auditing standards and *Government Auditing Standards*. In addition, an audit is not designed to detect immaterial misstatements or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform the appropriate level of management of any material errors or any fraudulent financial reporting or misappropriation of assets that come to our attention. We will also inform the appropriate level of management of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential. Our responsibility as auditors is limited to the period covered by our audit and does not extend to later periods for which we are not engaged as auditors.

Town of Marshville
Page Five

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts and may include tests of the physical existence of inventories and direct confirmation of receivables and certain other assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about the financial statements and related matters.

Audit Procedures - Internal Controls

Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing, and extent of further audit procedures. Tests of controls may be performed to test the effectiveness of certain controls that we consider relevant to preventing and detecting errors and fraud that are material to the financial statements and to preventing and detecting misstatements resulting from illegal acts and other noncompliance matters that have a direct and material effect on the financial statements. Our tests, if performed, will be less in scope than would be necessary to render an opinion on internal control and, accordingly, no opinion will be expressed in our report on internal control issued pursuant to *Government Auditing Standards*.

An audit is not designed to provide assurance on internal control or to identify significant deficiencies or material weaknesses. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards and *Government Auditing Standards*.

Audit Procedures - Compliance

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of Town of Marshville's compliance with the provisions of applicable laws, regulations, contracts, agreements, and grants. However, the objective of our audit will not be to provide an opinion on overall compliance, and we will not express such an opinion in our report on compliance issued pursuant to *Government Auditing Standards*.

Engagement Administration, Fees, and Other

We understand that your employees will assist in preparing all cash or other confirmations we request and will locate any documents selected by us for testing.

We will provide copies of our reports to Town of Marshville; however, management is responsible for distribution of the reports and the financial statements. Unless restricted by law or regulation, or containing privileged and confidential information, copies of our reports are to be made available for public inspection.

The audit documentation for this engagement is the property of J.B. Watson & Co., P.L.L.C. and constitutes confidential information. However, pursuant to authority given by law or regulation, we may be requested to make certain audit documentation available to a cognizant agency or its designee, a federal or state agency providing direct or indirect funding, or the U.S. Government

Town of Marshville
Page Six

Accountability Office for purposes of a quality review of the audit, to resolve audit findings, or to carry out oversight responsibilities. We will notify you of any such request. If requested, access to such audit documentation will be provided under the supervision of J.B. Watson & Co., P.L.L.C. personnel. Furthermore, upon request, we may provide copies of selected audit documentation to the aforementioned parties. These parties may intend, or decide, to distribute the copies or information contained therein to others, including other governmental agencies.

The audit documentation for this engagement will be retained for a minimum of five years after the report release date or for any additional period requested by the cognizant agency, oversight agency for audit, or pass-through entity. If we are aware that a federal or state awarding agency, pass-through entity, or auditee is contesting an audit finding, we will contact the party(ies) contesting the audit finding for guidance prior to destroying the audit documentation.

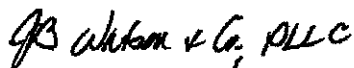
We expect to begin our audit in mid-July 2013 and to issue our report no later than October 31, 2013 (or December 1, 2013, if additional time is warranted). Deneal H. Bennett, CPA is the engagement partner and is responsible for supervising the engagement and signing the reports or authorizing another individual to sign them.

Our fee for these services will be \$13,250 plus \$100 per hour for any Single Audit procedures or year-end bookkeeping, if applicable. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate before we incur the additional costs.

Government Auditing Standards require that we provide you with a copy of our most recent external peer review report and any letter of comment and any subsequent peer review reports and letters of comment received during the period of the contract. Our 2010 peer review report has been provided to you previously. There was not a letter of comment resulting from this review. We will provide you with a copy of our 2013 peer review report after the review is completed.

We appreciate the opportunity to be of service to Town of Marshville and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,



J. B. Watson & Co., P.L.L.C.

Town of Marshville
Page Seven

RESPONSE:

This letter correctly sets forth the understanding of Town of Marshville.

