



**Town of Clayton
Regular Town Council Meeting Agenda
Monday, February 17, 2020 @ 6:00 PM
Council Chambers**

1. CALL TO ORDER

Pledge of Allegiance and Invocation

2. ADJUSTMENT OF THE AGENDA

3. CONSENT AGENDA

(Items on the consent agenda are considered routine in nature or have been thoroughly discussed at previous meetings. Any member of the Council may request to have an item removed from the consent agenda for further discussion.)

a. DRAFT Minutes

- February 3, 2020 - Regular Meeting

[February 3 2020 DRAFT Minutes](#)

POTENTIAL ACTION: Adoption of Consent Agenda as Presented

4. ADMINISTRATIVE ITEMS

5. INTRODUCTIONS AND SPECIAL PRESENTATIONS

a. New Employee Introductions

Presenters: Samantha Wullenwaber, Planning Director; Matt Lorion, Recreation Superintendent and Robert Yarborough, Building Inspector Supervisor

- Sharon Sharpe - Planner
- Joni Hubble-Zeneberg - Recreation Program Coordinator
- Stephanie Woods - Recreation Program Coordinator
- Danny Tyndall - Building Inspector II

[Cover](#)

b. East Clayton Disc Golf Course - Clayton Area Disc League (CADL) Donation

Presenters: Matt Lorion, Recreation Superintendent & Jay Pontier, CADL Disc Golf Group

[Cover](#)

c. Parks & Recreation Advisory Board Annual Update

Presenter: Emily Beddingfield, Chair

[Cover](#)

6. PUBLIC HEARINGS

a. 2019-244-OA - Code of Ordinance Amendment - Chapter 155; Section 202

Presenter: Samantha Wullenwaber, Planning Director

[Cover](#)
[Application](#)
[Strikethrough Copy Draft](#)
[Clean Copy Draft](#)
[Newspaper Ad](#)
[Planning Board Recommendation](#)
[Staff Report](#)
[Ordinance](#)
[Motion Form](#)

POTENTIAL ACTION: Adoption of Ordinance #2020-02-06

7. OLD BUSINESS

8. NEW BUSINESS

- a. Application for Assistance to Firefighters Grant (AFG)
Presenter: Lee Barbee, Fire Chief

[Cover](#)
[Assistance to Firefighters Grant](#)

POTENTIAL ACTION: Approval to Apply for Grant

- b. Award Bid - 2020 Road Rehabilitation Project
Presenter: Blake Mills, Asst. Public Services/Utilities Director

[Cover](#)
[Bid Summary](#)
[Contract](#)
[Maps Showing Streets in Bid Package](#)
[Typical Pavement Deterioration Curve](#)
[Sample Door Hanger - FY20 Road Rehab Project](#)
[Sample Door Hanger - Sidewalk Construction](#)
[Resolution](#)

POTENTIAL ACTION: Adoption of Resolution #2020-05

POTENTIAL ACTION: Authorize Town Manager to Execute Contract

- c. 2020-14-SNA - Clayton Corners - Alternate Sign Plan
Presenter: Samantha Wullenwaber, Planning Director

[Cover](#)
[Application](#)
[Site Plan](#)

POTENTIAL ACTION: Approval/Denial of Alternate Sign Plan

- d. Application for Johnston County Open Space Grant - Covered Bridge Road Trailhead

Presenter: Scott Barnard, Parks & Recreation Director

[Cover](#)
[JC Open Space Fund Policy](#)

POTENTIAL ACTION: Approval to Apply for Grant

- e. **Application for Johnston County Open Space Grant - Clayton Middle School**
Presenter: Scott Barnard, Parks & Recreation Director
[Cover](#)
[JC Open Space Fund Policy](#)

POTENTIAL ACTION: Approval to Apply for Grant

9. STAFF REPORTS

- a. Town Manager
- b. Town Attorney
- c. Town Clerk
- d. Other Staff
 - RFP for Financing - Neuse River Water Reclamation Facility
Presenter: Robert McKie, Finance Director

10. OTHER BUSINESS

- a. Informal Discussion & Public Comment
- b. Council Comments

11. ADJOURNMENT

Quasi-Judicial (evidentiary) – These hearings are different from other public hearings in that they resemble a court hearing where testimony is presented and the Town Council acts like a court of law. During evidentiary hearings, the Town Council receives only sworn testimony and other credible evidence. In addition, the Town Council must make findings of fact based upon the evidence presented. Citizens may give testimony in an evidentiary hearing after they have taken an oath.



Town of Clayton
Regular Town Council Meeting Minutes
Monday, February 3, 2020 @ 6:00 PM
Council Chambers

COUNCIL PRESENT:

Mayor McLeod
Mayor Pro Tem Thompson
Council Member Grannis
Council Member Holder
Council Member Bunn
Council Member Everett

STAFF PRESENT:

Adam Lindsay, Town Manager
Nancy Medlin, A/Town Manager
Katherine Ross, Town Attorney
Kimberly Moffett, Town Clerk
Samantha Wullenwaber, Planning Director
Robert McKie, Finance Director
Stacy Beard, Communications Director
Rich Cappola, Public Services Director
Blair Myhand, Police Chief

COUNCIL ABSENT:

1 CALL TO ORDER

Pledge of Allegiance and Invocation

- a) Mayor McLeod called the meeting to order at 6:01 p.m. He led everyone in the Pledge of Allegiance as well as offering the Invocation.

Mayor McLeod welcomed Boy Scout Troop 124 who were in attendance at the meeting, working on their Citizenship Badges.

2 ADJUSTMENT OF THE AGENDA

- a) Mr. Lindsay requested the following adjustments; removal of Item 5a - Introduction of Sharon Sharpe, removal of Public Hearings - Items 6a and 6b, removal of Closed Session - Item 11a and addition of Old Business - Item 7b, Neuse River Water Reclamation Facility Resolution & Budget Amendments.

3 CONSENT AGENDA

(Items on the consent agenda are considered routine in nature or have been thoroughly discussed at previous meetings. Any member of the Council may request to have an item removed from the consent agenda for further discussion.)

- a) Draft Minutes
- January 21, 2020 - Regular Session
 - January 21, 2020 - Closed Session

ACTION: Adoption of Consent Agenda as Presented

Motion: Mayor Pro Tem Thompson
Second: Council Member Holder
Vote: Unanimous

- b) NCDOT Updating Speed Limit Zones
 - NC 42 (B/W .004 east of SR 1552 & .044 west of Laurel Ridge Drive)
 - NC 42 (B/W .465 west of SR 1552 & .104 west of SR 1552)
 - NC 42 (B/W .05 east of SR 1660 & SR 1551)
 - NC 42 (B/W .035 east of SR 1660 & SR 1551)
- c) Warranty Acceptance - FINAL
 - Boling Townhomes, Buildings 47-51

ACTION: Adoption of Consent Agenda as Presented

Motion: Council Member
Second: Council Member
Vote: Unanimous

4 ADMINISTRATIVE ITEMS

5 INTRODUCTIONS AND SPECIAL PRESENTATIONS

- a) ~~New Employee Introductions~~
~~Presenter: Samantha Wullenwaber, Planning Director~~
 - ~~Sharon Sharpe, Planner~~

6 PUBLIC HEARINGS

- a) ~~2019-130 SUP The Quad Special Use Permit (Quasi-Judicial)~~
~~Presenter: Samantha Wullenwaber, Planning Director~~
- b) ~~2019-129 SD The Quad Preliminary Plat (Quasi-Judicial)~~
~~Presenter: Samantha Wullenwaber, Planning Director~~

7 OLD BUSINESS

- a) East Clayton Community Park (Harmony Playground) Design/Build Contract
Presenter: Joshua Baird, Town Engineer

Mr. Baird presented the item and provided an overview, background and update of project. He provided details regarding the current funding for this project, which stands at \$1,442,810. The estimated total cost for the project stands at \$2.1 million. He provided an overview of the completed project items as well as those still to be completed. Total spent/committed to date is \$450,000 with cost for project completion being \$1.75 million. He stated staff has pursued a design-build method to complete the design and construction of the bathrooms/shelter and parking. An RFQ was issued and solicited design/build (DB) teams. Interviews were completed and selection of most qualified was made. Currently we have a deficit of \$675,000 to complete the project.

Mr. Dean Penny of the Clayton Community Recreational Foundation was present. He stated the process being proposed would assist with the completion of the project. He stated he was happy to answer any questions.

Mr. Baird provided staff recommendation regarding re-allocating funds for this from Parks & Recreation fund balance and funds originally purposed for Town Square.

Council Member Grannis asked about potential of using bond money for the project. Mr. Lindsay stated that could be done, however, it wasn't being recommended due to timing of availability of bond monies. Attorney Ross added there was nothing about this project that would not make it eligible for bond monies, however, this was strictly a timing issue. Council Member Holder asked if it were possible to reimburse the town for funding from bond monies. Ms. Medlin stated that had been discussed with our bond counsel and it would be outside the time frame for current bond monies. Mr. Lindsay reminded that bond money could be used to toward Town Square parking lot project.

Mr. McKie stated that we currently have \$700,000 budgeted but an additional \$400,000 is needed. This could be transferred from the general fund to capital projects, for a total transfer of \$1.1 million.

Council Member Grannis stated he had spoken with 67 residents regarding this project to get feedback and of those 66 were in favor of the project moving forward.

ACTION: Authorize Town Manager or Designee to Execute Agreement with Clayton Community Recreational Foundation

Motion: Council Member Grannis
Second: Council Member Holder
Vote: Unanimous

ACTION: Authorize Town Manager or Designee to Execute Design-Build Contract & Subsequent Supplemental Agreement

Motion: Council Member Grannis
Second: Mayor Pro Tem Thompson
Vote: Unanimous

ACTION: Adoption of Ordinances #2020-02-01 & #2020-02-02

Motion: Council Member Grannis
Second: Mayor Pro Tem Thompson
Vote: Unanimous

- b) Neuse River Water Reclamation Facility
Presenters: JD Solomon and Robert McKie, Finance Director

Mr. Solomon was present provided information regarding cash flow for this project. He also shared history regarding request from Local Government Commission (LGC). He stated all information had been provided to them. He

stated that to keep project moving forward re-allocation of funds would be required.

Mr. McKie provided details about the three budget amendments, all of which are statutorily required. He provided details regarding the transfer of funds. He stated it is expected that we would reimburse ourselves for this expenditure in the future.

Council Member Grannis confirmed that reimbursement would take place. Mr. McKie confirmed that was correct. Council Member Grannis asked Mr. Solomon if this process regarding the LGC was routine and Mr. Solomon confirmed it was.

ACTION: Adoption of Resolution #2020-04

Motion: Mayor Pro Tem Thompson
Second: Council Member Grannis
Vote: Unanimous

ACTION: Adoption of Ordinance #2020-02-03

Motion: Mayor Pro Tem Thompson
Second: Council Member Everett
Vote: Unanimous

ACTION: Adoption of Ordinance #2020-02-04

Motion: Mayor Pro Tem Thompson
Second: Council Member Holder
Vote: Unanimous

ACTION: Adoption of Ordinance #2020-02-05

Motion: Mayor Pro Tem Thompson
Second: Council Member Grannis
Vote: Unanimous

8 NEW BUSINESS

- a) COPS Grant Application
Presenter: Blair Myhand, Police Chief

Chief Myhand was present and provided details regarding grants. The first is a hiring grant that would provide for 75% of salary for 4 new police officers for 3 years. The second is a micro grant would provide for funding at 100% for one year for either a part time position and or program.

Mayor McLeod asked about micro grant and funding following end of the one year grant. Chief Myhand stated he believed it would probably be a \$20,000 budget item for a part time position.

Council Member Bunn asked about the number of new police officers to be requested in the upcoming budget. Chief Myhand stated there would be a total of 8. He further stated this grant is new. Council Member Grannis asked if there were a fall back plan. Chief Myhand stated it would be to come back to council for full funding. He stated the approximate cost for the first year of an office would be \$100,000 to include salary, benefits and all equipment.

ACTION: Authorize Staff to Proceed with Application

Motion: Council Member Grannis

Second: Council Member Holder

Vote: Unanimous

9 STAFF REPORTS

- a) Town Manager
- b) Town Attorney
- c) Town Clerk
- d) Other Staff
 - Wall That Heals & Road to Hope Bike Ride
Presenter: Blair Myhand, Police Chief

Chief Myhand provided information regarding two upcoming events. The Wall that Heals will take place on April 15, 2020. It is a 3/4 size Vietnam Veterans Wall. The Town of Garner had applied and were selected for this. The display will pass through Clayton and we would like to encourage community involvement, by perhaps having folks lining up along Main Street with flags. The second event is the Raleigh Ride. This is a wreath laying ceremony and will be held on May 6.

10 OTHER BUSINESS

- a) Informal Discussion & Public Comment
- b) Council Comments

Council Member Holder shared his concerns regarding Public Comment Section and possibly moving this item to the beginning of the agenda. Council Member Grannis asked to discuss at council retreat. Mayor McLeod was in agreement that this be discussed at retreat.

Council Member Grannis stated he met with several senior citizens at the senior center and had a productive discussion and have forwarded an email to all council members with some of the questions that were raised.

Mayor McLeod asked Stacy Beard to pull up the video of the 2019 Year in Review video. He stated it was an outstanding video showcasing the town. He stated it truly captured the spirit of our town and our citizens. Mayor offered

his thanks. The video was shared and everyone was in agreement it was phenomenal.

Council Member Bunn offered his thanks to Stacy regarding the newly installed downtown camera. A live shot of Main Street was shown.

11 CLOSED SESSION

- a) ~~Closed Session Pursuant to NCGS §143-318.11(a)(3) — Attorney Client Privilege~~

12 ADJOURNMENT

- a) Adjourn the Meeting

With there being nothing further, the meeting was adjourned at 7:05 p.m.

ACTION: Motion to Adjourn

Motion: Council Member Holder
Second: Council Member Grannis
Vote: Unanimous

Duly adopted this the 17th day of February, 2020 while in regular session.

Jody L. McLeod
Mayor

ATTEST:

Kimberly A. Moffett, CMC, NCCMC
Town Clerk

February 3, 2020
Minutes



Town Council Agenda Cover Sheet

Meeting Date

February 17, 2020

Agenda Location

Introductions & Special Presentations

Item Title

New Employee Introduction

Presenter

Matt Lorion Recreation Superintendent

Summary/Description

We will be introducing both Joni Hubble-Zeneberg and Stephanie Woods

Requested Action

Informational Only

Funding Source (If Applicable):

N/A

Cost: N/A Yes ☐ No ☒

Additional Documents to be Included in Agenda Packet

Meeting Timeline

Click or tap here to enter text.



Town Council Agenda Cover Sheet

Meeting Date

February 17, 2020

Agenda Location

Introductions & Special Presentations

Item Title

East Clayton Disc Golf Course Clayton Area Disc League (CADL) Donation

Presenter

Matt Lorion Recreation Superintendent

Jay Pontier CADL Disc Golf Group

Summary/Description

Jay Pontier will be presenting the town with a check from the 2019 CADL dues and donations fund. He will be talking about CADL and how they got involved with the East Clayton Disc Golf course.

Requested Action

Informational Only

Funding Source (If Applicable):

N/A

Cost: N/A Yes ☐ No ☒

Additional Documents to be Included in Agenda Packet**Meeting Timeline**

Click or tap here to enter text.



Town Council Agenda Cover Sheet

Meeting Date

February 17, 2020

Agenda Location

Introductions & Special Presentations

Item Title

Parks and Recreation Advisory Board Annual Update

Presenter

Emily Beddingfield, Chair of Parks and Recreation Advisory Board

Summary/Description

The Parks and Recreation Advisory Board will make their annual report highlighting the previous year's accomplishments along with goals for 2020.

Requested Action

Informational Only

Funding Source (If Applicable):

N/A

Cost: N/A Yes ☐ No ☒

Additional Documents to be Included in Agenda Packet

none

Meeting Timeline

Click or tap here to enter text.



Town Council Agenda Cover Sheet

Meeting Date

February 17, 2020

Agenda Location

Public Hearings

Item Title

2019-244-OA Assembly Ordinance Amendment

Presenter

Planning Department

Summary/Description

Request to amend the Unified Development Code Title XV, §155.202 in order to establish Assembly as a Special Use in the following Zoning Districts: R-E, B-2, and B-3 within the Use Table and to add Assembly to the B-1 Zoning District, permitted via issuance of a Special Use Permit

Requested Action

Approval/Denial

Funding Source (If Applicable):

N/A

Cost: N/A Yes ☐ No ☒

Additional Documents to be Included in Agenda Packet**Meeting Timeline**

Click or tap here to enter text.



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

ORDINANCE AMENDMENT APPLICATION

Pursuant to Article 7, Section 155.703 of the Unified Development Code, the Town Council, Board of Adjustment, Planning Board, Planning Director, or the general public may petition the Town Council to amend the Code of Ordinances.

Application Fee: TBD

Advertisement Fee: \$100.00

All fees are due when the application is submitted.

AMENDMENT INFORMATION

Project Name: Assembly Use - Update

Existing title of Code Section(s): Land Use Regulations (202); Public and Civic Use Standards (302)

Code Section Number(s): Sec. 155.202

APPLICANT/CONTACT INFORMATION

Applicant: Town of Clayton, Planning Department

Mailing Address: PO Box 879 Clayton, NC 27528

Phone Number: 919-553-5002

Fax: _____

Contact Person: Samantha Wullenwaber, Planning Director / Jeff Caines, Planner

Email Address: swullenwaber@townofclaytonnc.org; jcaines@townofclaytonnc.org

DESCRIPTION OF REQUESTED CHANGES

Please provide a general justification of the requested ordinance amendment. Attach additional sheets if necessary.

Amend the UDC, specifically the Use Table (Table 2-1) to include Assembly as a Special Use (S) and to change all Conditional Use (C) to Special Use (S) within the Assembly Use Type.

FOR OFFICE USE ONLY

Date Received: 12-3-19

Amount Paid: N/A

File Number: 2019-244-0A

July 2018

Page 1 of 2

REQUIRED INFORMATION (to be submitted with the application)

The following items must accompany this application for it to be deemed complete.

To be completed by the applicant:	Yes	N/A	For staff use only:		
Submit 9 copies of all materials unless otherwise noted or directed by staff			Yes	No	N/A
1. A pre-application conference was held with Town of Clayton staff. Date: _____	☐	X			
2. Review Fee and Advertisement Fee	☐	x			
3. Completed application	☒				
4. A bound strikethrough/underline copy of the Code section(s) proposed for revision	☒				
5. A bound "clean" copy of the Code section(s) proposed for revision	☒				

APPROVAL CRITERIA

All applications for Ordinance Amendment must address the following criteria:

1. The extent to which the proposed text amendment is consistent with the remainder of the chapter, including specifically, any purpose and intent statements.
The proposed text update is consistent with the remainder of the chapter. The purpose is to add/change the Assembly use in specific use zones.
2. The extent to which the proposed text amendment represents a new idea not considered in the existing chapter, or represents a revision necessitated by changing circumstances over time.
The proposed amendment is not necessarily a new idea in the existing chapter. It is an update both based in change in State law as well as a small change in circumstances, allowing Assembly in the B-1 District.
3. Whether or not the proposed text amendment corrects an error in the chapter.
The proposed text amendment does not correct an existing code error, it does bring the development code up to State compliance with upcoming State law which is mandated. In addition, it includes a new use to a zoning district.
4. Whether or not the proposed text amendment revises the chapter to comply with state or federal statutes or case law.
The revision changing Assembly from a Conditional Use to a Special Use is required to comply with State statutes.
The addition to allow Assembly in the B-1 zoning district is not in response to state or federal statutes.