By: _____

Title: _____

Date: _____

Jim S. D.
Mayor
2-4-2013



**TOWN OF MARSHVILLE
MEMORIAL RESOLUTION
IN HONOR OF MRS. GLADYS M. KELLY**

WHEREAS, on the 14th day of November, 2012, death brought to close the life of former Town Clerk, Mrs. Gladys M. Kelly; and

WHEREAS, Mrs. Kelly served the Town of Marshville by her dedicated and loyal service as Town Clerk for 22 years, from May 1, 1969 to March 29, 1991; and

WHEREAS, on behalf of the Town of Marshville, we wish to extend our sincere condolences over the passing of Mrs. Kelly; and

WHEREAS, Mrs. Kelly proved to be a dedicated and efficient public servant who has gained the admiration and respect of her fellow workers and the citizens of Marshville; and

WHEREAS, the Mayor and Town Council of the Town of Marshville are desirous, on behalf of themselves, the other Town officials and employees, and the citizens of the Town of Marshville, of expressing their deep appreciation and gratitude for the service rendered by her to the Town over the years and recognize Mrs. Kelly's death leaves our community with a deep feeling of sorrow for the loss of such a respected citizen;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Town Council of the Town of Marshville, North Carolina, that:

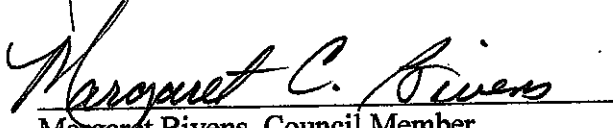
We express our deep appreciation and gratitude for the dedicated service rendered by Mrs. Kelly during her tenure with the Town of Marshville.

We offer sincere sympathies upon Mrs. Kelly's passing on the 14th day of November, 2012


IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Marshville, this 4th day of February, 2013.


Frank Deese, Mayor

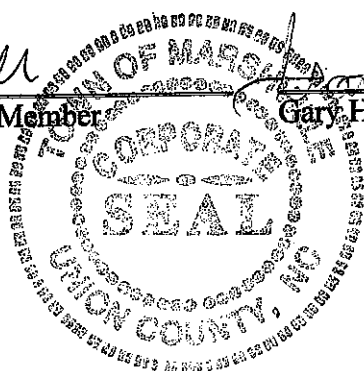

Matthew Jefferson, Mayor Pro Tem


Margaret Bivens, Council Member


Dora Bridget, Council Member


Norma Carpenter, Council Member


Gary Huntley, Council Member



JAN 31 2013

**North Carolina League of Municipalities
Joint Action Program
Progress Energy/Duke Power Rate Case
Member Participation Form
Page 1 of 3**

Joint Action Program Request:

The League of Municipalities ("League") is requesting participation in a joint action program on utility rate cases for the purposes of financing the costs of protecting North Carolina municipalities' collective interests.

History and Goals:

Progress Energy has filed a rate case before the NC Utilities Commission, which should be decided and finalized sometime in the summer of 2013. The company is seeking significant increases in base loads rates due to variety of cost factors, including new plants being built and brought online. Duke Energy Corp. has announced an intention to file a similar rate case soon.

Accordingly, the League has been asked to organize a joint action program for municipalities to band together to advocate for rate concessions during these rate cases, with the League acting as an intervening party.

The League has solicited bids from law firms with qualified utility law practices, and has narrowed and priced the scope of work to what is reasonably needed for a successful intervention to obtain reductions from the proposed increases. In order to organize this program, the League would need cities to support the effort financially, and to assist in moving the effort forward.

Share of Cost:

Share of cost will depend on number of participants and utility use. See invoicing structure below to determine your participation fee.

Deadline:

The submission of this participation form is an agreement to participate in this joint action program. Deadline for submitting this participation form is February 8, 2013. Payment of fees can be submitted with this form. If not, they must be remitted as soon as possible after participation form is submitted.

Disclaimer:

If the League does not gain enough notification of participation by the above deadlines, the program will not move forward and funds will be reimbursed.

**North Carolina League of Municipalities
Joint Action Program
Progress Energy/Duke Power Rate Case
Member Participation Form
Page 2 of 3**

By signing the participation agreement below, the preparer agrees on behalf of his/her municipality to participate in the League's rate case joint action program and to submit the payment fee by the above listed deadline.

Program Contact: AMANDA REID Contact's phone: 704.624.2515
Contact's Email: areid@marshville.org

Preparer's Signature  Date of Request: 2/4/13

Name of Preparer: AMANDA REID

Position Title: TOWN MANAGER

Municipality: TOWN OF MARSHVILLE

Address: 201 WEST MAIN STREET MARSHVILLE, NC 28103

Telephone: 704.624.2515 E-mail: areid@marshville.org

Please submit this form and payment to:

North Carolina League of Municipalities*
PO Box 742106
Atlanta, GA 30374-742106

- This Atlanta address is where NCLM receives payment

**North Carolina League of Municipalities
Joint Action Program
Progress Energy/Duke Power Rate Case
Participation Fee Structure
Page 3 of 3**

Participation fees are set by the population of the municipality combined with the number of services that the municipality provides. Please select your fee based on the structure below. If you have any questions contact Sarah Collins (governmental affairs intern) at (919) 715-3934/ scollins@ncmlm.org.