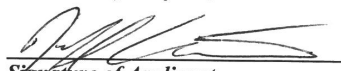
APPLICANT AFFIDAVIT

I/We, the undersigned, do hereby make application and petition to the Town Council of the Town of Clayton to amend the Code of Ordinances as requested. I hereby certify that I have full legal right to request such action and that the statements or information made in any paper or plans submitted herewith are true and correct to the best of my knowledge. I understand this application, related material and all attachments become official records of the Planning Department of the Town of Clayton, North Carolina, and will not be returned.

Jeff Caines

Print Name

Version 05/10/2016


Signature of Applicant

12/3/19

Date

Page 2 of 2

§ 155.202 LAND USE REGULATIONS

(A) USE REGULATIONS TABLE

The use regulations table is subject to the explanation as set forth below.

(1) **Key to Types of Use**

- (a) **Permitted.** A "P" indicates that a use is permitted in the respective district subject to the specific use standards in §§ 155.300 through 155.311. Such uses are also subject to all other applicable requirements of this chapter.
- (b) **Conditional Use Review.** A "C" indicates a use that may be permitted in the respective general use district only where approved by the Board of Adjustment in accordance with § 155.710. Conditional uses are subject to all other applicable requirements of this chapter, including the specific use standards contained in §§ 155.300 through 155.311, except where such use standards are expressly modified by the Board of Adjustment as part of the conditional use approval.
- (c) **Special Use Review.** An "S" indicates a use that may be permitted in the respective general use district only where approved by the Town Council in accordance with § 155.711. Special uses are subject to all other applicable requirements of this chapter, including the specific use standards contained in §§ 155.300 through 155.311, except where such use standards are expressly modified by the Town Council as part of the special use approval.
- (d) **Specific Use Section.** The "Specific Use Section" column on the table is a cross-reference to any specific use standard listed in §§ 155.300 through 155.311. Where no cross-reference is shown, no additional use standard shall apply.
- (e) **Uses Not Permitted.** A blank cell in the use table indicates that a use is not permitted in the respective district. Except as pursuant to §155.110 and §155.300, the following uses are entirely prohibited within the jurisdiction of the Town, although such enumeration shall not necessarily be deemed exclusive or all-inclusive:
 - 1. Open dump;
 - 2. Outdoor gun range; and
 - 3. Any use prohibited by an applicable overlay zoning district.

(2) **Uses**

Table 2-1 "Use Regulations" lists the principal uses regulated by this chapter for general use districts. For special use districts see § 155.200(B), for overlay districts see § 155.204, for planned development districts see § 155.203(L), and for accessory structures and uses see § 155.308. In all cases, additional clarification and/or restrictions may be found in the Specific Use Standards (Article 3 of this chapter).

§ 155.202 - Table 2-1 Use Regulations

Use Type	Zoning Districts												Specific Use Section
	Residential				Nonresidential								
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
Residential Uses													
Adult Care Home (2-6 Adults)	P	P	P	P									\$155.301(A)
Adult Care Home (7-12 Adults)	S	S	S	S	S	S		S					\$155.301(A)
Adult Care Home (13+ Adults)						S		S					\$155.301(A)
Apartments		S	S	S	S	S	S	S	S				\$155.301(B)
Boarding House				C		C		C					\$155.301(C)
Child Care Home	C	C	C	C	C								\$155.301(D)
Duplex		S	S	S	S								\$155.301(H)
Manufactured Home	P												\$155.301(E)
Manufactured Home Park	S												\$155.301(F)
Nursing Home (Congregate Living Facility)	C					P		S	P				\$155.301(G)
Townhouse		S	S	S	S	S		S	S				\$155.301(I)
Security/Caretaker Quarters	C								C			C	\$155.301(J)
Single Family House	P	P	P	P	P								\$155.301(K)
Upper-story Residence	S	S	S	S	S	P	P	P	P				\$155.301(L)
Zero Lot Line House		P	P	P									\$155.301(M)
Public and Civic Uses													
Assembly	C					P	S	C	C			P	\$155.302(A)
Cemetery	S								S			P	\$155.302(B)
Church or Place of Worship	C	C	C	C		C		C	C				\$155.302(C)
College or University						P						P	\$155.302(D)
Day Care Facility	C	C	C	C	C	P		P	P				\$155.302(E)
Government Service	S	S	S	S	P	P	P	P	P	P	P	P	\$155.302(F)
Hospital or Medical Center						P			P			P	\$155.302(G)

Commented [JC1]: Change all "C" Conditional Use to "S" Special Use. Add "S" to the B-1 district making Assembly a Special Use. All Special Use permit are to be approved by Town Council.

Use Type	Zoning Districts												Specific Use Section
	Residential				Nonresidential								
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
School (Elementary or Secondary)	S	S	S	S		S						P	\$155.302(H)
School (Technical, Trade or Business)	S	S	S	S		P			P	P	P	P	\$155.302(I)
Recreational Uses													
Entertainment, Indoor						C	C	C	P	P		P	\$155.303(A)
Entertainment, Outdoor									C	P		P	\$155.303(B)
Fitness/Recreation Center						P	C	P	P	P		P	\$155.303(C)
Golf Course	P	P	P	P								P	\$155.303(D)
Gun Range							S		S	S	S	S	\$155.303(E)
Park	P	P	P	P	S	P	S	P				P	\$155.303(F)
Stable, Private	P												\$155.303(G)
Agricultural Uses													
Agriculture, Livestock	C										C		\$155.304(A)
Agriculture, Sales and Service	P										C		\$155.304(B)
Nursery	P					C	S	C	P			P	\$155.304(C)
Commercial Uses													
Adult Oriented Business										S			\$155.305(A)
Bed and Breakfast	P			C	C	P	S	P					\$155.305(B)
Car Wash/Auto Detailing						C		P	P				\$155.305(C)
Contractor Office						C			C	P	P		\$155.305(D)
Convenience Store with Gas Sales								C	P	P			\$155.305(F)
Creative Studio					P	P	P	P	P				\$155.305(G)
Financial Institution					C	P	S	P	P				\$155.305(H)
Funeral Home	C				C	P							\$155.305(I)
Hotel/Motel						S	S	S	P				\$155.305(J)
Kennel	C							C	C				\$155.305(K)

Use Type	Zoning Districts													Specific Use Section
	Residential				Nonresidential									
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF		
Laundry Services								C	C	P	P		\$155.305(L)	
Lounge, Cocktail							S	S	S	S			\$155.305(M)	
Microbrewery							P	S	P	P	P		\$155.305(N)	
Publisher						P			P	P	P		\$155.305(O)	
Office, General					P	P	P	P	P	P		P	\$155.305(P)	
Office, Medical					P	P	S	P	P				\$155.305(Q)	
Outdoor Seating/Sidewalk Cafe						C	P	P	C				\$155.305(R)	
Parking Lot						S	S	S	S	S	S	S	\$155.305(S)	
Pawn Shop									C	P			\$155.305(T)	
Radio or Television Studio									P	P	P		\$155.305(U)	
Restaurant						C	P	P	P				\$155.305(T)	
Retail Sales							P	P	P	P			\$155.305(U)	
Self-storage Facility									C	P			\$155.305(V)	
Service					S	S	P	P	P				\$155.305(W)	
Storage Yard										C	P	P	\$155.305(E)	
Tattoo Parlor									S				\$155.305(X)	
Towing Service and Storage									S	C	C		\$155.305(Y)	
Vehicle Repair or Service									S	P	C		\$155.305(Z)	
Vehicle Sales and Rental									S	P	C		\$155.305(AA)	
Veterinary Clinic						C		C	P				\$155.305(BB)	
Video Sweepstakes Operations										S			\$155.305(CC)	
Industrial Uses														
Building Supplies, Wholesale										P	P		\$155.306(A)	
Crematorium										P	P		\$155.306(B)	
Gas and Fuel, Wholesale										P	P	P	\$155.306(C)	

Use Type	Zoning Districts												Specific Use Section
	Residential				Nonresidential								
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
Laboratory, Research						P				P	P		\$155.306(D)
Manufacturing, Light										P	P		\$155.306(E)
Manufacturing, Heavy											P		\$155.306(F)
Research and Development						P				P	P		\$155.306(G)
Warehouse, Freight Movement									C	P	P		\$155.306(H)
Utilities													
Recycling Center										S	P	P	\$155.307(A)
Renewable Energy Facility	S									S	S	S	\$155.307(B)
Telecommunication Facility	S	S	S	S	S	S	S	S	S	S	S	S	\$155.307(C)
Utility, Minor	P	P	P	P	P	P	P	P	P	P	P	P	\$155.307(D)
Utility, Major										P	P	P	\$155.307(E)
Waste Service										C	P	P	\$155.307(F)
Accessory Uses													
Accessory Dwelling Unit	C	C	C	C									155.308(C)(1)
Food Truck						P	P	P	P	P		P	155.308(D)(2)
Day Care Facility	C	C	C	C		P		P	P	P	P		155.308(E)(3) 155.308(D)(3)
Park									P			P	155.308(D)(4)
Outdoor Display/Sales							P	P	P				155.308(D)(5)
Outdoor Dining						P	P	P	P				155.308(D)(6)
Outdoor Storage, Limited									S	P	P	P	155.308(D)(7)
Outdoor Storage, General										P	P	P	155.308(D)(8)
	Key:												
	P – Permitted												

Use Type	Zoning Districts												Specific Use Section
	Residential				Nonresidential								
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
	C – Conditional Use permitted in the zoning district only if approved by the Board of Adjustment (BOA) (§ 155.710)												
	S – Special Use permitted in the zoning district only if approved by the Town Council (TC) (§ 155.711)												

(Ord. 2005-11-02, adopted 11/21/2005; Am. Ord. 2006-06-01, adopted 06/19/2006; Am. Ord. 2007-04-05, adopted 04/02/2007; Am. Ord. 2007-05-02, adopted 05/07/2007; Am. Ord. 2009-06-06, adopted 06/01/2009; Am. Ord. 2009-08-03, adopted 08/03/2009; Am. Ord. 2012-01-04, adopted 01/03/2012; Am. Ord. 2012-04-02, adopted 04/02/2012; Am. Ord. 2012-12-02, adopted 12/03/2012; Am. Ord. 2014-12-02, adopted 12/01/2014; Ord. 2015-09-03, adopted 09/28/2015; Am. Ord 2016-04-04, passed 04-04-2016; Ord. 2017-04-06, approved 04/03/2017)

§ 155.202 LAND USE REGULATIONS

(A) USE REGULATIONS TABLE

The use regulations table is subject to the explanation as set forth below.

(1) **Key to Types of Use**

- (a) **Permitted.** A "P" indicates that a use is permitted in the respective district subject to the specific use standards in §§ 155.300 through 155.311. Such uses are also subject to all other applicable requirements of this chapter.
- (b) **Conditional Use Review.** A "C" indicates a use that may be permitted in the respective general use district only where approved by the Board of Adjustment in accordance with § 155.710. Conditional uses are subject to all other applicable requirements of this chapter, including the specific use standards contained in §§ 155.300 through 155.311, except where such use standards are expressly modified by the Board of Adjustment as part of the conditional use approval.
- (c) **Special Use Review.** An "S" indicates a use that may be permitted in the respective general use district only where approved by the Town Council in accordance with § 155.711. Special uses are subject to all other applicable requirements of this chapter, including the specific use standards contained in §§ 155.300 through 155.311, except where such use standards are expressly modified by the Town Council as part of the special use approval.
- (d) **Specific Use Section.** The "Specific Use Section" column on the table is a cross-reference to any specific use standard listed in §§ 155.300 through 155.311. Where no cross-reference is shown, no additional use standard shall apply.
- (e) **Uses Not Permitted.** A blank cell in the use table indicates that a use is not permitted in the respective district. Except as pursuant to §155.110 and §155.300, the following uses are entirely prohibited within the jurisdiction of the Town, although such enumeration shall not necessarily be deemed exclusive or all-inclusive:
 - 1. Open dump;
 - 2. Outdoor gun range; and
 - 3. Any use prohibited by an applicable overlay zoning district.

(2) **Uses**

Table 2-1 "Use Regulations" lists the principal uses regulated by this chapter for general use districts. For special use districts see § 155.200(B), for overlay districts see § 155.204, for planned development districts see § 155.203(L), and for accessory structures and uses see § 155.308. In all cases, additional clarification and/or restrictions may be found in the Specific Use Standards (Article 3 of this chapter).

§ 155.202 - Table 2-1 Use Regulations

Use Type	Zoning Districts													Specific Use Section
	Residential				Nonresidential									
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF		
Residential Uses														
Adult Care Home (2-6 Adults)	P	P	P	P										§155.301(A)
Adult Care Home (7-12 Adults)	S	S	S	S	S	S		S						§155.301(A)
Adult Care Home (13+ Adults)						S		S						§155.301(A)
Apartments		S	S	S	S	S	S	S	S					§155.301(B)
Boarding House				C		C		C						§155.301(C)
Child Care Home	C	C	C	C	C									§155.301(D)
Duplex		S	S	S	S									§155.301(H)
Manufactured Home	P													§155.301(E)
Manufactured Home Park	S													§155.301(F)
Nursing Home (Congregate Living Facility)	C					P		S	P					§155.301(G)
Townhouse		S	S	S	S	S		S	S					§155.301(I)
Security/Caretaker Quarters	C								C				C	§155.301(J)
Single Family House	P	P	P	P	P									§155.301(K)
Upper-story Residence	S	S	S	S	S	P	P	P	P					§155.301(L)
Zero Lot Line House		P	P	P										§155.301(M)
Public and Civic Uses														
Assembly	S					P	S	S	S				P	§155.302(A)
Cemetery	S								S				P	§155.302(B)
Church or Place of Worship	C	C	C	C		C		C	C					§155.302(C)
College or University						P							P	§155.302(D)
Day Care Facility	C	C	C	C	C	P		P	P					§155.302(E)
Government Service	S	S	S	S	P	P	P	P	P	P	P	P	P	§155.302(F)
Hospital or Medical Center						P			P				P	§155.302(G)

Use Type	Zoning Districts													Specific Use Section
	Residential				Nonresidential									
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF		
School (Elementary or Secondary)	S	S	S	S		S						P	\$155.302(H)	
School (Technical, Trade or Business)	S	S	S	S		P			P	P	P	P	\$155.302(I)	
Recreational Uses														
Entertainment, Indoor						C	C	C	P	P		P	\$155.303(A)	
Entertainment, Outdoor									C	P		P	\$155.303(B)	
Fitness/Recreation Center						P	C	P	P	P		P	\$155.303(C)	
Golf Course	P	P	P	P								P	\$155.303(D)	
Gun Range							S		S	S	S	S	\$155.303(E)	
Park	P	P	P	P	S	P	S	P				P	\$155.303(F)	
Stable, Private	P												\$155.303(G)	
Agricultural Uses														
Agriculture, Livestock	C										C		\$155.304(A)	
Agriculture, Sales and Service	P										C		\$155.304(B)	
Nursery	P					C	S	C	P			P	\$155.304(C)	
Commercial Uses														
Adult Oriented Business										S			\$155.305(A)	
Bed and Breakfast	P			C	C	P	S	P					\$155.305(B)	
Car Wash/Auto Detailing						C		P	P				\$155.305(C)	
Contractor Office						C			C	P	P		\$155.305(D)	
Convenience Store with Gas Sales								C	P	P			\$155.305(F)	
Creative Studio					P	P	P	P	P				\$155.305(G)	
Financial Institution					C	P	S	P	P				\$155.305(H)	
Funeral Home	C				C	P							\$155.305(I)	
Hotel/Motel						S	S	S	P				\$155.305(J)	
Kennel	C							C	C				\$155.305(K)	

Use Type	Zoning Districts												Specific Use Section
	Residential				Nonresidential								
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
Laundry Services								C	C	P	P		\$155.305(L)
Lounge, Cocktail							S	S	S	S			\$155.305(M)
Microbrewery							P	S	P	P	P		\$155.305(N)
Publisher						P			P	P	P		\$155.305(O)
Office, General					P	P	P	P	P	P		P	\$155.305(P)
Office, Medical					P	P	S	P	P				\$155.305(Q)
Outdoor Seating/Sidewalk Cafe						C	P	P	C				\$155.305(R)
Parking Lot						S	S	S	S	S	S	S	\$155.305(S)
Pawn Shop									C	P			\$155.305(T)
Radio or Television Studio									P	P	P		\$155.305(U)
Restaurant						C	P	P	P				\$155.305(T)
Retail Sales							P	P	P	P			\$155.305(U)
Self-storage Facility									C	P			\$155.305(V)
Service					S	S	P	P	P				\$155.305(W)
Storage Yard										C	P	P	\$155.305(E)
Tattoo Parlor									S				\$155.305(X)
Towing Service and Storage									S	C	C		\$155.305(Y)
Vehicle Repair or Service									S	P	C		\$155.305(Z)
Vehicle Sales and Rental									S	P	C		\$155.305(AA)
Veterinary Clinic						C		C	P				\$155.305(BB)
Video Sweepstakes Operations										S			\$155.305(CC)
Industrial Uses													
Building Supplies, Wholesale										P	P		\$155.306(A)
Crematorium										P	P		\$155.306(B)
Gas and Fuel, Wholesale										P	P	P	\$155.306(C)

Use Type	Zoning Districts												Specific Use Section
	Residential				Nonresidential								
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
Laboratory, Research						P				P	P		\$155.306(D)
Manufacturing, Light										P	P		\$155.306(E)
Manufacturing, Heavy											P		\$155.306(F)
Research and Development						P				P	P		\$155.306(G)
Warehouse, Freight Movement									C	P	P		\$155.306(H)
Utilities													
Recycling Center										S	P	P	\$155.307(A)
Renewable Energy Facility	S									S	S	S	\$155.307(B)
Telecommunication Facility	S	S	S	S	S	S	S	S	S	S	S	S	\$155.307(C)
Utility, Minor	P	P	P	P	P	P	P	P	P	P	P	P	\$155.307(D)
Utility, Major										P	P	P	\$155.307(E)
Waste Service										C	P	P	\$155.307(F)
Accessory Uses													
Accessory Dwelling Unit	C	C	C	C									155.308(C)(1)
Food Truck						P	P	P	P	P		P	155.308(D)(2)
Day Care Facility	C	C	C	C		P		P	P	P	P		155.308(E)(3) 155.308(D)(3)
Park									P			P	155.308(D)(4)
Outdoor Display/Sales							P	P	P				155.308(D)(5)
Outdoor Dining						P	P	P	P				155.308(D)(6)
Outdoor Storage, Limited									S	P	P	P	155.308(D)(7)
Outdoor Storage, General										P	P	P	155.308(D)(8)
	Key:												
	P – Permitted												

Use Type		Zoning Districts												Specific Use Section
		Residential				Nonresidential								
		R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
		C – Conditional Use permitted in the zoning district only if approved by the Board of Adjustment (BOA) (§ 155.710)												
		S – Special Use permitted in the zoning district only if approved by the Town Council (TC) (§ 155.711)												

(Ord. 2005-11-02, adopted 11/21/2005; Am. Ord. 2006-06-01, adopted 06/19/2006; Am. Ord. 2007-04-05, adopted 04/02/2007; Am. Ord. 2007-05-02, adopted 05/07/2007; Am. Ord. 2009-06-06, adopted 06/01/2009; Am. Ord. 2009-08-03, adopted 08/03/2009; Am. Ord. 2012-01-04, adopted 01/03/2012; Am. Ord. 2012-04-02, adopted 04/02/2012; Am. Ord. 2012-12-02, adopted 12/03/2012; Am. Ord. 2014-12-02, adopted 12/01/2014; Ord. 2015-09-03, adopted 09/28/2015; Am. Ord 2016-04-04, passed 04-04-2016; Ord. 2017-04-06, approved 04/03/2017)

PUBLIC NOTICE

In accordance with NC GS 160A-364, the Clayton Town Council will hold a public hearing on Monday, February 17, 2020, at 6:00 PM in the Council Chambers at the Clayton Center, 111 E Second Street, to consider the following amendments to the Unified Development Code:

2019-244-OA Assembly as a Special Use. Title XV, Chapter 155 is proposed to be amended to modify the following sections:

155.202 Land Use Regulations.

Copies of the proposed amendment are available in the Planning office and the Town Clerk's office for review by the public.

The public is invited to attend.

Jeff Caines, Planner
919-553-5002

The Johnstonian Newspaper

Please advertise on the following dates:

February 5, 2020

February 12, 2020

Affidavit of publication required.

**TOWN OF CLAYTON
PLANNING BOARD WRITTEN RECOMMENDATION
Ordinance Amendment**

2019-244-OA – Text Amendment

On January 27, 2020 the Planning Board heard the above-referenced request and made the following vote:

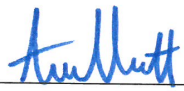
Recommendation to the Town Council to

☒ approve the request;

☐ deny the request.

Recommendation(s) made this 27th day of January, 2020 while in regular session.

Signed:



Andria Merritt, Planning Board Chair



Town of Clayton
Planning Department
111 E. Second Street, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

*Town Council - February 17, 2020
Planning Board – January 27, 2020*

STAFF REPORT

Application Number: 2019-244-OA **Project Name: Assembly Use – Update Ordinance Amendment**

Applicant: Town of Clayton

Public Noticing:

- Newspaper ad published February 5, 2020 & February 12, 2020

REQUEST: Request to amend the Unified Development Code Title XV, §155.202. This amendment seeks to revise the UDC in order to establish Assembly as a Special Use in the following Zoning Districts: R-E, B-1, B-2, and B-3 within the Use Table.

SECTIONS PROPOSED FOR AMENDMENT:

The following sections of Title XV, Chapter 155 and their general description are proposed for amendment:

- 202- Use Table

STAFF ANALYSIS AND COMMENTARY:

Overview

This amendment seeks to modify the Unified Development Code (UDC) to change the Assembly use category from a Conditional Use Permit to a Special Use Permit. State law is requiring all jurisdictions to remove Conditional Uses from their UDOs and replace it with the Special Use review process. Assembly is currently permitted via a Conditional Use Permit in the R-E, B-2, and B-3 zoning districts and will simply be modified to require a Special Use Permit instead. Additionally, staff is also proposing to add Assembly to the B-1 zoning district, permitted via issuance of a Special Use Permit. The use of Assembly is currently not permitted at all in the B-1 zoning district. The proposed changes can be seen in Table 2-1 Use Regulations, as submitted.

All other land use categories in the UDC and their associated definitions will remain as written and adopted by the Town Council. No other modifications are being processed with the Text Amendment.

Approval Criteria:

- **Consistency with remainder of the Chapter**

The request is consistent with the remainder of Chapter 155.

- **Novelty of the request**

The request does not represent novel changes to the Code. The Amendment simply changes the development review type from Conditional Use to Special Use and add a new zoning district to the Special Use district.

CONSIDERATIONS

- The Planning Board shall make a recommendation to Town Council. The Town Council shall make a final decision regarding revisions to the Town Code.
-

STAFF RECOMMENDATION:

Staff is recommending approval of the proposed amendment.

ATTACHMENTS:

- 1) Application
- 2) Draft Ordinance Amendment, in strikethrough/underline
- 3) Draft Ordinance- Clean Copy

TOWN OF CLAYTON
Amendment to the Code of Ordinances: Chapter 155; Section 202

BEING HEREBY ADOPTED BY THE TOWN COUNCIL FOR THE TOWN OF CLAYTON, NORTH CAROLINA, to amend Chapter 155, Section 202 to read as follows:

§ 155.202 LAND USE REGULATIONS

(A) USE REGULATIONS TABLE

The use regulations table is subject to the explanation as set forth below.

(1) **Key to Types of Use**

- (a) **Permitted.** A "P" indicates that a use is permitted in the respective district subject to the specific use standards in §§ 155.300 through 155.311. Such uses are also subject to all other applicable requirements of this chapter.
- (b) **Conditional Use Review.** A "C" indicates a use that may be permitted in the respective general use district only where approved by the Board of Adjustment in accordance with § 155.710. Conditional uses are subject to all other applicable requirements of this chapter, including the specific use standards contained in §§ 155.300 through 155.311, except where such use standards are expressly modified by the Board of Adjustment as part of the conditional use approval.
- (c) **Special Use Review.** An "S" indicates a use that may be permitted in the respective general use district only where approved by the Town Council in accordance with § 155.711. Special uses are subject to all other applicable requirements of this chapter, including the specific use standards contained in §§ 155.300 through 155.311, except where such use standards are expressly modified by the Town Council as part of the special use approval.
- (d) **Specific Use Section.** The "Specific Use Section" column on the table is a cross-reference to any specific use standard listed in §§ 155.300 through 155.311. Where no cross-reference is shown, no additional use standard shall apply.
- (e) **Uses Not Permitted.** A blank cell in the use table indicates that a use is not permitted in the respective district. Except as pursuant to §155.110 and §155.300, the following uses are entirely prohibited within the jurisdiction of the Town, although such enumeration shall not necessarily be deemed exclusive or all-inclusive:
 - 1. Open dump;
 - 2. Outdoor gun range; and
 - 3. Any use prohibited by an applicable overlay zoning district.

(2) **Uses**

Table 2-1 "Use Regulations" lists the principal uses regulated by this chapter for general use districts. For

special use districts see § 155.200(B), for overlay districts see § 155.204, for planned development districts see § 155.203(L), and for accessory structures and uses see § 155.308. In all cases, additional clarification and/or restrictions may be found in the Specific Use Standards (Article 3 of this chapter).

§ 155.202 - Table 2-1 Use Regulations

Use Type	Zoning Districts													Specific Use Section
	Residential				Nonresidential									
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF		
Residential Uses														
Adult Care Home (2-6 Adults)	P	P	P	P										\$155.301(A)
Adult Care Home (7-12 Adults)	S	S	S	S	S	S		S						\$155.301(A)
Adult Care Home (13+ Adults)						S		S						\$155.301(A)
Apartments		S	S	S	S	S	S	S	S					\$155.301(B)
Boarding House				C		C		C						\$155.301(C)
Child Care Home	C	C	C	C	C									\$155.301(D)
Duplex		S	S	S	S									\$155.301(H)
Manufactured Home	P													\$155.301(E)
Manufactured Home Park	S													\$155.301(F)
Nursing Home (Congregate Living Facility)	C					P		S	P					\$155.301(G)
Townhouse		S	S	S	S	S		S	S					\$155.301(I)
Security/Caretaker Quarters	C								C			C		\$155.301(J)
Single Family House	P	P	P	P	P									\$155.301(K)
Upper-story Residence	S	S	S	S	S	P	P	P	P					\$155.301(L)
Zero Lot Line House		P	P	P										\$155.301(M)
Public and Civic Uses														
Assembly	S					P	S	S	S			P		\$155.302(A)
Cemetery	S								S			P		\$155.302(B)
Church or Place of Worship	C	C	C	C		C		C	C					\$155.302(C)
College or University						P						P		\$155.302(D)
Day Care Facility	C	C	C	C	C	P		P	P					\$155.302(E)
Government Service	S	S	S	S	P	P	P	P	P	P	P	P		\$155.302(F)
Hospital or Medical Center						P			P			P		\$155.302(G)

Use Type	Zoning Districts												Specific Use Section
	Residential				Nonresidential								
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
School (Elementary or Secondary)	S	S	S	S		S						P	\$155.302(H)
School (Technical, Trade or Business)	S	S	S	S		P			P	P	P	P	\$155.302(I)
Recreational Uses													
Entertainment, Indoor						C	C	C	P	P		P	\$155.303(A)
Entertainment, Outdoor									C	P		P	\$155.303(B)
Fitness/Recreation Center						P	C	P	P	P		P	\$155.303(C)
Golf Course	P	P	P	P								P	\$155.303(D)
Gun Range							S		S	S	S	S	\$155.303(E)
Park	P	P	P	P	S	P	S	P				P	\$155.303(F)
Stable, Private	P												\$155.303(G)
Agricultural Uses													
Agriculture, Livestock	C										C		\$155.304(A)
Agriculture, Sales and Service	P										C		\$155.304(B)
Nursery	P					C	S	C	P			P	\$155.304(C)
Commercial Uses													
Adult Oriented Business										S			\$155.305(A)
Bed and Breakfast	P			C	C	P	S	P					\$155.305(B)
Car Wash/Auto Detailing						C		P	P				\$155.305(C)
Contractor Office						C			C	P	P		\$155.305(D)
Convenience Store with Gas Sales								C	P	P			\$155.305(F)
Creative Studio					P	P	P	P	P				\$155.305(G)
Financial Institution					C	P	S	P	P				\$155.305(H)
Funeral Home	C				C	P							\$155.305(I)
Hotel/Motel						S	S	S	P				\$155.305(J)
Kennel	C							C	C				\$155.305(K)

Use Type	Zoning Districts												Specific Use Section
	Residential				Nonresidential								
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
Laundry Services								C	C	P	P		\$155.305(L)
Lounge, Cocktail							S	S	S	S			\$155.305(M)
Microbrewery							P	S	P	P	P		\$155.305(N)
Publisher						P			P	P	P		\$155.305(O)
Office, General					P	P	P	P	P	P		P	\$155.305(P)
Office, Medical					P	P	S	P	P				\$155.305(Q)
Outdoor Seating/Sidewalk Cafe						C	P	P	C				\$155.305(R)
Parking Lot						S	S	S	S	S	S	S	\$155.305(S)
Pawn Shop									C	P			\$155.305(T)
Radio or Television Studio									P	P	P		\$155.305(U)
Restaurant						C	P	P	P				\$155.305(T)
Retail Sales							P	P	P	P			\$155.305(U)
Self-storage Facility									C	P			\$155.305(V)
Service					S	S	P	P	P				\$155.305(W)
Storage Yard										C	P	P	\$155.305(E)
Tattoo Parlor									S				\$155.305(X)
Towing Service and Storage									S	C	C		\$155.305(Y)
Vehicle Repair or Service									S	P	C		\$155.305(Z)
Vehicle Sales and Rental									S	P	C		\$155.305(AA)
Veterinary Clinic						C		C	P				\$155.305(BB)
Video Sweepstakes Operations										S			\$155.305(CC)
Industrial Uses													
Building Supplies, Wholesale										P	P		\$155.306(A)
Crematorium										P	P		\$155.306(B)
Gas and Fuel, Wholesale										P	P	P	\$155.306(C)

Use Type	Zoning Districts												Specific Use Section
	Residential				Nonresidential								
	R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
Laboratory, Research						P				P	P		\$155.306(D)
Manufacturing, Light										P	P		\$155.306(E)
Manufacturing, Heavy											P		\$155.306(F)
Research and Development						P				P	P		\$155.306(G)
Warehouse, Freight Movement									C	P	P		\$155.306(H)
Utilities													
Recycling Center										S	P	P	\$155.307(A)
Renewable Energy Facility	S									S	S	S	\$155.307(B)
Telecommunication Facility	S	S	S	S	S	S	S	S	S	S	S	S	\$155.307(C)
Utility, Minor	P	P	P	P	P	P	P	P	P	P	P	P	\$155.307(D)
Utility, Major										P	P	P	\$155.307(E)
Waste Service										C	P	P	\$155.307(F)
Accessory Uses													
Accessory Dwelling Unit	C	C	C	C									155.308(C)(1)
Food Truck						P	P	P	P	P		P	155.308(D)(2)
Day Care Facility	C	C	C	C		P		P	P	P	P		155.308(E)(3) 155.308(D)(3)
Park									P			P	155.308(D)(4)
Outdoor Display/Sales							P	P	P				155.308(D)(5)
Outdoor Dining						P	P	P	P				155.308(D)(6)
Outdoor Storage, Limited									S	P	P	P	155.308(D)(7)
Outdoor Storage, General										P	P	P	155.308(D)(8)
	Key:												
	P – Permitted												

Use Type		Zoning Districts												Specific Use Section
		Residential				Nonresidential								
		R-E	R-10	R-8	R-6	O-R	O-I	B-1	B-2	B-3	I-1	I-2	PF	
	C – Conditional Use permitted in the zoning district only if approved by the Board of Adjustment (BOA) (§ 155.710)													
	S – Special Use permitted in the zoning district only if approved by the Town Council (TC) (§ 155.711)													

Duly adopted this the 17th day of February, 2020 while in regular session.

Jody McLeod
Mayor

ATTEST:

Kimberly A. Moffett, CMC, NCCMC
Town Clerk

**Town of Clayton
Town Council
Text Amendment Motion Sheet**

After considering the recommendations of the Planning Board and Planning Director, I move to [approve OR deny] **Case # 2019-244-OA (Assembly)– Chapter 155; Section 202**

[

**MOTION FORM
Item 6a
2019-244-OA
Text Amendment – Chapter 155; Section 202**



Town Council Agenda Cover Sheet

Meeting Date

February 17, 2020

Agenda Location

New Business

Item Title

Assistance to Firefighters Grant (AFG)

Presenter

Lee Barbee, Fire Chief

Summary/Description

The FY 2019 Assistance to Firefighters Grants (AFG) Application Period is opened on February 3rd, 2020 and ends on Friday March 13, 2020 at 5:00 PM. The Fire Department is seeking assistance through AFG to install vehicle exhaust systems in the bays at both fire stations. Fire operations has changed from volunteer response to 24 hour live in response. Hazardous vehicle exhaust emissions in a fire station are a firefighter's most significant cancer health risk and could be a serious legal liability for the fire department.

Requested Action

Approval

Funding Source (If Applicable):

N/A

Cost: N/A Yes ☒ No ☐

Additional Documents to be Included in Agenda Packet**Meeting Timeline**

Click or tap here to enter text.

FY 2019

Assistance to Firefighter's Grant
Vehicle Exhaust Capture &
Removal System

- DIESEL ENGINES (USED IN FIRE TRUCKS), PRODUCE A MIXTURE OF TOXIC GASES (NITROGEN OXIDE) AND PARTICULATES FROM THE COMBUSTION PROCESS. THESE HAZARDOUS VEHICLE EXHAUST EMISSIONS IN A FIRE STATION ARE ONE OF A FIREFIGHTER'S MOST SIGNIFICANT CANCER HEALTH RISKS, DAMAGE LUNG TISSUE, LOWER THE BODY'S RESISTANCE TO RESPIRATORY INFECTION, WORSEN CHRONIC LUNG DISEASES (SUCH AS ASTHMA), AND POSE A SERIOUS LEGAL LIABILITY FOR THE FIRE DEPARTMENT.



We can eliminate this hazard with a compliant vehicle exhaust capture and removal system. Because diesel exhaust particles are too small for capture by onboard filters, and particulate filters do not capture toxic gases, vehicle exhaust capture and removal systems were created to capture these particles and gases before they can enter the fire station and then expel them outside.





The FY 2019 Assistance to Firefighters Grant (AFG) sees exhaust capture and removal as a priority issue, and has opened a grant application period from February 3, 2020 to March 13, 2020 at 5:00 PM ET.

Because our fire operations have changed from a volunteer response running relatively few calls, to a facility staffed 24 hours with sleeping quarters and running thousands of calls, we are strong candidates for award.

“Funding for any project cannot cumulatively exceed \$100,000 (total project cost) for any individual station,” and cost share requirements for AFG grants are based on population. With our population of less than 1,000,000 residents, the cost share for Town of Clayton would be 10%!



Town Council Agenda Cover Sheet

Meeting Date

February 17, 2020

Agenda Location

New Business

Item Title

Award FY 20 Road Rehabilitation Contract

Presenter

Blake Mills, Assistant Director of Public Services

Summary/Description

On February 6, 2020, Bids for the FY20 Road Rehabilitation Project were as follows:

Fred Smith Company	\$1,316,321.03
Turner Asphalt	\$1,321,477.10
Daniels, Inc.	\$1,347,183.45
S.T. Wooten	\$1,596,346.43
Providence Construction Services	\$1,893,400.25
Barnhill Construction	\$2,162,321.03

In FY 20, the Town budgeted \$1,370,000 for street repairs (\$1,342,704 remaining), therefore, we have sufficient funds available. In accordance with North Carolina General Statue 143-131, Town Council is required to approve Formal Construction and Repair Contracts over \$500,000. Fred Smith is the lowest responsive, responsible bidder at \$1,316,321.03 and is within 9% of our engineer's estimate (\$1,209,103.50). Staff believes the price is fair and reasonable and recommends Town Council to award the contract to Fred Smith Company and to authorize the Town Manager to execute the contract. The tentative schedule is to start construction in March and complete the work by June 2020.