Services Provided:

1. Street Lighting 2. Wastewater Treatment 3. Water Treatment 4. Recreation Facilities/
Ball Field Lighting

Population	Number of Services	Participation Fee
150,000 +	4	\$20,000.00
75,000 - 149,999	4	\$10,000.00
25,000 - 74,999	4	\$2,500.00
10,000 - 24,999	4	\$1,000.00
0 - 10,000	4	\$500.00

Population	Number of Services	Participation Fee
150,000 +	3	\$15,000.00
75,000 - 149,999	3	\$5,000.00
25,000 - 74,999	3	\$1,500.00
10,000 - 24,999	3	\$750.00
0 - 10,000	3	\$250.00

Population	Number of Services	Participation Fee
150,000 +	2	\$10,000.00
75,000 - 149,999	2	\$2,500.00
25,000 - 74,999	2	\$1,000.00
10,000 - 24,999	2	\$500.00
0 - 10,000	2	\$100.00

Population	Number of Services	Participation Fee
150,000 +	1 (or less)	
75,000 - 149,999	1 (or less)	
25,000 - 74,999	1 (or less)	\$500.00
10,000 - 24,999	1 (or less)	\$200.00
0 - 10,000	1 (or less)	\$100.00



1/31/13

To whom it may concern:

In an attempt to better serve the people of Marshville and to give our current building some much needed upgrades, Affordable Dry Cleaning is proposing to remove all carpet on our retail side of the building at 129 West Main St Marshville, NC. We will replace the carpet with vinyl laminate flooring that will be very durable and give the space a much needed new look. Additionally, we are proposing to take down the non load bearing wall currently in the middle of our retail side of the building. This will allow for a more open concept and add needed working space for us to better serve the town.

All work will be completed by certified professionals and Affordable Dry Cleaning will be solely responsible for all materials, labor, and any other cost associated with the project. Affordable Dry Cleaning will comply with all federal, state, and local building codes and will obtain any necessary permits.

Thank you and we look forward to your decision.

John Parker II
President

Att. 2554h1

[Print](#) | [Close Window](#)

Subject: Fwd: Affordable New Image
From: John Parker <jp@affordabledrycleanerstore.com>
Date: Mon, Jan 28, 2013 1:57 pm
To: areid@marshville.org
Attach: affordable1.jpg
Affordable 3.jpg
Affordable 4.jpg
affordable2.jpg