The road segments included in the contract are as follows:

STREET	FROM	TO	COST	PCI	REPAIR TYPE
Cardinal Drive	Flamingo Drive	Falcon Court	\$ 82,056.95	48	2" Mill & Fill
Flamingo Drive	Robin Lane	Culdesac	\$ 42,983.40	51	2" Mill & Fill
HillCrest Circle	Central Street	Culdesac	\$160,890.00	34	FDR
McKenzie Circle	Garrison Avenue	Brandon Avenue	\$115,446.45	49	2" Mill & Fill
Fayetteville Street	Main Street	First Street	\$ 56,798.00	36	4" Mill & Fill
New Street	Robertson Street	Stewart Street	\$ 57,713.35	37	FDR
Front Street	Robertson Street	O'Neil Street	\$236,631.00	55/61	FDR
O'Neil Street	Second Street	Horne Street	\$ 92,026.25	35	4" Mill & Fill
Champion Street	Everette Street	Baseball Field	\$276,430.38	18/37	FDR
Shields Court	Champion Street	Culdesac	\$ 39,348.50	50	2" Mill & Fill
Everette Street	Champion Street	Joyner Street	\$ 83,107.45	37	2" Mill & Fill
WestMinster Street	Champion Street	Agin Court	\$ 72,889.30	19	2" Mill & Fill & FDP
Total			\$1,316,321.03		

Criteria for selecting the roads for repair were based upon (1) highest rate of return, (2) severity of defects, (3) age of roadway, (4) proximity to other roads being repaired, (5) pavement condition index, (6) road classification, (7) traffic volume, (8) available funding and (9) coordination with Sewer and Water Renewal Projects. In order to catch up on the backlog of street repairs the town needs to have a mix of both 2 inch asphalt mill and fill road

repairs and more extensive repairs related to 4 inch asphalt mill and fill & Full Depth Reclamation (FDR) road repairs.

The attached drawings shows the location of the roads and the type of repair. Four of the roadways (Front Street, Champion Street, Everette Street and Westminster Street) include a new sidewalk to be installed along one side of the road. The contract is unit price and therefore adding or subtracting streets to the contract can be done very easily based upon bid unit prices. The town was recently approached by 127 Homes about partnering on some improvements to Fayetteville Street and therefore, Fayetteville Street will be deleted from the contract and another street of similar total cost will be added to the contract. The contract also has a provision to add additional work up to 50% of the original contract amount, should additional funds become available.

Public Works is working closely with the Public Information Officer to develop a communication plan for residents affected by the construction. Our first course of action will be to reach out to residents directly affected by the new sidewalk construction and get their feedback. All residents abutting the road being rehabilitated will be contacted prior to construction by a hand delivered door hanger letter. Sample communication letters are in the attachments.

Requested Action

Approval

Funding Source (If Applicable):

100-55-55-5812 Capital Outlay Street Repairs and Improvements

Cost: \$1,316,321.03 **Yes** ☒ **No** ☐

Additional Documents to be Included in Agenda Packet

Bid Summary

FY20 Road Rehabilitation Contract

Maps Showing Streets in Bid Package

Typical Pavement Deterioration Curve

Sample – Resident Door Hanger – Notice of Road Construction

Sample – Resident Door Hanger – Notice of Proposed New Sidewalk Resolution

Meeting Timeline

Click or tap here to enter text.

Town of Clayton FY 20 Road Rehabilitation Project
Bid Summary

Schedule	Street	From	To	Engineer Estimate	Fred Smith Company	Turner Asphalt	Daniels, Inc.	S.T. Wooten	Providence Construction Services	Barnhill Construction
1	Cardinal Drive	Flamingo Drive	Falcon Court	\$81,810.00	82,056.95	92,594.20	94,394.55	122,330.70	117,345.30	130,850.25
2	Flamingo Drive	Robin Lane	Culdesac	\$38,698.00	42,983.40	48,634.00	46,158.10	64,608.36	58,446.20	77,770.50
3	HillCrest Circle	Central Street	Culdesac	\$117,395.00	160,890.00	151,539.40	133,516.90	166,251.52	211,480.10	229,750.50
4	McKenzie Circle	Garrison Avenue	Brandon Avenue	\$110,488.00	115,446.45	134,871.90	127,502.75	154,161.90	170,322.45	177,963.25
5	Fayetteville Street	Main Street	First Street	\$50,454.00	56,798.00	56,062.80	57,463.80	76,535.55	74,424.60	99,112.40
6	New Street	Robertson Street	Stewart Street	\$39,917.50	57,713.35	55,228.00	45,074.45	65,303.01	116,365.30	109,029.80
7	Front Street	Robertson Street	O'Neil Street	\$226,186.50	236,631.00	206,980.60	279,273.60	275,142.53	320,075.85	409,931.25
8	O'Neil Street	Second Street	Horne Street	\$72,310.00	92,026.25	99,601.10	96,319.60	113,503.29	119,791.60	142,335.00
9	Champion Street	Everette Street	Baseball Field	\$276,900.50	276,430.38	268,115.45	271,637.10	292,907.69	449,105.75	465,551.40
10	Shields Court	Champion Street	Culdesac	\$34,072.00	39,348.50	40,614.30	36,739.65	52,415.61	56,172.00	70,456.80
11	Everette Street	Champion Street	Joyner Street	\$88,246.00	83,107.45	91,105.15	93,426.25	128,890.03	108,607.50	138,354.50
12	WestMinister Street	Champion Street	Agin Court	\$72,626.00	72,889.30	76,130.20	66,359.90	84,296.24	91,263.60	111,765.80
	Total Bid Amount			\$1,209,103.50	\$1,316,321.03	\$1,321,477.10	\$1,347,866.65	\$1,596,346.43	\$1,893,400.25	\$2,162,871.45

Bid Schedule Corrections

1	Schedule 9 Champion Street Daniels, Inc. total is increased \$773.20 due to the extension error in Item 20, which has changed the total amount from \$270,863.90 to \$271,637.10.
2	Schedule 11 Everette Street Daniels, Inc. total is decreased \$90.00 due to the extension error in Item 8, which has changed the total amount from \$93,516.25 to \$93,426.25.
3	The Daniels, Inc. Schedule 9 and Scehdule 11 extension errors result in a net increase of \$683.20 which increases Daniels total bid from \$1,347,183.45 to \$1,347,866.65.

Schedule 1. Cardinal Drive (Flamingo Dr. - Falcon Ct.)

No.	Item	Unit	Estimated Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.S.	1	\$2,000.00	\$2,000.00	\$6,500.00	\$6,500.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$4,862.85	\$4,862.85	\$5,850.00	\$5,850.00	\$7,600.00	\$7,600.00
2	Traffic Control	I.S.	1	\$2,000.00	\$2,000.00	\$1,100.00	\$1,100.00	\$6,000.00	\$6,000.00	\$2,050.00	\$2,050.00	\$34,046.65	\$34,046.65	\$4,950.00	\$4,950.00	\$12,000.00	\$12,000.00
3	2" Milling - Street and Driveways/Misc	s.y.	3,043	\$4.00	\$12,172.00	\$1.20	\$3,651.60	\$3.50	\$10,650.50	\$2.55	\$7,759.65	\$5.18	\$15,762.74	\$3.60	\$10,954.80	\$5.25	\$15,975.75
4	6" Milling or Remove Existing Asphalt and ABC Stone	s.y.	153	\$6.00	\$918.00	\$5.95	\$910.35	\$5.80	\$887.40	\$6.00	\$918.00	\$10.50	\$1,606.50	\$42.70	\$6,533.10	\$10.50	\$1,606.50
5	4" B25 Binder Asphalt (patching)	ton	40	\$150.00	\$6,000.00	\$130.00	\$5,200.00	\$160.00	\$6,400.00	\$109.00	\$4,360.00	\$149.48	\$5,979.20	\$150.00	\$6,000.00	\$135.00	\$5,400.00
6	2.0" Surface Asphalt (S9.5C)	ton	419	\$90.00	\$37,710.00	\$101.00	\$42,319.00	\$102.00	\$42,738.00	\$109.00	\$45,671.00	\$80.04	\$33,536.76	\$123.50	\$51,746.50	\$112.00	\$46,928.00
7	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	104	\$40.00	\$4,160.00	\$50.00	\$5,200.00	\$32.00	\$3,328.00	\$158.00	\$16,432.00	\$90.00	\$9,360.00	\$63.00	\$6,552.00	\$175.00	\$18,200.00
8	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	12	\$20.00	\$240.00	\$20.00	\$240.00	\$25.00	\$300.00	\$59.50	\$714.00	\$20.00	\$240.00	\$40.00	\$480.00	\$50.00	\$600.00
9	Remove Existing Curb and Gutter	I.f.	179	\$20.00	\$3,580.00	\$20.00	\$3,580.00	\$28.00	\$5,012.00	\$27.50	\$4,922.50	\$20.00	\$3,580.00	\$31.10	\$5,566.90	\$25.00	\$4,475.00
10	Install 24" or 30" Curb and Gutter	I.f.	179	\$30.00	\$5,370.00	\$36.00	\$6,444.00	\$25.00	\$4,475.00	\$16.50	\$2,953.50	\$36.00	\$6,444.00	\$44.00	\$7,876.00	\$35.00	\$6,265.00
11	Install 6" Thick Handicap Ramp (detectable warning domes paid separately). Note: Remove and Replace The Existing Curb and Gutter if necessary is a separate payment item. Install one single handicap ramp.	SY	12	\$200.00	\$2,400.00	\$58.00	\$696.00	\$65.00	\$780.00	\$64.35	\$772.20	\$58.00	\$696.00	\$81.00	\$972.00	\$200.00	\$2,400.00
12	Install detectable Warning Domes for Handicap Ramps 4 feet x 2 feet Placed over 6" Thick Concrete.	ea.	1	\$500.00	\$500.00	\$300.00	\$300.00	\$1,200.00	\$1,200.00	\$440.00	\$440.00	\$300.00	\$300.00	\$985.00	\$985.00	\$750.00	\$750.00
13	Install 6 Inch Thick Concrete Sidewalk/Driveway Apron	SY	2	\$80.00	\$160.00	\$58.00	\$116.00	\$61.65	\$123.30	\$64.35	\$128.70	\$58.00	\$116.00	\$68.50	\$137.00	\$150.00	\$300.00
14	Adjust Manhole	ea.	3	\$350.00	\$1,050.00	\$400.00	\$1,200.00	\$425.00	\$1,275.00	\$550.00	\$1,650.00	\$400.00	\$1,200.00	\$483.00	\$1,449.00	\$725.00	\$2,175.00
15	Adjust Valve Box	ea.	3	\$250.00	\$750.00	\$400.00	\$1,200.00	\$375.00	\$1,125.00	\$385.00	\$1,155.00	\$400.00	\$1,200.00	\$426.00	\$1,278.00	\$725.00	\$2,175.00
16	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	10	\$50.00	\$500.00	\$90.00	\$900.00	\$100.00	\$1,000.00	\$10.80	\$108.00	\$90.00	\$900.00	\$161.50	\$1,615.00	\$150.00	\$1,500.00
17	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$500.00	\$500.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$500.00	\$500.00	\$2,400.00	\$2,400.00	\$500.00	\$500.00
18	Allowance for Materials Testing and Inspection	L.S.	1	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00
TOTAL					\$81,810.00		\$82,056.95		\$92,594.20		\$94,394.55		\$122,330.70		\$117,345.30		\$130,850.25

Schedule 2. Flamingo Drive (Robin Ln. - Culdesac)

No.	Item	Unit	Estimated Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.S.	1	\$2,000.00	\$2,000.00	\$5,000.00	\$5,000.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$4,362.85	\$4,362.85	\$4,000.00	\$4,000.00	\$7,250.00	\$7,250.00
2	Traffic Control	I.S.	1	\$2,000.00	\$2,000.00	\$1,100.00	\$1,100.00	\$3,000.00	\$3,000.00	\$2,050.00	\$2,050.00	\$21,017.53	\$21,017.53	\$3,400.00	\$3,400.00	\$12,000.00	\$12,000.00
3	2" Milling - Street and Driveways/Misc	s.y.	1,482	\$4.00	\$5,928.00	\$1.20	\$1,778.40	\$4.50	\$6,669.00	\$2.55	\$3,779.10	\$5.18	\$7,676.76	\$3.60	\$5,335.20	\$5.25	\$7,780.50
4	6" Milling or Remove Existing Asphalt and ABC Stone	s.y.	100	\$6.00	\$600.00	\$5.95	\$595.00	\$12.00	\$1,200.00	\$6.00	\$600.00	\$10.50	\$1,050.00	\$42.70	\$4,270.00	\$10.50	\$1,050.00
5	4" B25 Binder Asphalt (patching)	ton	26	\$150.00	\$3,900.00	\$110.00	\$2,860.00	\$138.00	\$3,588.00	\$109.00	\$2,834.00	\$149.48	\$3,886.48	\$150.00	\$3,900.00	\$135.00	\$3,510.00
6	2.0" Surface Asphalt (S9.5C)	ton	207	\$90.00	\$18,630.00	\$120.00	\$24,840.00	\$104.00	\$21,528.00	\$109.00	\$22,563.00	\$85.82	\$17,764.74	\$130.50	\$27,013.50	\$145.00	\$30,015.00
7	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	51	\$40.00	\$2,040.00	\$50.00	\$2,550.00	\$64.00	\$3,264.00	\$158.00	\$8,058.00	\$90.00	\$4,590.00	\$63.00	\$3,213.00	\$190.00	\$9,690.00
8	Remove Existing Curb and Gutter	I.f.	10	\$20.00	\$200.00	\$20.00	\$200.00	\$28.00	\$280.00	\$27.50	\$275.00	\$20.00	\$200.00	\$31.10	\$311.00	\$25.00	\$250.00
9	Install 24" or 30" Curb and Gutter	I.f.	10	\$30.00	\$300.00	\$36.00	\$360.00	\$28.00	\$280.00	\$16.50	\$165.00	\$36.00	\$360.00	\$32.00	\$320.00	\$35.00	\$350.00
10	Adjust Manhole	ea.	3	\$350.00	\$1,050.00	\$400.00	\$1,200.00	\$425.00	\$1,275.00	\$550.00	\$1,650.00	\$400.00	\$1,200.00	\$483.00	\$1,449.00	\$725.00	\$2,175.00
11	Adjust Valve Box	ea.	2	\$250.00	\$500.00	\$400.00	\$800.00	\$375.00	\$750.00	\$385.00	\$770.00	\$400.00	\$800.00	\$426.00	\$852.00	\$725.00	\$1,450.00
12	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	5	\$50.00	\$250.00	\$90.00	\$450.00	\$100.00	\$500.00	\$10.80	\$54.00	\$90.00	\$450.00	\$246.50	\$1,232.50	\$150.00	\$750.00
13	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$250.00	\$250.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$250.00	\$250.00	\$2,150.00	\$2,150.00	\$500.00	\$500.00
14	Allowance for Materials Testing and Inspection	L.S.	1	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00
TOTAL					\$38,698.00		\$42,983.40		\$48,634.00		\$46,158.10		\$64,608.36		\$58,446.20		\$77,770.50

Schedule 3. HillCrest Circle (Central Street - Culdesac)

No.	Item	Unit	Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.s.	1	\$4,000.00	\$4,000.00	\$12,000.00	\$12,000.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$8,128.57	\$8,128.57	\$5,850.00	\$5,850.00	\$8,750.00	\$8,750.00
2	Traffic Control	I.s.	1	\$2,000.00	\$2,000.00	\$1,100.00	\$1,100.00	\$6,000.00	\$6,000.00	\$2,050.00	\$2,050.00	\$16,907.03	\$16,907.03	\$6,000.00	\$6,000.00	\$12,000.00	\$12,000.00
3	Asphalt Milling	SY	1,590	\$6.00	\$9,540.00	\$3.00	\$4,770.00	\$4.00	\$6,360.00	\$2.55	\$4,054.50	\$5.18	\$8,236.20	\$7.15	\$11,368.50	\$5.45	\$8,665.50
4	FDR Mix Depth 8"	SY	1,590	\$6.50	\$10,335.00	\$9.40	\$14,946.00	\$8.50	\$13,515.00	\$4.50	\$7,155.00	\$8.50	\$13,515.00	\$39.90	\$63,441.00	\$30.50	\$48,495.00
5	Portland Cement Type 1 (55 lbs per s.y.)	ton	44	\$165.00	\$7,260.00	\$250.00	\$11,000.00	\$250.00	\$11,000.00	\$402.00	\$17,688.00	\$250.00	\$11,000.00	\$236.50	\$10,406.00	\$180.00	\$7,920.00
6	3.0" Surface Asphalt (S9.5B)	ton	272	\$90.00	\$24,480.00	\$112.00	\$30,464.00	\$98.00	\$26,656.00	\$109.00	\$29,648.00	\$89.76	\$24,414.72	\$123.50	\$33,592.00	\$130.00	\$35,360.00
7	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	54	\$40.00	\$2,160.00	\$50.00	\$2,700.00	\$158.00	\$8,532.00	\$158.00	\$8,532.00	\$90.00	\$4,860.00	\$63.00	\$3,402.00	\$185.00	\$9,990.00
8	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	64	\$20.00	\$1,280.00	\$50.00	\$3,200.00	\$36.00	\$2,304.00	\$59.50	\$3,808.00	\$20.00	\$1,280.00	\$40.00	\$2,560.00	\$50.00	\$3,200.00
9	Remove Existing Curb and Gutter	I.f.	1,018	\$10.00	\$10,180.00	\$20.00	\$20,360.00	\$28.00	\$28,504.00	\$27.50	\$27,995.00	\$20.00	\$20,360.00	\$31.10	\$31,659.80	\$25.00	\$25,450.00
10	Install 30" Curb and Gutter to Match Existing Type	I.f.	1,018	\$20.00	\$20,360.00	\$36.00	\$36,648.00	\$28.00	\$28,504.00	\$16.50	\$16,797.00	\$36.00	\$36,648.00	\$19.10	\$19,443.80	\$35.00	\$35,630.00
11	Install 6" Thick Handicap Ramp (detectable warning domes paid separately). Note: Remove and Replace The Existing Curb and Gutter if necessary is a separate payment item. Install two single Handicap Ramps.	SY	24	\$200.00	\$4,800.00	\$58.00	\$1,392.00	\$72.85	\$1,748.40	\$64.35	\$1,544.40	\$58.00	\$1,392.00	\$81.00	\$1,944.00	\$200.00	\$4,800.00
12	Install detectable Warning Domes for Handicap Ramps 4 feet x 2 feet Placed over 6" Thich Concrete.	ea.	2	\$500.00	\$1,000.00	\$300.00	\$600.00	\$1,200.00	\$2,400.00	\$440.00	\$880.00	\$300.00	\$600.00	\$985.00	\$1,970.00	\$750.00	\$1,500.00
13	Install DI Drainage Pipe to Match Existing Encased in Concrete (6" outside the pipe diameter)	I.f.	24	\$100.00	\$2,400.00	\$140.00	\$3,360.00	\$50.00	\$1,200.00	\$99.00	\$2,376.00	\$65.00	\$1,560.00	\$119.50	\$2,868.00	\$185.00	\$4,440.00
14	Install Custom Catchbasin to Replace Existing	ea.	2	\$5,000.00	\$10,000.00	\$4,000.00	\$8,000.00	\$58.00	\$116.00	\$750.00	\$1,500.00	\$3,500.00	\$7,000.00	\$2,900.00	\$5,800.00	\$4,850.00	\$9,700.00
15	Adjust Manhole	ea.	3	\$350.00	\$1,050.00	\$400.00	\$1,200.00	\$425.00	\$1,275.00	\$550.00	\$1,650.00	\$400.00	\$1,200.00	\$483.00	\$1,449.00	\$725.00	\$2,175.00
16	Adjust Valve Box	ea.	3	\$250.00	\$750.00	\$400.00	\$1,200.00	\$375.00	\$1,125.00	\$385.00	\$1,155.00	\$400.00	\$1,200.00	\$426.00	\$1,278.00	\$725.00	\$2,175.00
17	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	30	\$50.00	\$1,500.00	\$90.00	\$2,700.00	\$100.00	\$3,000.00	\$10.80	\$324.00	\$90.00	\$2,700.00	\$76.60	\$2,298.00	\$150.00	\$4,500.00
18	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$1,250.00	\$1,250.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$1,250.00	\$1,250.00	\$2,150.00	\$2,150.00	\$1,000.00	\$1,000.00
19	Allowance for Materials Testing and Inspection	L.S.	1	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00
TOTAL					\$117,395.00		\$160,890.00		\$151,539.40		\$133,516.90		\$166,251.52		\$211,480.10		\$229,750.50

Schedule 4. McKenzie Circle (Garrison Av. - Brandon Dr.)

No.	Item	Unit	Estimated Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.S.	1	\$2,000.00	\$2,000.00	\$7,000.00	\$7,000.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$5,628.57	\$5,628.57	\$4,000.00	\$4,000.00	\$9,000.00	\$9,000.00
2	Traffic Control	I.S.	1	\$2,000.00	\$2,000.00	\$3,300.00	\$3,300.00	\$6,000.00	\$6,000.00	\$2,050.00	\$2,050.00	\$25,987.23	\$25,987.23	\$6,500.00	\$6,500.00	\$12,250.00	\$12,250.00
3	2" Milling - Street and Driveways/Misc	S.Y.	2,699	\$4.00	\$10,796.00	\$1.20	\$3,238.80	\$3.50	\$9,446.50	\$2.55	\$6,882.45	\$5.18	\$13,980.82	\$5.85	\$15,789.15	\$5.25	\$14,169.75
4	6" Milling or Remove Existing Asphalt and ABC Stone	S.Y.	867	\$6.00	\$5,202.00	\$5.95	\$5,158.65	\$6.50	\$5,635.50	\$6.00	\$5,202.00	\$10.50	\$9,103.50	\$28.90	\$25,056.30	\$10.50	\$9,103.50
5	4" B25 Binder Asphalt (patching)	ton	227	\$100.00	\$22,700.00	\$130.00	\$29,510.00	\$160.00	\$36,320.00	\$109.00	\$24,743.00	\$149.48	\$33,931.96	\$130.50	\$29,623.50	\$135.00	\$30,645.00
6	2.0" Surface Asphalt (S9.5C)	ton	467	\$90.00	\$42,030.00	\$95.00	\$44,365.00	\$102.00	\$47,634.00	\$109.00	\$50,903.00	\$83.46	\$38,975.82	\$123.50	\$57,674.50	\$110.00	\$51,370.00
7	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	92	\$40.00	\$3,680.00	\$50.00	\$4,600.00	\$32.00	\$2,944.00	\$158.00	\$14,536.00	\$90.00	\$8,280.00	\$63.00	\$5,796.00	\$200.00	\$18,400.00
8	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	61	\$20.00	\$1,220.00	\$20.00	\$1,220.00	\$36.00	\$2,196.00	\$59.50	\$3,629.50	\$20.00	\$1,220.00	\$40.00	\$2,440.00	\$50.00	\$3,050.00
9	Remove Existing Curb and Gutter	I.f.	50	\$20.00	\$1,000.00	\$20.00	\$1,000.00	\$28.00	\$1,400.00	\$27.50	\$1,375.00	\$20.00	\$1,000.00	\$31.10	\$1,555.00	\$25.00	\$1,250.00
10	Install 24" or 30" Curb and Gutter	I.f.	50	\$30.00	\$1,500.00	\$36.00	\$1,800.00	\$28.00	\$1,400.00	\$16.50	\$825.00	\$36.00	\$1,800.00	\$32.00	\$1,600.00	\$35.00	\$1,750.00
11	Install 6" Thick Handicap Ramp (detectable warning domes paid separately). Note: Remove and Replace The Existing Curb and Gutter if necessary is a separate payment item. Install three single Handicap Ramps.	SY	36	\$200.00	\$7,200.00	\$58.00	\$2,088.00	\$72.85	\$2,622.60	\$64.35	\$2,316.60	\$58.00	\$2,088.00	\$93.00	\$3,348.00	\$200.00	\$7,200.00
12	Install detectable Warning Domes for Handicap Ramps 4 feet x 2 feet Placed over 6" Thich Concrete.	ea.	3	\$500.00	\$1,500.00	\$300.00	\$900.00	\$1,200.00	\$3,600.00	\$440.00	\$1,320.00	\$300.00	\$900.00	\$985.00	\$2,955.00	\$750.00	\$2,250.00
13	Install 4 inch Thick Concrete Sidewalk	SY	25	\$70.00	\$1,750.00	\$52.00	\$1,300.00	\$36.00	\$900.00	\$54.50	\$1,362.50	\$52.00	\$1,300.00	\$40.00	\$1,000.00	\$75.00	\$1,875.00
14	Install 6 Inch Thick Concrete Sidewalk/Driveway Apron	SY	2	\$80.00	\$160.00	\$58.00	\$116.00	\$61.65	\$123.30	\$64.35	\$128.70	\$58.00	\$116.00	\$68.50	\$137.00	\$150.00	\$300.00
15	Adjust Manhole	ea.	7	\$350.00	\$2,450.00	\$400.00	\$2,800.00	\$425.00	\$2,975.00	\$550.00	\$3,850.00	\$400.00	\$2,800.00	\$483.00	\$3,381.00	\$725.00	\$5,075.00
16	Adjust Valve Box	ea.	9	\$250.00	\$2,250.00	\$400.00	\$3,600.00	\$375.00	\$3,375.00	\$385.00	\$3,465.00	\$400.00	\$3,600.00	\$426.00	\$3,834.00	\$725.00	\$6,525.00
17	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	5	\$50.00	\$250.00	\$90.00	\$450.00	\$100.00	\$500.00	\$10.80	\$54.00	\$90.00	\$450.00	\$76.60	\$383.00	\$150.00	\$750.00
18	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$500.00	\$500.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$500.00	\$500.00	\$2,750.00	\$2,750.00	\$500.00	\$500.00
19	Allowance for Materials Testing and Inspection	L.S.	1	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00
TOTAL					\$110,488.00		\$115,446.45		\$134,871.90		\$127,502.75		\$154,161.90		\$170,322.45		\$177,963.25

Schedule 5. Four Inch Mill & Fill - Fayetteville Street (Main St. - First St.)

No.	Item	Unit	Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.s.	1	\$4,000.00	\$4,000.00	\$6,300.00	\$6,300.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$5,328.57	\$5,328.57	\$5,850.00	\$5,850.00	\$7,500.00	\$7,500.00
2	Traffic Control	I.s.	1	\$3,000.00	\$3,000.00	\$2,200.00	\$2,200.00	\$3,000.00	\$3,000.00	\$2,050.00	\$2,050.00	\$17,949.86	\$17,949.86	\$3,900.00	\$3,900.00	\$12,000.00	\$12,000.00
3	4" Milling or Remove Existing Asphalt and ABC Stone	SY	694	\$6.00	\$4,164.00	\$9.50	\$6,593.00	\$6.50	\$4,511.00	\$6.00	\$4,164.00	\$9.56	\$6,634.64	\$20.50	\$14,227.00	\$9.60	\$6,662.40
4	2.0" Asphalt (I19.0C)	ton	91	\$90.00	\$8,190.00	\$130.00	\$11,830.00	\$138.00	\$12,558.00	\$109.00	\$9,919.00	\$138.64	\$12,616.24	\$150.00	\$13,650.00	\$150.00	\$13,650.00
5	2.0" Surface Asphalt (S9.5C)	ton	91	\$90.00	\$8,190.00	\$135.00	\$12,285.00	\$138.00	\$12,558.00	\$109.00	\$9,919.00	\$138.64	\$12,616.24	\$150.00	\$13,650.00	\$190.00	\$17,290.00
6	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	95	\$40.00	\$3,800.00	\$50.00	\$4,750.00	\$32.00	\$3,040.00	\$158.00	\$15,010.00	\$90.00	\$8,550.00	\$63.00	\$5,985.00	\$195.00	\$18,525.00
7	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	48	\$20.00	\$960.00	\$20.00	\$960.00	\$36.00	\$1,728.00	\$59.50	\$2,856.00	\$20.00	\$960.00	\$40.00	\$1,920.00	\$50.00	\$2,400.00
8	Remove Existing Curb and Gutter	I.f.	66	\$20.00	\$1,320.00	\$20.00	\$1,320.00	\$28.00	\$1,848.00	\$27.50	\$1,815.00	\$20.00	\$1,320.00	\$31.10	\$2,052.60	\$25.00	\$1,650.00
9	Install 30" Curb and Gutter to Match Existing Type	I.f.	66	\$30.00	\$1,980.00	\$36.00	\$2,376.00	\$28.00	\$1,848.00	\$16.50	\$1,089.00	\$36.00	\$2,376.00	\$32.00	\$2,112.00	\$35.00	\$2,310.00
10	Install 6" Thick Handicap Ramp (detectable warning domes paid separately). Note: Remove and Replace The Existing Curb and Gutter if necessary is a separate payment item. Install four single Handicap Ramps.	SY	48	\$200.00	\$9,600.00	\$58.00	\$2,784.00	\$72.85	\$3,496.80	\$64.35	\$3,088.80	\$58.00	\$2,784.00	\$81.00	\$3,888.00	\$200.00	\$9,600.00
11	Install detectable Warning Domes for Handicap Ramps 4 feet x 2 feet Placed over 6" Thick Concrete.	ea.	4	\$500.00	\$2,000.00	\$300.00	\$1,200.00	\$1,200.00	\$4,800.00	\$440.00	\$1,760.00	\$300.00	\$1,200.00	\$985.00	\$3,940.00	\$750.00	\$3,000.00
12	Adjust Valve Box	ea.	1	\$250.00	\$250.00	\$400.00	\$400.00	\$375.00	\$375.00	\$385.00	\$385.00	\$400.00	\$400.00	\$426.00	\$426.00	\$725.00	\$725.00
13	Install High Visibility Crosswalk (Thermoplastic)	ea.	2	\$750.00	\$1,500.00	\$1,000.00	\$2,000.00	\$1,000.00	\$2,000.00	\$637.00	\$1,274.00	\$1,000.00	\$2,000.00	\$651.50	\$1,303.00	\$1,000.00	\$2,000.00
14	Install Standard Parallel Line Crosswalk (Thermoplastic)	ea.	2	\$250.00	\$500.00	\$400.00	\$800.00	\$400.00	\$800.00	\$637.00	\$1,274.00	\$400.00	\$800.00	\$260.50	\$521.00	\$400.00	\$800.00
15	Allowance for Materials Testing and Inspection	L.S.	1	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00
TOTAL					\$50,454.00		\$56,798.00		\$56,062.80		\$57,463.80		\$76,535.55		\$74,424.60		\$99,112.40

Schedule 6. New Street (Robertson St. - Stewart St.)

No.	Item	Unit	Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.S.	1	\$4,000.00	\$4,000.00	\$7,000.00	\$7,000.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$5,078.57	\$5,078.57	\$5,850.00	\$5,850.00	\$7,250.00	\$7,250.00
2	Traffic Control	I.S.	1	\$2,000.00	\$2,000.00	\$2,200.00	\$2,200.00	\$4,000.00	\$4,000.00	\$2,050.00	\$2,050.00	\$14,781.72	\$14,781.72	\$5,450.00	\$5,450.00	\$12,000.00	\$12,000.00
3	Asphalt Milling	SY	849	\$6.00	\$5,094.00	\$3.00	\$2,547.00	\$4.50	\$3,820.50	\$2.55	\$2,164.95	\$5.18	\$4,397.82	\$12.10	\$10,272.90	\$9.20	\$7,810.80
4	FDR Mix Depth 8"	SY	849	\$6.50	\$5,518.50	\$14.15	\$12,013.35	\$12.50	\$10,612.50	\$4.50	\$3,820.50	\$12.50	\$10,612.50	\$66.90	\$56,798.10	\$51.00	\$43,299.00
5	Portland Cement Type 1 (55 lbs per s.y.)	ton	23	\$165.00	\$3,795.00	\$300.00	\$6,900.00	\$300.00	\$6,900.00	\$402.00	\$9,246.00	\$300.00	\$6,900.00	\$236.50	\$5,439.50	\$180.00	\$4,140.00
6	3.0" Surface Asphalt (S9.5B)	ton	145	\$90.00	\$13,050.00	\$135.00	\$19,575.00	\$98.00	\$14,210.00	\$109.00	\$15,805.00	\$102.72	\$14,894.40	\$150.00	\$21,750.00	\$125.00	\$18,125.00
7	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	29	\$40.00	\$1,160.00	\$50.00	\$1,450.00	\$158.00	\$4,582.00	\$158.00	\$4,582.00	\$90.00	\$2,610.00	\$63.00	\$1,827.00	\$300.00	\$8,700.00
8	Remove Existing Curb and Gutter	I.f.	38	\$20.00	\$760.00	\$20.00	\$760.00	\$28.00	\$1,064.00	\$27.50	\$1,045.00	\$20.00	\$760.00	\$31.10	\$1,181.80	\$25.00	\$950.00
9	Install 30" Curb and Gutter to Match Existing Type	I.f.	38	\$30.00	\$1,140.00	\$36.00	\$1,368.00	\$28.00	\$1,064.00	\$16.50	\$627.00	\$36.00	\$1,368.00	\$32.00	\$1,216.00	\$35.00	\$1,330.00
10	Adjust Manhole	ea.	1	\$350.00	\$350.00	\$400.00	\$400.00	\$425.00	\$425.00	\$550.00	\$550.00	\$400.00	\$400.00	\$483.00	\$483.00	\$725.00	\$725.00
11	Adjust Valve Box	ea.	2	\$250.00	\$500.00	\$400.00	\$800.00	\$375.00	\$750.00	\$385.00	\$770.00	\$400.00	\$800.00	\$426.00	\$852.00	\$725.00	\$1,450.00
12	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	5	\$50.00	\$250.00	\$90.00	\$450.00	\$100.00	\$500.00	\$10.80	\$54.00	\$90.00	\$450.00	\$289.00	\$1,445.00	\$150.00	\$750.00
13	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$250.00	\$250.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$250.00	\$250.00	\$1,800.00	\$1,800.00	\$500.00	\$500.00
14	Allowance for Materials Testing and Inspection	L.S.	1	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00
TOTAL					\$39,917.50		\$57,713.35		\$55,228.00		\$45,074.45		\$65,303.01		\$116,365.30		\$109,029.80

Schedule 7. Front Street (Robertson St. - O'Neil St.) - Located in NCRR ROW

No.	Item	Unit	Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.s.	1	\$4,000.00	\$4,000.00	\$20,000.00	\$20,000.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$8,028.57	\$8,028.57	\$6,435.00	\$6,435.00	\$29,500.00	\$29,500.00
2	Traffic Control	I.s.	1	\$10,000.00	\$10,000.00	\$13,000.00	\$13,000.00	\$6,000.00	\$6,000.00	\$2,050.00	\$2,050.00	\$34,935.72	\$34,935.72	\$11,700.00	\$11,700.00	\$12,500.00	\$12,500.00
3	3" Milling - Parking Lot Area	SY	261	\$4.00	\$1,044.00	\$9.00	\$2,349.00	\$4.50	\$1,174.50	\$2.55	\$665.55	\$18.20	\$4,750.20	\$10.40	\$2,714.40	\$18.25	\$4,763.25
4	Asphalt Milling	SY	2,283	\$6.00	\$13,698.00	\$3.00	\$6,849.00	\$4.50	\$10,273.50	\$2.55	\$5,821.65	\$5.18	\$11,825.94	\$6.55	\$14,953.65	\$5.50	\$12,556.50
5	FDR Mix Depth 8"	SY	2,283	\$6.50	\$14,839.50	\$6.00	\$13,698.00	\$8.50	\$19,405.50	\$4.50	\$10,273.50	\$5.15	\$11,757.45	\$36.60	\$83,557.80	\$30.50	\$69,631.50
6	Portland Cement Type 1 (55 lbs per s.y.)	ton	63	\$165.00	\$10,395.00	\$250.00	\$15,750.00	\$250.00	\$15,750.00	\$402.00	\$25,326.00	\$250.00	\$15,750.00	\$216.50	\$13,639.50	\$180.00	\$11,340.00
7	3.0" Surface Asphalt (S9.5B) for Parking Lot	ton	51	\$90.00	\$4,590.00	\$110.00	\$5,610.00	\$120.00	\$6,120.00	\$109.00	\$5,559.00	\$214.21	\$10,924.71	\$137.00	\$6,987.00	\$145.00	\$7,395.00
8	2.0" Surface Asphalt (S9.5C)	ton	299	\$90.00	\$26,910.00	\$104.00	\$31,096.00	\$104.00	\$31,096.00	\$109.00	\$32,591.00	\$116.08	\$34,707.92	\$113.50	\$33,936.50	\$115.00	\$34,385.00
9	2.0" Asphalt (I19.0C)	ton	299	\$90.00	\$26,910.00	\$100.00	\$29,900.00	\$102.00	\$30,498.00	\$109.00	\$32,591.00	\$117.18	\$35,036.82	\$113.50	\$33,936.50	\$115.00	\$34,385.00
10	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	78	\$40.00	\$3,120.00	\$50.00	\$3,900.00	\$64.00	\$4,992.00	\$158.00	\$12,324.00	\$90.00	\$7,020.00	\$63.00	\$4,914.00	\$150.00	\$11,700.00
11	ABC Stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 18 inches and Width of 48 Inches along the Road Shoulder Adjacent the Railroad Track.	ton	476	\$40.00	\$19,040.00	\$50.00	\$23,800.00	\$22.00	\$10,472.00	\$158.00	\$75,208.00	\$62.45	\$29,726.20	\$75.00	\$35,700.00	\$150.00	\$71,400.00
12	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	125	\$20.00	\$2,500.00	\$20.00	\$2,500.00	\$36.00	\$4,500.00	\$59.50	\$7,437.50	\$20.00	\$2,500.00	\$40.00	\$5,000.00	\$50.00	\$6,250.00
13	Remove Existing Curb and Gutter	I.f.	155	\$20.00	\$3,100.00	\$20.00	\$3,100.00	\$28.00	\$4,340.00	\$27.50	\$4,262.50	\$20.00	\$3,100.00	\$31.10	\$4,820.50	\$25.00	\$3,875.00
14	Install Curb and Gutter to Match Existing Type	I.f.	155	\$30.00	\$4,650.00	\$36.00	\$5,580.00	\$28.00	\$4,340.00	\$16.50	\$2,557.50	\$36.00	\$5,580.00	\$32.00	\$4,960.00	\$35.00	\$5,425.00
15	Install 6" Thick Handicap Ramp (detectable warning domes paid separately). Note: Remove and Replace The Existing Curb and Gutter if necessary is a separate payment item. Install 1 single and 2 double handicap ramps.	SY	60	\$200.00	\$12,000.00	\$58.00	\$3,480.00	\$72.85	\$4,371.00	\$64.35	\$3,861.00	\$58.00	\$3,480.00	\$81.00	\$4,860.00	\$200.00	\$12,000.00
16	Install detectable Warning Domes for Handicap Ramps 4 feet x 2 feet Placed over 6" Thick Concrete.	ea.	5	\$500.00	\$2,500.00	\$300.00	\$1,500.00	\$1,200.00	\$6,000.00	\$440.00	\$2,200.00	\$300.00	\$1,500.00	\$985.00	\$4,925.00	\$750.00	\$3,750.00
17	Install 4 inch Thick Concrete Sidewalk	SY	701	\$70.00	\$49,070.00	\$52.00	\$36,452.00	\$36.00	\$25,236.00	\$54.50	\$38,204.50	\$52.00	\$36,452.00	\$40.00	\$28,040.00	\$75.00	\$52,575.00
18	Install 6 Inch Thick Concrete Sidewalk/Driveway Apron	SY	74	\$80.00	\$5,920.00	\$58.00	\$4,292.00	\$61.65	\$4,562.10	\$64.35	\$4,761.90	\$58.00	\$4,292.00	\$68.50	\$5,069.00	\$150.00	\$11,100.00
19	Adjust Valve Box	ea.	1	\$250.00	\$250.00	\$400.00	\$400.00	\$375.00	\$375.00	\$385.00	\$385.00	\$400.00	\$400.00	\$426.00	\$426.00	\$725.00	\$725.00
20	Pavement Marking - High Visibility Crosswalk (thermoplastic)	ea.	1	\$2,100.00	\$2,100.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,505.00	\$1,505.00	\$1,000.00	\$1,000.00	\$651.50	\$651.50	\$1,000.00	\$1,000.00
21	Pavement Marking - Nine Standard Parking Lot Stalls Line Painting (Thermoplastic)	L.S.	1	\$250.00	\$250.00	\$675.00	\$675.00	\$675.00	\$675.00	\$1,505.00	\$1,505.00	\$675.00	\$675.00	\$651.50	\$651.50	\$675.00	\$675.00
22	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	30	\$50.00	\$1,500.00	\$90.00	\$2,700.00	\$100.00	\$3,000.00	\$10.80	\$324.00	\$90.00	\$2,700.00	\$76.60	\$2,298.00	\$150.00	\$4,500.00
23	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$1,500.00	\$1,500.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$1,500.00	\$1,500.00	\$2,400.00	\$2,400.00	\$1,000.00	\$1,000.00
24	Allowance for Professional Survey Work	L.S	1	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00
25	Allowance for Materials Testing and Inspection	L.S.	1	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00
TOTAL					\$226,186.50		\$236,631.00		\$206,980.60		\$279,273.60		\$275,142.53		\$320,075.85		\$409,931.25