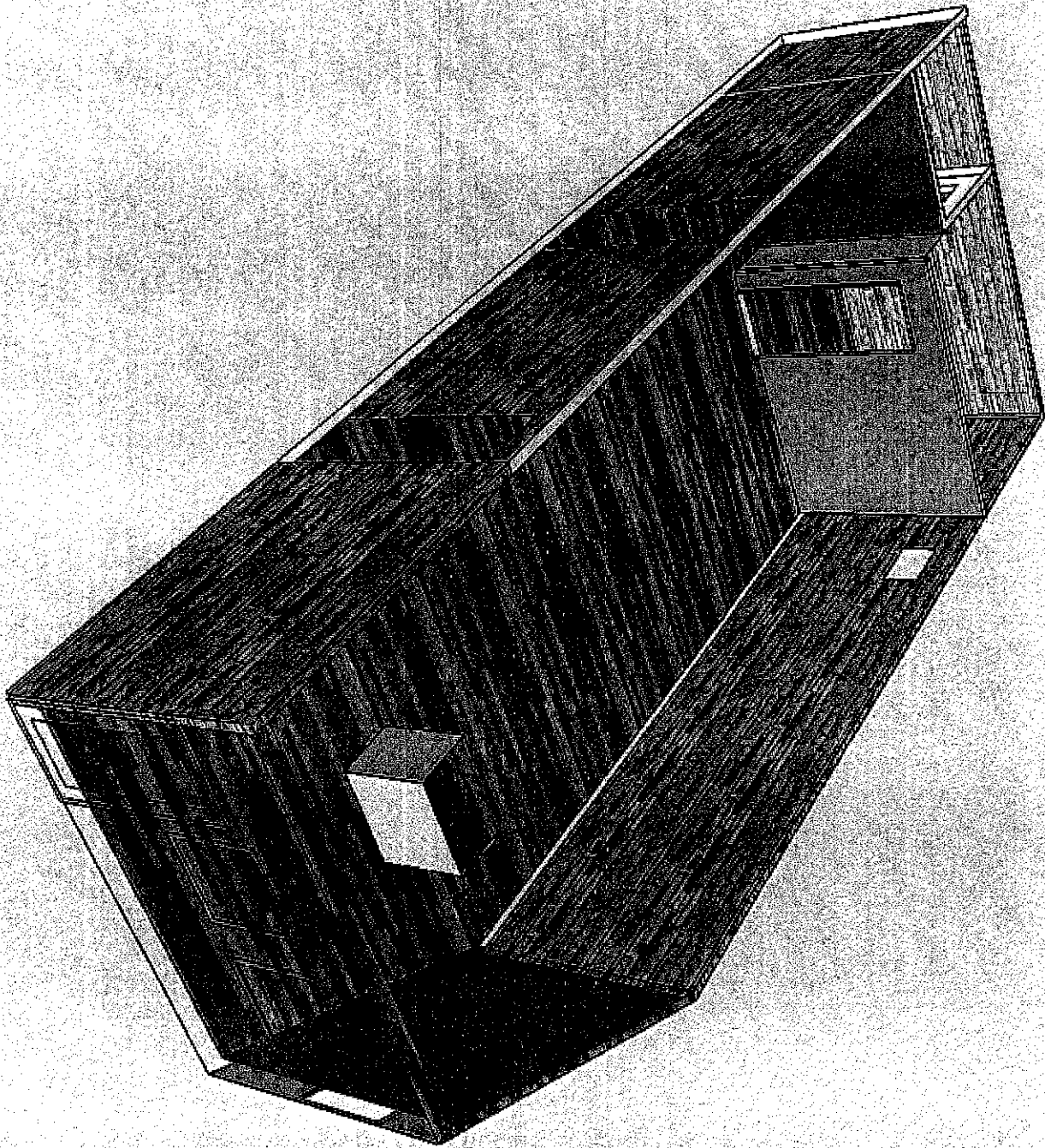
Amanda,

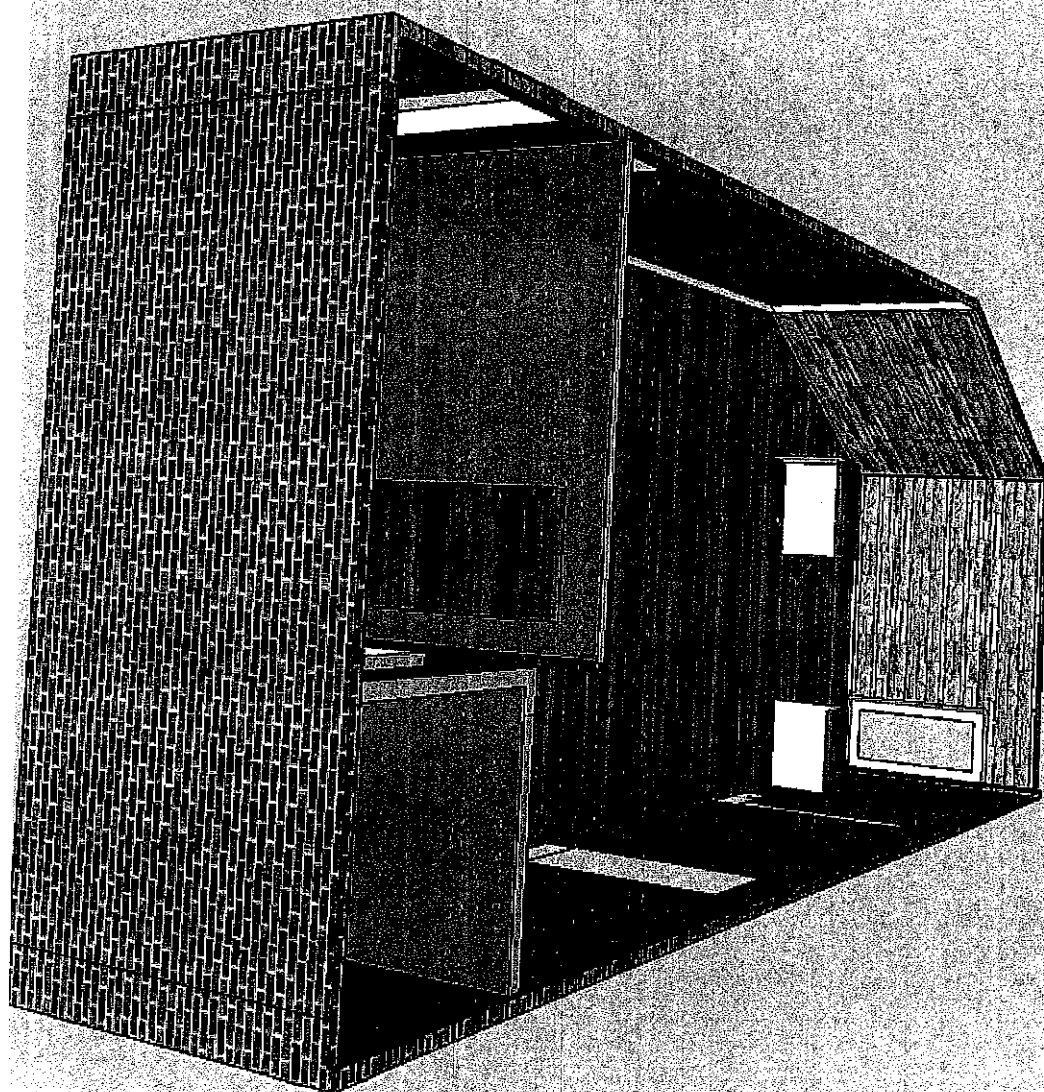
I have attached a design of what we are wanting to accomplish on the retail side of our store in Marshville. Our plan consist of tearing out the none load bearing wall currently behind our counter giving the building a completely open concept. We are also wanting to remove the existing flooring and put down a new flooring. I hope the pictures of the design help bring to life what I am describing.