Note: All work on this street needs to meet NCRR requirements (i.e. Insurance) as per the NCRR Attachment.
Note: No separate payment will be made for meeting the NCRR requirements it shall be incidental to the work and included in the above unit prices.
Note: Work on this street is subject to NCRR approval which is currently under review.

Schedule 8. Four Inch Mill & Fill - O'Neil Street (Second St. - Horne St.)

No.	Item	Unit	Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.s.	1	\$4,000.00	\$4,000.00	\$8,500.00	\$8,500.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$6,728.57	\$6,728.57	\$5,850.00	\$5,850.00	\$10,000.00	\$10,000.00
2	Traffic Control	I.s.	1	\$2,000.00	\$2,000.00	\$3,300.00	\$3,300.00	\$6,000.00	\$6,000.00	\$2,050.00	\$2,050.00	\$13,830.48	\$13,830.48	\$5,450.00	\$5,450.00	\$12,250.00	\$12,250.00
3	4" Milling or Remove Existing Asphalt and ABC Stone	SY	925	\$6.00	\$5,550.00	\$8.25	\$7,631.25	\$6.50	\$6,012.50	\$6.00	\$5,550.00	\$9.56	\$8,843.00	\$15.40	\$14,245.00	\$9.60	\$8,880.00
4	2.0" Asphalt (119.0C)	ton	121	\$90.00	\$10,890.00	\$110.00	\$13,310.00	\$138.00	\$16,698.00	\$109.00	\$13,189.00	\$139.22	\$16,845.62	\$150.00	\$18,150.00	\$130.00	\$15,730.00
5	2.0" Surface Asphalt (S9.5C)	ton	121	\$90.00	\$10,890.00	\$115.00	\$13,915.00	\$138.00	\$16,698.00	\$109.00	\$13,189.00	\$139.22	\$16,845.62	\$150.00	\$18,150.00	\$135.00	\$16,335.00
6	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	126	\$40.00	\$5,040.00	\$50.00	\$6,300.00	\$32.00	\$4,032.00	\$158.00	\$19,908.00	\$90.00	\$11,340.00	\$63.00	\$7,938.00	\$155.00	\$19,530.00
7	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	185	\$20.00	\$3,700.00	\$20.00	\$3,700.00	\$36.00	\$6,660.00	\$59.50	\$11,007.50	\$20.00	\$3,700.00	\$40.00	\$7,400.00	\$50.00	\$9,250.00
8	Remove Existing Curb and Gutter	I.f.	416	\$10.00	\$4,160.00	\$20.00	\$8,320.00	\$28.00	\$11,648.00	\$27.50	\$11,440.00	\$20.00	\$8,320.00	\$31.10	\$12,937.60	\$25.00	\$10,400.00
9	Install 30" Curb and Gutter to Match Existing Type	I.f.	416	\$20.00	\$8,320.00	\$36.00	\$14,976.00	\$28.00	\$11,648.00	\$16.50	\$6,864.00	\$36.00	\$14,976.00	\$32.00	\$13,312.00	\$35.00	\$14,560.00
10	Install 6" Thick Handicap Ramp (detectable warning domes paid separately). Note: Remove and Replace The Existing Curb and Gutter if necessary is a separate payment item. Install three single handicap ramps.	SY	36	\$200.00	\$7,200.00	\$58.00	\$2,088.00	\$72.85	\$2,622.60	\$64.35	\$2,316.60	\$58.00	\$2,088.00	\$81.00	\$2,916.00	\$200.00	\$7,200.00
11	Install detectable Warning Domes for Handicap Ramps 4 feet x 2 feet Placed over 6" Thick Concrete.	ea.	3	\$500.00	\$1,500.00	\$300.00	\$900.00	\$1,200.00	\$3,600.00	\$440.00	\$1,320.00	\$300.00	\$900.00	\$985.00	\$2,955.00	\$750.00	\$2,250.00
12	Install 4 inch Thick Concrete Sidewalk	SY	3	\$70.00	\$210.00	\$52.00	\$156.00	\$36.00	\$108.00	\$54.50	\$163.50	\$52.00	\$156.00	\$40.00	\$120.00	\$75.00	\$225.00
13	Install 6 Inch Thick Concrete Sidewalk/Driveway Apron	SY	60	\$80.00	\$4,800.00	\$58.00	\$3,480.00	\$61.65	\$3,699.00	\$64.35	\$3,861.00	\$58.00	\$3,480.00	\$68.50	\$4,110.00	\$150.00	\$9,000.00
14	Adjust Valve Box	ea.	1	\$250.00	\$250.00	\$400.00	\$400.00	\$375.00	\$375.00	\$385.00	\$385.00	\$400.00	\$400.00	\$426.00	\$426.00	\$725.00	\$725.00
15	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	20	\$50.00	\$1,000.00	\$90.00	\$1,800.00	\$100.00	\$2,000.00	\$10.80	\$216.00	\$90.00	\$1,800.00	\$76.60	\$1,532.00	\$150.00	\$3,000.00
16	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$750.00	\$750.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$750.00	\$750.00	\$1,800.00	\$1,800.00	\$500.00	\$500.00
17	Allowance for Professional Survey Work	L.S.	1	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00
18	Allowance for Materials Testing and Inspection	L.S.	1	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00
TOTAL					\$72,310.00		\$92,026.25		\$99,601.10		\$96,319.60		\$113,503.29		\$119,791.60		\$142,335.00

Schedule 9. Champion Street (Everette St. - Baseball Field)

No.	Item	Unit	Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.S.	1	\$4,000.00	\$4,000.00	\$12,000.00	\$12,000.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$8,062.85	\$8,062.85	\$5,850.00	\$5,850.00	\$10,000.00	\$10,000.00
2	Traffic Control	I.S.	1	\$10,000.00	\$10,000.00	\$8,700.00	\$8,700.00	\$6,000.00	\$6,000.00	\$2,050.00	\$2,050.00	\$36,312.14	\$36,312.14	\$10,700.00	\$10,700.00	\$12,500.00	\$12,500.00
3	2" Milling - Street and Driveways/Misc	SY	82	\$4.00	\$328.00	\$1.20	\$98.40	\$4.50	\$369.00	\$2.55	\$209.10	\$5.18	\$424.76	\$32.60	\$2,673.20	\$5.20	\$426.40
4	Asphalt Milling	SY	3,725	\$6.00	\$22,350.00	\$3.00	\$11,175.00	\$4.00	\$14,900.00	\$2.55	\$9,498.75	\$5.18	\$19,295.50	\$7.15	\$26,633.75	\$5.50	\$20,487.50
5	FDR Mix Depth 8"	SY	3,725	\$6.50	\$24,212.50	\$4.00	\$14,900.00	\$8.50	\$31,662.50	\$4.50	\$16,762.50	\$4.00	\$14,900.00	\$45.30	\$168,742.50	\$34.50	\$128,512.50
6	Portland Cement Type 1 (55 lbs per s.y.)	ton	102	\$165.00	\$16,830.00	\$250.00	\$25,500.00	\$250.00	\$25,500.00	\$402.00	\$41,004.00	\$250.00	\$25,500.00	\$236.50	\$24,123.00	\$180.00	\$18,360.00
7	3.0" Surface Asphalt (S9.5B)	ton	748	\$90.00	\$67,320.00	\$106.26	\$79,482.48	\$98.00	\$73,304.00	\$109.00	\$81,532.00	\$90.39	\$67,611.72	\$117.00	\$87,516.00	\$115.00	\$86,020.00
8	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	127	\$40.00	\$5,080.00	\$50.00	\$6,350.00	\$32.00	\$4,064.00	\$158.00	\$20,066.00	\$90.00	\$11,430.00	\$63.00	\$8,001.00	\$170.00	\$21,590.00
9	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	31	\$20.00	\$620.00	\$20.00	\$620.00	\$36.00	\$1,116.00	\$59.50	\$1,844.50	\$20.00	\$620.00	\$40.00	\$1,240.00	\$50.00	\$1,550.00
10	Remove Existing Curb and Gutter	I.f.	538	\$20.00	\$10,760.00	\$20.00	\$10,760.00	\$28.00	\$15,064.00	\$27.50	\$14,795.00	\$20.00	\$10,760.00	\$31.10	\$16,731.80	\$25.00	\$13,450.00
11	Install 30" Curb and Gutter to Match Existing Type	I.f.	538	\$30.00	\$16,140.00	\$36.00	\$19,368.00	\$28.00	\$15,064.00	\$16.50	\$8,877.00	\$36.00	\$19,368.00	\$32.00	\$17,216.00	\$35.00	\$18,830.00
12	Remove Existing Speedtable	L.S.	1	\$2,000.00	\$2,000.00	\$5,750.00	\$5,750.00	\$1,800.00	\$1,800.00	\$1,850.00	\$1,850.00	\$2,954.74	\$2,954.74	\$141.00	\$141.00	\$1,900.00	\$1,900.00
13	Install Asphalt Speedtable, including Chevron Pavement Markings (Thermoplastic), includng stamped asphalt and Traffic Signs per Town Detail # 407.02 Non-Grooved	L.S.	1	\$8,000.00	\$8,000.00	\$7,600.00	\$7,600.00	\$7,800.00	\$7,800.00	\$10,700.00	\$10,700.00	\$4,001.48	\$4,001.48	\$8,750.00	\$8,750.00	\$5,025.00	\$5,025.00
14	Install 6" Thick Handicap Ramp (detectable warning domes paid separately). Note: Remove and Replace The Existing Curb and Gutter if necessary is a separate payment item. Install 2 single and 3 double handicap ramps.	SY	96	\$200.00	\$19,200.00	\$58.00	\$5,568.00	\$72.85	\$6,993.60	\$64.35	\$6,177.60	\$58.00	\$5,568.00	\$81.00	\$7,776.00	\$200.00	\$19,200.00
15	Install detectable Warning Domes for Handicap Ramps 4 feet x 2 feet Placed over 6" Thick Concrete.	ea.	8	\$500.00	\$4,000.00	\$300.00	\$2,400.00	\$1,200.00	\$9,600.00	\$440.00	\$3,520.00	\$300.00	\$2,400.00	\$985.00	\$7,880.00	\$750.00	\$6,000.00
16	Install 4 inch Thick Concrete Sidewalk	SY	472	\$70.00	\$33,040.00	\$52.00	\$24,544.00	\$36.00	\$16,992.00	\$54.50	\$25,724.00	\$52.00	\$24,544.00	\$40.00	\$18,880.00	\$75.00	\$35,400.00
17	Install 6 Inch Thick Concrete Sidewalk/Driveway Apron	SY	119	\$80.00	\$9,520.00	\$58.00	\$6,902.00	\$61.65	\$7,336.35	\$64.35	\$7,657.65	\$58.00	\$6,902.00	\$68.50	\$8,151.50	\$150.00	\$17,850.00
18	Adjust Manhole	ea.	5	\$350.00	\$1,750.00	\$400.00	\$2,000.00	\$425.00	\$2,125.00	\$550.00	\$2,750.00	\$400.00	\$2,000.00	\$483.00	\$2,415.00	\$725.00	\$3,625.00
19	Adjust Valve Box	ea.	7	\$250.00	\$1,750.00	\$400.00	\$2,800.00	\$375.00	\$2,625.00	\$385.00	\$2,695.00	\$400.00	\$2,800.00	\$426.00	\$2,982.00	\$725.00	\$5,075.00
20	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	80	\$50.00	\$4,000.00	\$90.00	\$7,200.00	\$100.00	\$8,000.00	\$10.80	\$864.00	\$90.00	\$7,200.00	\$76.60	\$6,128.00	\$150.00	\$12,000.00
21	Grass Restoration: Seeding and Straw	L.S.	1	\$500.00	\$500.00	\$1,500.00	\$1,500.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$1,500.00	\$1,500.00	\$2,400.00	\$2,400.00	\$1,000.00	\$1,000.00
22	Structural Fill Dirt Material (from Town Yard)	CY	250	\$30.00	\$7,500.00	\$52.85	\$13,212.50	\$18.00	\$4,500.00	\$10.80	\$2,700.00	\$43.01	\$10,752.50	\$24.70	\$6,175.00	\$75.00	\$18,750.00
23	Allowance for Professional Survey Work	L.S.	1	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00
24	Allowance for Materials Testing and Inspection	L.S.	1	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
TOTAL					\$276,900.50		\$276,430.38		\$268,115.45		\$271,637.10		\$292,907.69		\$449,105.75		\$465,551.40

Bid Schedule Corrections

1	Schedule 9 Champion Street Daniels, Inc. has an extension error in Item 20, Original Amount of \$90.80 is revised to \$864.00 which has the result of increasing the bid total for Schedule 9 by \$773.20.
2	Schedule 9 Champion Street Daniels, Inc. total is increased \$773.20 due to the extension error in Item 20, which has changed the total amount from \$270,863.90 to \$271,637.10.

Schedule 10. Shields Court (Champion St. - Culdesac)

No.	Item	Unit	Estimated Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.S.	1	\$2,000.00	\$2,000.00	\$4,500.00	\$4,500.00	\$2,500.00	\$2,500.00	\$1,850.00	\$1,850.00	\$4,362.85	\$4,362.85	\$5,850.00	\$5,850.00	\$10,500.00	\$10,500.00
2	Traffic Control	I.S.	1	\$2,000.00	\$2,000.00	\$1,100.00	\$1,100.00	\$3,000.00	\$3,000.00	\$2,050.00	\$2,050.00	\$11,539.00	\$11,539.00	\$3,900.00	\$3,900.00	\$11,500.00	\$11,500.00
3	2" Milling - Street and Driveways/Misc	s.y.	819	\$4.00	\$3,276.00	\$1.20	\$982.80	\$4.50	\$3,685.50	\$2.55	\$2,088.45	\$5.18	\$4,242.42	\$5.80	\$4,750.20	\$5.20	\$4,258.80
4	6" Milling or Remove Existing Asphalt and ABC Stone	s.y.	86	\$6.00	\$516.00	\$5.95	\$511.70	\$12.00	\$1,032.00	\$6.00	\$516.00	\$10.50	\$903.00	\$51.50	\$4,429.00	\$10.50	\$903.00
5	4" B25 Asphalt Binder (patching)	ton	34	\$150.00	\$5,100.00	\$130.00	\$4,420.00	\$138.00	\$4,692.00	\$109.00	\$3,706.00	\$149.48	\$5,082.32	\$150.00	\$5,100.00	\$135.00	\$4,590.00
6	2.0" Surface Asphalt (S9.5C)	ton	119	\$90.00	\$10,710.00	\$140.00	\$16,660.00	\$104.00	\$12,376.00	\$109.00	\$12,971.00	\$117.58	\$13,992.02	\$150.00	\$17,850.00	\$135.00	\$16,065.00
7	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	28	\$40.00	\$1,120.00	\$50.00	\$1,400.00	\$32.00	\$896.00	\$158.00	\$4,424.00	\$90.00	\$2,520.00	\$63.00	\$1,764.00	\$295.00	\$8,260.00
8	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	12	\$20.00	\$240.00	\$20.00	\$240.00	\$36.00	\$432.00	\$59.50	\$714.00	\$20.00	\$240.00	\$40.00	\$480.00	\$50.00	\$600.00
9	Remove Existing Curb and Gutter	I.f.	88	\$20.00	\$1,760.00	\$20.00	\$1,760.00	\$28.00	\$2,464.00	\$27.50	\$2,420.00	\$20.00	\$1,760.00	\$31.10	\$2,736.80	\$25.00	\$2,200.00
10	Install 24" or 30" Curb and Gutter	I.f.	88	\$30.00	\$2,640.00	\$36.00	\$3,168.00	\$28.00	\$2,464.00	\$16.50	\$1,452.00	\$36.00	\$3,168.00	\$32.00	\$2,816.00	\$35.00	\$3,080.00
11	Install 6 Inch Thick Concrete Sidewalk/Driveway Apron	SY	32	\$80.00	\$2,560.00	\$58.00	\$1,856.00	\$61.65	\$1,972.80	\$64.35	\$2,059.20	\$58.00	\$1,856.00	\$68.50	\$2,192.00	\$150.00	\$4,800.00
12	Adjust Manhole	ea.	1	\$350.00	\$350.00	\$400.00	\$400.00	\$425.00	\$425.00	\$550.00	\$550.00	\$400.00	\$400.00	\$483.00	\$483.00	\$725.00	\$725.00
13	Adjust Valve Box	ea.	1	\$250.00	\$250.00	\$400.00	\$400.00	\$375.00	\$375.00	\$385.00	\$385.00	\$400.00	\$400.00	\$426.00	\$426.00	\$725.00	\$725.00
14	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	5	\$50.00	\$250.00	\$90.00	\$450.00	\$100.00	\$500.00	\$10.80	\$54.00	\$90.00	\$450.00	\$119.00	\$595.00	\$150.00	\$750.00
15	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$500.00	\$500.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$500.00	\$500.00	\$1,800.00	\$1,800.00	\$500.00	\$500.00
16	Allowance for Materials Testing and Inspection	L.S.	1	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00
TOTAL					\$34,072.00		\$39,348.50		\$40,614.30		\$36,739.65		\$52,415.61		\$56,172.00		\$70,456.80

Schedule 11. Everett Street (Champion St. - Joyner St.)

No.	Item	Unit	Estimated Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.S.	1	\$2,000.00	\$2,000.00	\$6,000.00	\$6,000.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$5,237.85	\$5,237.85	\$5,850.00	\$5,850.00	\$8,000.00	\$8,000.00
2	Traffic Control	I.S.	1	\$2,000.00	\$2,000.00	\$2,200.00	\$2,200.00	\$6,000.00	\$6,000.00	\$2,050.00	\$2,050.00	\$36,611.60	\$36,611.60	\$5,450.00	\$5,450.00	\$12,000.00	\$12,000.00
3	2" Milling - Street and Driveways/Misc	s.y.	2,070	\$4.00	\$8,280.00	\$1.20	\$2,484.00	\$4.50	\$9,315.00	\$2.55	\$5,278.50	\$5.18	\$10,722.60	\$3.60	\$7,452.00	\$5.20	\$10,764.00
4	6" Milling or Remove Existing Asphalt and ABC Stone	s.y.	131	\$6.00	\$786.00	\$5.95	\$779.45	\$5.80	\$759.80	\$6.00	\$786.00	\$10.50	\$1,375.50	\$51.50	\$6,746.50	\$10.50	\$1,375.50
5	4" B25 Base (patching)	ton	34	\$150.00	\$5,100.00	\$130.00	\$4,420.00	\$160.00	\$5,440.00	\$109.00	\$3,706.00	\$149.48	\$5,082.32	\$150.00	\$5,100.00	\$135.00	\$4,590.00
6	2.0" Surface Asphalt (S9.5C)	ton	288	\$90.00	\$25,920.00	\$110.00	\$31,680.00	\$102.00	\$29,376.00	\$109.00	\$31,392.00	\$104.57	\$30,116.16	\$123.50	\$35,568.00	\$125.00	\$36,000.00
7	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	105	\$40.00	\$4,200.00	\$50.00	\$5,250.00	\$32.00	\$3,360.00	\$158.00	\$16,590.00	\$90.00	\$9,450.00	\$63.00	\$6,615.00	\$130.00	\$13,650.00
8	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	58	\$20.00	\$1,160.00	\$20.00	\$1,160.00	\$36.00	\$2,088.00	\$59.50	\$3,451.00	\$20.00	\$1,160.00	\$40.00	\$2,320.00	\$50.00	\$2,900.00
9	Remove Existing Curb and Gutter	I.f.	105	\$20.00	\$2,100.00	\$20.00	\$2,100.00	\$28.00	\$2,940.00	\$27.50	\$2,887.50	\$20.00	\$2,100.00	\$31.10	\$3,265.50	\$25.00	\$2,625.00
10	Install 24" or 30" Curb and Gutter	I.f.	105	\$30.00	\$3,150.00	\$36.00	\$3,780.00	\$28.00	\$2,940.00	\$16.50	\$1,732.50	\$36.00	\$3,780.00	\$32.00	\$3,360.00	\$35.00	\$3,675.00
11	Install 6" Thick Handicap Ramp (detectable warning domes paid separately). Note: Remove and Replace The Existing Curb and Gutter if necessary is a separate payment item. Install 2 double handicap ramps.	SY	48	\$200.00	\$9,600.00	\$58.00	\$2,784.00	\$72.85	\$3,496.80	\$64.35	\$3,088.80	\$58.00	\$2,784.00	\$81.00	\$3,888.00	\$200.00	\$9,600.00
12	Install detectable Warning Domes for Handicap Ramps 4 feet x 2 feet Placed over 6" Thick Concrete.	ea.	4	\$500.00	\$2,000.00	\$300.00	\$1,200.00	\$1,200.00	\$4,800.00	\$440.00	\$1,760.00	\$300.00	\$1,200.00	\$985.00	\$3,940.00	\$750.00	\$3,000.00
13	Install 4 inch Thick Concrete Sidewalk	SY	197	\$70.00	\$13,790.00	\$52.00	\$10,244.00	\$36.00	\$7,092.00	\$54.50	\$10,736.50	\$52.00	\$10,244.00	\$40.00	\$7,880.00	\$75.00	\$14,775.00
14	Install 6 Inch Thick Concrete Sidewalk/Driveway Apron	SY	47	\$80.00	\$3,760.00	\$58.00	\$2,726.00	\$61.65	\$2,897.55	\$64.35	\$3,024.45	\$58.00	\$2,726.00	\$68.50	\$3,219.50	\$150.00	\$7,050.00
15	Adjust Manhole	ea.	1	\$350.00	\$350.00	\$400.00	\$400.00	\$425.00	\$425.00	\$550.00	\$550.00	\$400.00	\$400.00	\$483.00	\$483.00	\$725.00	\$725.00
16	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	10	\$50.00	\$500.00	\$90.00	\$900.00	\$100.00	\$1,000.00	\$10.80	\$108.00	\$90.00	\$900.00	\$119.00	\$1,190.00	\$150.00	\$1,500.00
17	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$1,000.00	\$1,000.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$1,000.00	\$1,000.00	\$2,150.00	\$2,150.00	\$500.00	\$500.00
18	Adjust Valve Box	ea.	5	\$250.00	\$1,250.00	\$400.00	\$2,000.00	\$375.00	\$1,875.00	\$385.00	\$1,925.00	\$400.00	\$2,000.00	\$426.00	\$2,130.00	\$725.00	\$3,625.00
19	Allowance for Materials Testing and Inspection	L.S.	1	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00
TOTAL					\$88,246.00		\$83,107.45		\$91,105.15		\$93,426.25		\$128,890.03		\$108,607.50		\$138,354.50

Bid Schedule Corrections	
1	Schedule 11 Everett Street Daniels, Inc. has an extension error in Item 8, Original Amount of \$3,541.00 is revised to \$3,451.00 which has the result of decreasing the bid total for Schedule 9 by \$90.00.
2	Schedule 11 Everett Street Daniels, Inc. total is decreased \$90.00 due to the extension error in Item 8, which has changed the total amount from \$93,516.25 to \$93,426.25.

Schedule 12. WestMinister (Champion St. - Agin Ct.)

No.	Item	Unit	Estimated Quantity	Engineer Estimate		Fred Smith Company		Turner Asphalt		Daniels, Inc.		S.T. Wooten		Providence Construction Services		Barnhill Construction	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	Mobilization/Demobilization	I.S.	1	\$2,000.00	\$2,000.00	\$6,500.00	\$6,500.00	\$2,500.00	\$2,500.00	\$1,860.00	\$1,860.00	\$4,862.85	\$4,862.85	\$5,850.00	\$5,850.00	\$7,900.00	\$7,900.00
2	Traffic Control	I.S.	1	\$2,000.00	\$2,000.00	\$2,200.00	\$2,200.00	\$4,000.00	\$4,000.00	\$2,050.00	\$2,050.00	\$15,749.89	\$15,749.89	\$3,900.00	\$3,900.00	\$12,000.00	\$12,000.00
3	2" Milling - Street and Driveways/Misc	S.Y.	704	\$4.00	\$2,816.00	\$1.20	\$844.80	\$4.50	\$3,168.00	\$2.55	\$1,795.20	\$5.18	\$3,646.72	\$3.90	\$2,745.60	\$5.20	\$3,660.80
4	8" Milling or Remove Existing Asphalt and ABC Stone	S.Y.	350	\$6.00	\$2,100.00	\$7.95	\$2,782.50	\$5.80	\$2,030.00	\$6.00	\$2,100.00	\$11.20	\$3,920.00	\$19.50	\$6,825.00	\$11.20	\$3,920.00
5	6" B25 Base (patching)	ton	138	\$100.00	\$13,800.00	\$130.00	\$17,940.00	\$138.00	\$19,044.00	\$109.00	\$15,042.00	\$146.34	\$20,194.92	\$150.00	\$20,700.00	\$135.00	\$18,630.00
6	2.0" Surface Asphalt (S9.5C)	ton	138	\$90.00	\$12,420.00	\$135.00	\$18,630.00	\$104.00	\$14,352.00	\$109.00	\$15,042.00	\$82.97	\$11,449.86	\$150.00	\$20,700.00	\$125.00	\$17,250.00
7	ABC stone - undercut, includes remove and replace of existing asphalt, base and subgrade to a depth of 12 inches or as directed by Engineer. CONTINGENCY ITEM	ton	12	\$40.00	\$480.00	\$50.00	\$600.00	\$64.00	\$768.00	\$158.00	\$1,896.00	\$90.00	\$1,080.00	\$63.00	\$756.00	\$340.00	\$4,080.00
8	Remove Existing 4-6 inch Concrete Sidewalk/Sidewalk Ramp/Driveway Apron	SY	65	\$20.00	\$1,300.00	\$20.00	\$1,300.00	\$36.00	\$2,340.00	\$59.50	\$3,867.50	\$20.00	\$1,300.00	\$40.00	\$2,600.00	\$50.00	\$3,250.00
9	Remove Existing Curb and Gutter	I.f.	40	\$20.00	\$800.00	\$20.00	\$800.00	\$28.00	\$1,120.00	\$27.50	\$1,100.00	\$20.00	\$800.00	\$31.10	\$1,244.00	\$25.00	\$1,000.00
10	Install 24" or 30" Curb and Gutter	I.f.	40	\$30.00	\$1,200.00	\$36.00	\$1,440.00	\$28.00	\$1,120.00	\$16.50	\$660.00	\$36.00	\$1,440.00	\$32.00	\$1,280.00	\$35.00	\$1,400.00
11	Install 6" Thick Handicap Ramp (detectable warning domes paid separately). Note: Remove and Replace The Existing Curb and Gutter if necessary is a separate payment item. Install six single handicap ramps.	SY	72	\$200.00	\$14,400.00	\$58.00	\$4,176.00	\$72.85	\$5,245.20	\$64.35	\$4,633.20	\$58.00	\$4,176.00	\$81.00	\$5,832.00	\$200.00	\$14,400.00
12	Install detectable Warning Domes for Handicap Ramps 4 feet x 2 feet Placed over 6" Thick Concrete.	ea.	6	\$500.00	\$3,000.00	\$300.00	\$1,800.00	\$1,200.00	\$7,200.00	\$440.00	\$2,640.00	\$300.00	\$1,800.00	\$985.00	\$5,910.00	\$750.00	\$4,500.00
13	Install 4 inch Thick Concrete Sidewalk	SY	188	\$70.00	\$13,160.00	\$52.00	\$9,776.00	\$36.00	\$6,768.00	\$54.50	\$10,246.00	\$52.00	\$9,776.00	\$40.00	\$7,520.00	\$75.00	\$14,100.00
14	Adjust Manhole	ea.	1	\$350.00	\$350.00	\$400.00	\$400.00	\$425.00	\$425.00	\$550.00	\$550.00	\$400.00	\$400.00	\$483.00	\$483.00	\$725.00	\$725.00
15	Adjust Valve Box	ea.	2	\$250.00	\$500.00	\$400.00	\$800.00	\$375.00	\$750.00	\$385.00	\$770.00	\$400.00	\$800.00	\$426.00	\$852.00	\$725.00	\$1,450.00
16	Backfill Material adjacent new curbs, sidewalks, driveways, etc. - 4 Inch Depth Screened topsoil - free of roots and stones. Excess native dirt shall be hauled off-site.	CY	10	\$50.00	\$500.00	\$90.00	\$900.00	\$100.00	\$1,000.00	\$10.80	\$108.00	\$90.00	\$900.00	\$76.60	\$766.00	\$150.00	\$1,500.00
17	Grass Restoration: Seeding and Straw	L.S.	1	\$300.00	\$300.00	\$500.00	\$500.00	\$2,800.00	\$2,800.00	\$500.00	\$500.00	\$500.00	\$500.00	\$1,800.00	\$1,800.00	\$500.00	\$500.00
18	Allowance for Materials Testing and Inspection	L.S.	1	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00
TOTAL					\$72,626.00		\$72,889.30		\$76,130.20		\$66,359.90		\$84,296.24		\$91,263.60		\$111,765.80

Bid Summittals

	Contractor	Bid Bond	Invitation to Bid Sheet - Signed	Addendum No. 1	Addendum No. 2	HUB Good Faith Effort Sheet	HUB Affidavit A or B
1	Fred Smith Company	Yes	Yes	Yes	Yes	10.0%	A
2	Turner Asphalt	Yes	Yes	Yes	Yes	5.1%	A
3	Daniels, Inc.	Yes	Yes	No	No	0.0%	B
4	S.T. Wooten	Yes	Yes	Yes	Yes	9.9%	A
5	Providence Construction Services	Yes	Yes	Yes	Yes	10.6%	A
6	Barnhill Construction	Yes	Yes	Yes	Yes	19.6%	A

Town of Clayton

Construction Contract

This contract is made and entered into as of the day of February, between the **Town of Clayton** ("Town") and **FSC II, LLC, dba Fred Smith Company** ("Contractor"), () a corporation, () a professional corporation, () a professional association, () a limited partnership, () a sole proprietorship, or () a general partnership; organized and existing under the laws of the State of North Carolina.

Sec. 1. Title and Purpose. Town of Clayton, Fiscal Year 2020, Road Rehabilitation Project

Sec. 2. Scope and Services to be Performed. The Contractor shall supply all labor, equipment and materials to construct the Work in accordance with Sec.9. Attachments. In this contract, "Work" means the services that the Contractor is required to perform pursuant to this contract and all of the Contractor's duties to the Town that arise out of this contract. Any amendments, corrections, or change orders by either party must be made in writing signed in the same manner as the original. The Town reserves the right to refuse payment for any work outside that authorized herein or pursuant to a duly approved amendment or change order.

Sec. 3 Complete Work without Extra Cost and Schedule. Unless otherwise provided, the Contractor shall obtain and provide, without additional cost to the Town, all labor, materials, equipment, transportation, facilities, services, permits, and licenses necessary to perform the Work. The Contractor, promptly after being awarded the contract and before starting work, shall prepare and submit to the Town's project manager a construction schedule for work. The schedule shall not exceed time limits current under the contract documents, shall be revised at appropriate intervals as required by the conditions of the work, and shall provide for expeditious and practicable execution of the work. All work shall be complete no later than **May 29, 2019**.

Sec. 4. Compensation. The Town agrees to pay the Contractor Not to Exceed **\$1,316,321.03** for the work completed and or services performed within the scope of this contract. Payments for additional work completed or services performed under this contract must be approved in writing by the town prior to the commencement of such work or service. The Town shall not be obligated to pay the Contractor any payments, fees, expenses, or compensation other than those authorized by this contract.

Sec. 5. Contractor's Billings to the Town. Contractors shall submit their invoice to the Town's project manager for the work or portion of the work completed or services performed. The Town's project manager prior to submitting the invoice to the Finance Department will verify the charges for quantities of work completed or services performed.

Sec. 6. Insurance. Contractor shall maintain insurance policies at all times with minimum limits as follows:

<u>Coverage</u>	<u>Minimum Limits</u>
Workers' Compensation	Statutory Limits
Employers' Liability	\$ 500,000
General Liability	\$1,000,000 per occurrence (\$2,000,000 aggregate)
Automobile Liability	\$1,000,000
Umbrella Liability	\$5,000,000 per occurrence (\$5,000,000 aggregate)

Upon acceptance of the contract by the Town the contractor shall provide the Town with a **Certificate of Insurance** for review prior to the issuance of any contract or Purchase Order. All Certificates of Insurance will require thirty (30) days written notice by the insurer or contractor's agent in the event of cancellation, reduction or other modifications of coverage. In addition to the notice requirement above, the Contractor shall provide the Town with immediate written notice of cancellation, reduction, or other modification of coverage of insurance. Upon failure of the Contractor to provide such notice, the Contractor assumes sole responsibility for all losses incurred by the Town for which insurance would have provided coverage. The insurance certificate

shall be for the initial contract period of one (1) year and shall be renewed by the contractor for each subsequent renewal period of the contract.

The Town shall be named as an **additional insured** and the statement should read “Town of Clayton is to be added as an additional insured as evidenced by an endorsement attached to this certificate.” Only “A” rated insurance companies will be acceptable to the Town. In the event the contractor fails to maintain and keep in force the insurance herein required, the Town reserves the right to cancel and terminate the contract without notice.

The principle officer of the contractors firm shall, upon request of the town, shall provide a statement of proof indicating that a **Drug-Free Workplace Program** is in place and that where required by law, company drivers meet **the DOT/CDL licensing** requirements.

Sec. 7. Performance of Work by Town. If the Contractor fails to perform the Work in accordance with the schedule referred to in Sec. 3. above, the Town may, in its discretion, in order to bring the project closer to schedule, perform or cause to be performed some or all of the Work, and doing so shall not waive any of the Town’s rights and remedies. Before doing so, the Town shall give the Contractor reasonable notice of its intention. The Contractor shall reimburse the Town for all costs incurred by the Town in exercising its right to perform or cause to be performed some or all of the Work pursuant to this section.

Sec. 8. Termination

- (a) The Town may terminate this contract in whole or, from time to time, in part, for the Town’s convenience or because of failure of the Contractor to fulfill the contract obligations. The Town shall terminate by delivering to the Contractor a Notice of Termination specifying the nature, extent, and effective date of the termination. Upon receipt of the notice, the Contractor shall – (i) Immediately discontinue all services affected (unless the notice directs otherwise);
- (b) If the termination is for the convenience of the Town, the Town shall make an equitable adjustment in the contract price but shall allow no anticipated profit on unperformed services.
- (c) If, after termination for failure to fulfill contract obligations, it is determined that the Contractor had not failed, the rights and obligations of the parties shall be the same as if the termination had been issued for the convenience of the Town.
- (d) The rights and remedies of the Town provided in this clause are in addition to any rights and remedies provided by law or under this contract.