Thanks,

John

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**Town of Marshville
Town Council Meeting**

**Monday, February 4, 2013, 7:00 PM
Marshville Town Hall**

REGULAR MEETING AGENDA

1. Call to Order/Invocation/Pledge of Allegiance

2. Adoption of Agenda for the Meeting

3. Public Comment

If you are here to speak at a public hearing, please wait until the public hearing has been opened for public comment on that particular item. Before speaking, please state your name and address. Please limit comments to two minutes.

4. Public Hearing - Community Development Block Grant (CDBG) Programs & Funding

- Motion to Open Public Hearing
- Presentation of Information
- Public Comment
- Town Council Questions and Comments
- Motion to Close Public Hearing

5. Public Hearing to Receive Input on text changes to various sections of Article XVII "Signs" of the Land Use Ordinance

- Motion to Open Public Hearing
- Presentation of Information
- Public Comment
- Town Council Questions and Comments
- Motion to Close Public Hearing
- Town Council Action Regarding Text Changes

6. Presentation of Information

Ms. Mary Beck, Anson County Economic Development

- NC Rural Center Grant Application – 2013 CIP/Asset Management Plan & Mapping Update
Items requiring Council approval related to NC Rural Center Grant Application have been placed on the Consent Agenda
- Additional information and comments

7. Consent Agenda

- January 22, 2013 Town Council Minutes
- Set Advertisement Date of April 17, 2013 for Delinquent Taxes
- NC Rural Center Grant Application – 2013 CIP/Asset Management Plan & Mapping Update
 - Resolution to apply for a supplemental grant through the NC Rural Economic Development Center
 - Memorandum of Understanding between the NC Rural Economic Development Center & the Town of Marshville
 - Re-affirm Resolution of MBE Percentage Goal
 - Re-affirm Resolution Prohibiting Conflicts of Interest
 - Certification by Chief Elected Official
 - Commitment of Funds

- Project Budget Ordinance for the 2013 CIP/Asset Management Plan & Mapping Update
Approve Bill Lester, P.E., LKC Engineering, to write, submit, administer the Marshville Planning Grant

8. Discussion and possible action regarding FY 12-13 Contract to Audit Accounts – J.B. Watson & Co.
9. Discussion and possible action regarding Memorial Resolution in Honor of Mrs. Gladys Kelly
10. Discussion and possible action regarding NCLM Joint Action Program – Progress Energy/Duke Power Rate Case
11. Discussion and possible action regarding request by Affordable Cleaners to make alterations to Town owned building
12. Town Manager's Report
13. Mayor and Town Council Member Comments
14. Adjourn

** A brief recess may be called every 45-60 minutes, as desired by Council.*