Sec. 9. Attachments. The following attachments are made a part of this contract and incorporated herein by reference:

Attachment A: **Contractor’s Formal Bid dated February 6, 2020, including Schedule 1-12, Attachment 1, Project Special Provisions, Attachment 2, General Requirements, Attachment 3, Full Depth Reclamation General Specification.**

In case of conflict between an attachment and the text of this contract excluding the attachment, the text of this contract shall control. Any attachment which materially alters the standard terms contained herein must be reviewed pursuant to the Town’s Contract Review Procedure.

Sec. 10. Notice.

- (a) All notices and other communications required or permitted by this contract shall be in writing and shall be given either by personal delivery, electronic delivery, fax, or certified United States mail, return receipt requested, addressed as follows:

To the Town:
Blake Mills
653 NC Hwy 42 West
Clayton, NC 27528
919 553-1530

To the Contractor:
FSC II, LLC dba Fred Smith Company
701 Corporate Center Drive, Suite 101
Raleigh, NC 27607
919 783-6072

(b) Change of Address, Date Notice Deemed Given: A change of address, fax number, or person to receive notice may be made by either party by notice given to the other party. Any notice or other communication under this contract shall be deemed given at the time of actual delivery, if it is personally delivered or sent by fax. If the notice or other communication is sent by US Mail, it shall be deemed given upon the third calendar day following the day on which such notice or other communication is deposited with the US Postal Service or upon actual delivery, whichever first occurs.

Sec. 11. Indemnification. To the maximum extent allowed by law, the Contractor shall defend, indemnify, and save harmless the Town, its agents, officers, and employees, from and against all charges that arise in any manner from, in connection with, or out of this contract as a result of the acts or omissions of the Contractor or subcontractors or anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable except for damage or injury caused solely by the negligence of the Town its agents, officers, or employees. In performing its duties under this section, the Contractor shall at its sole expense defend the Town, its agents, officers, and employees with legal counsel reasonably acceptable to the Town. As used in this subsection – “Charges” means claims, judgments, costs, damages, losses, demands, liabilities, duties, obligations, fines, penalties, royalties, settlements, expenses, interest, reasonable attorney’s fees, and amounts for alleged violations of sedimentation pollution, erosion control, pollution, or other environmental laws, regulations, ordinances, rules, or orders. Nothing in this section shall affect any warranties in favor of the Town that are otherwise provided in or arise out of this contract. This section is in addition to and shall be construed separately from any other indemnification provisions that may be in this contract. This section shall remain in force despite termination of this contract (whether by expiration of the term or otherwise) and termination of the services of the Contract under this contract.

Sec. 12. Miscellaneous.

(a) Choice of Law and Forum. This contract shall be deemed made in Johnston County, North Carolina. This contract shall be governed by and construed in accordance with the laws of North Carolina. The exclusive forum and venue for all actions arising out of this contract shall be the appropriate division of the North Carolina General Court of Justice, in Johnston County. Such actions shall neither be commenced in nor removed to federal court. This section shall not apply to subsequent actions to enforce a judgment entered in actions heard pursuant to this section.

(b) Waiver. No action or failure to act by the Town shall constitute a waiver of any of its rights or remedies that arise out this contract, nor shall such action or failure to act constitute approval of or acquiescence in a breach thereunder, except as may be specifically agreed in writing.

(c) Performance of Government Functions: Nothing contained in this contract shall be deemed or construed so as to in any way stop, limit, or impair the Town from exercising or performing any regulatory, policing, legislative, governmental, or other powers or functions.

(d) Severability. If any provision of this contract shall be unenforceable, the remainder of this contract shall be enforceable to the extent permitted by law.

(e) Assignment, Successors and Assigns. Without the Town’s written consent, the Contractor shall not assign (which includes to delegate) any of its rights (including the right to payment) or duties that arise out this contract. Unless the Town otherwise agrees in writing, the Contractor and all assigns shall be subject to all of the Town’s defenses and shall be liable for all of the Contractor’s duties that arise out of this contract and all of the Town’s claims that arise out of this contract. Without granting the Contractor the right to assign, it is agreed that the duties of the Contractor that arise out of this contract shall be binding upon it and its heirs, personal representatives, successors, and assigns.

(f) Compliance with Law. In performing all of the Work or Services contained herein, the Contractor and Contractors Employees shall comply with all applicable laws and regulations of the State of North Carolina pertaining to such Work or Services including Occupational Safety & Health laws.

(g) Town Policy. THE TOWN OPPOSES DISCRIMINATION ON THE BASIS OF RACE AND SEX AND URGES ALL OF ITS CONTRACTORS TO PROVIDE A FAIR OPPORTUNITY FOR MINORITIES AND WOMEN TO PARTICIPATE IN THEIR WORK FORCE AND AS SUBCONTRACTORS AND VENDORS UNDER TOWN CONTRACTS.

(h) EEO Provisions. During the performance of this Contract the Contractor agrees as follows:

(1) The Contractor shall not discriminate against any employee or applicant for employment because of race, color, religion, sex, national origin, political affiliation or belief, age, or handicap. The Contractor shall

take affirmative action to insure that applicants are employed and that employees are treated equally during employment, without regard to race, color, religion, sex, national origin, political affiliation or belief, age, or handicap. The Contractor shall post in conspicuous places available to employees and applicants for employment, notices setting forth these EEO provisions. (2) The Contractor in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, national origin, political affiliation or belief, age, or handicap.

(i) No Third Party Right Created. This contract is intended for the benefit of the Town and the Contractor and not any other person.

(j) (j) Principles of Interpretation. In this contract, unless the context requires otherwise the singular includes the plural and the plural the singular. The pronouns "it" and "its" include the masculine and feminine. Reference to statutes or regulations include all statutory or regulatory provisions consolidating, amending, or replacing the statute or regulation. References to contracts and agreements shall be deemed to include all amendments to them. The word "person" includes natural persons, firms, companies associations, partnerships, trusts, corporations, governmental agencies and units, and any other legal entities.

(k) Modifications, Construction Change Directives (CCD), Entire Agreement. A modification, or construction change directive per the AIA standards, of this contract is not valid unless signed by both parties and otherwise in accordance with requirements of law. Further, a modification is not enforceable against the Town unless the Town Manager or other duly authorized official signs it for the Town. This contract contains the entire agreement between the parties pertaining to the subject matter of this contract. With respect to that subject matter, there are no promises, agreements, conditions, inducements, warranties, or understandings, written or oral, expressed or implied, between the parties, other than as set forth or referenced in this contract. Construction change directives to unit priced contracts will be paid at the unit price and non-unit priced contracts will be paid at the contractor's cost as defined by the AIA plus the reasonable allowance for overhead and profit which shall be agreed to between the contractor and the Town.

Sec. 13. E-Verity. As a condition of payment for services rendered under this contract, Contractor shall comply with the requirements of Article 2 of Chapter 64 of the North Carolina General Statutes when required by law. Further, if Contractor provides the services to the Town utilizing a subcontractor(s), Contractor shall require the subcontractor(s) to comply with the requirements of Article 2 of Chapter 64 of the North Carolina General Statutes as well. Contractor shall verify, by affidavit, compliance of the terms of this section by submitting the affidavit to Town upon execution of this contract.

Sec. 14. Attorney Fees. Should either party deem it necessary to retain an attorney or other counsel to defend and/or pursue the enforcement of this Contract, the prevailing party shall be entitled to recover reasonable attorney's fees and costs.

IN WITNESS WHEREOF, the Town and the Contractor have caused this contract to be executed under seal by their respective duly authorized agents or officers.

TOWN OF CLAYTON:

CONTRACTOR:

By: _____
Authorized Town Official

By: _____
Authorized Company Official

ATTEST BY:

ATTEST BY:

Town Clerk

Secretary

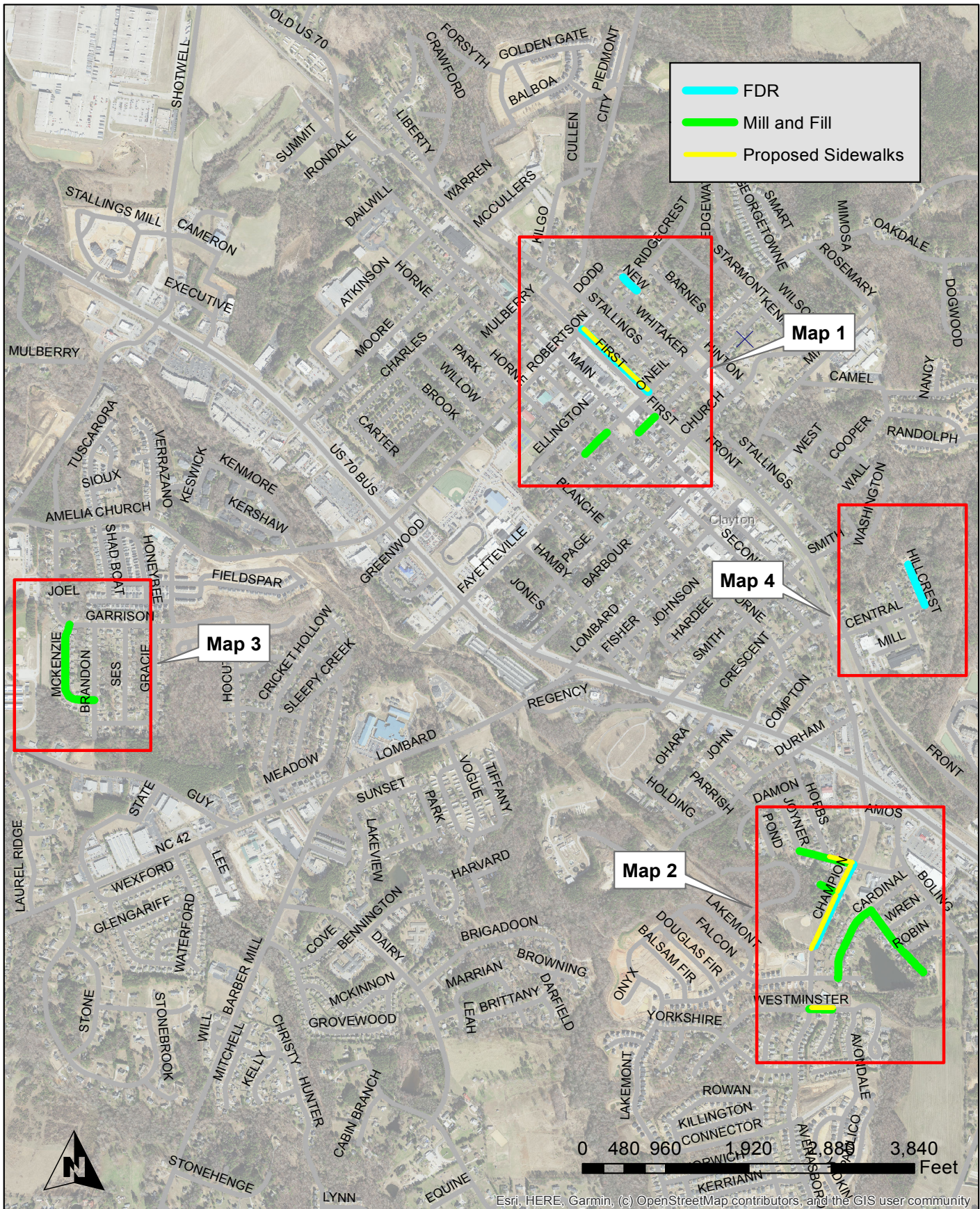
SEAL:

SEAL

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

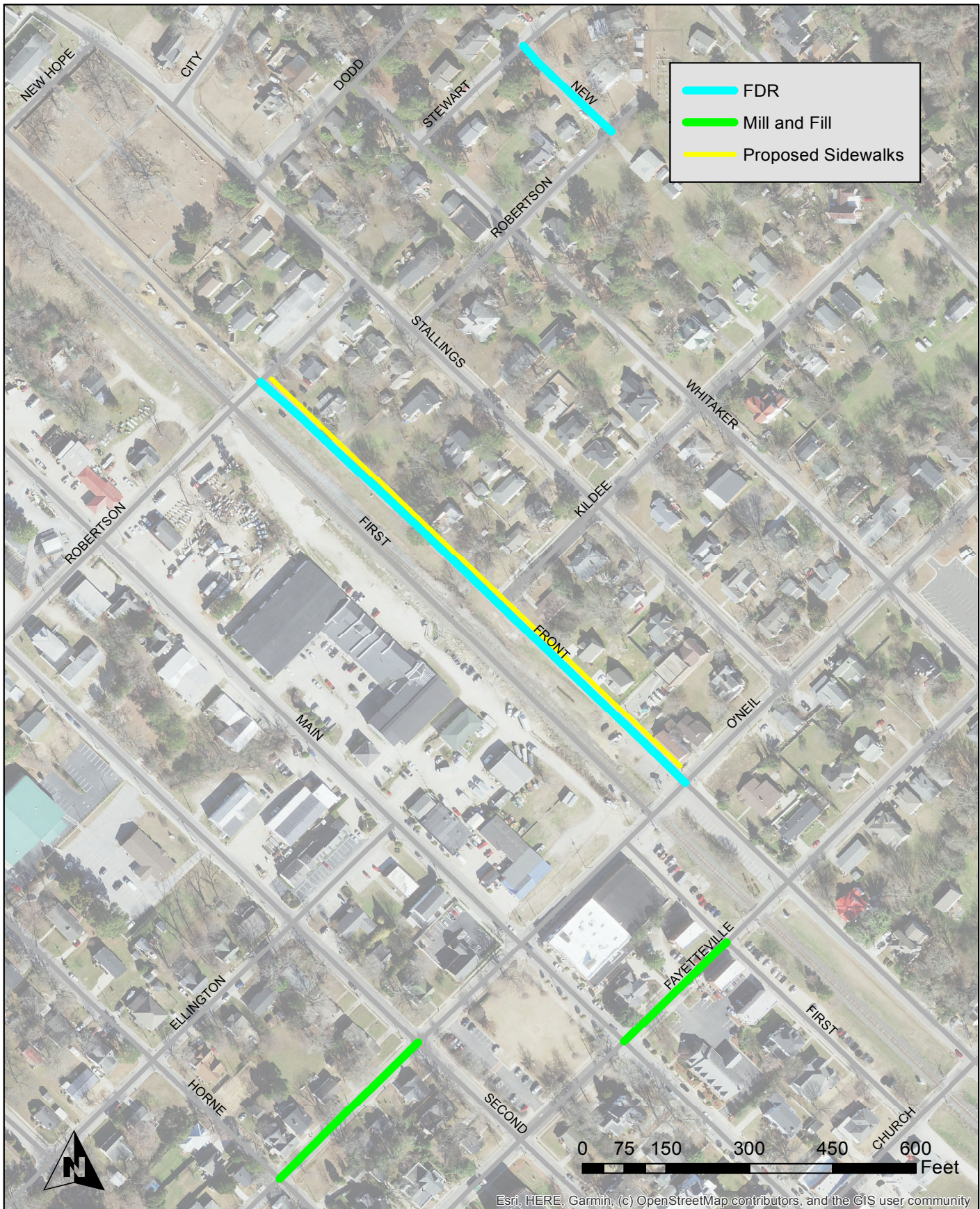
Town Finance Officer

Date



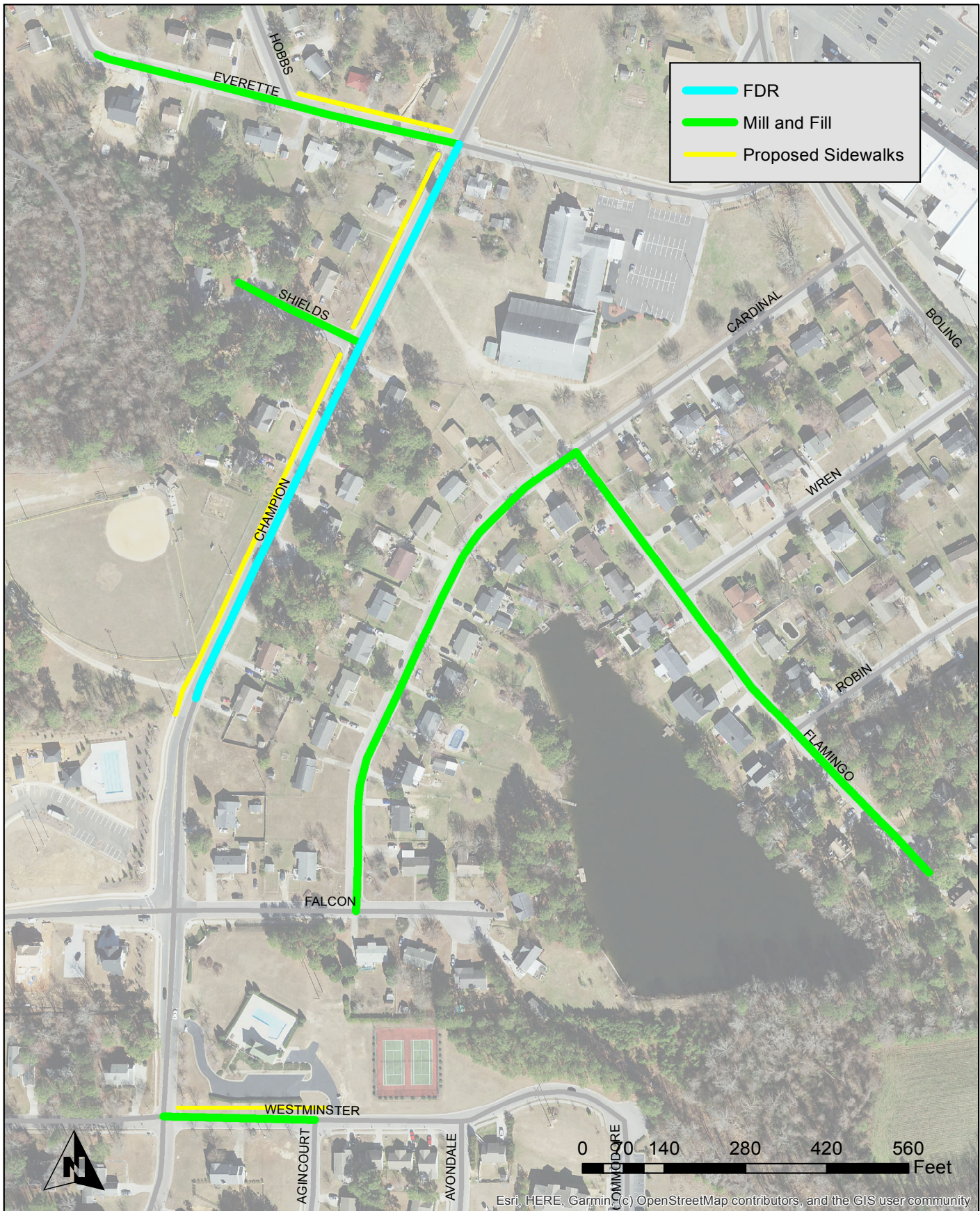
Town of Clayton **FY 20 Road Rehabilitation Project**

Map Series 4 of 4



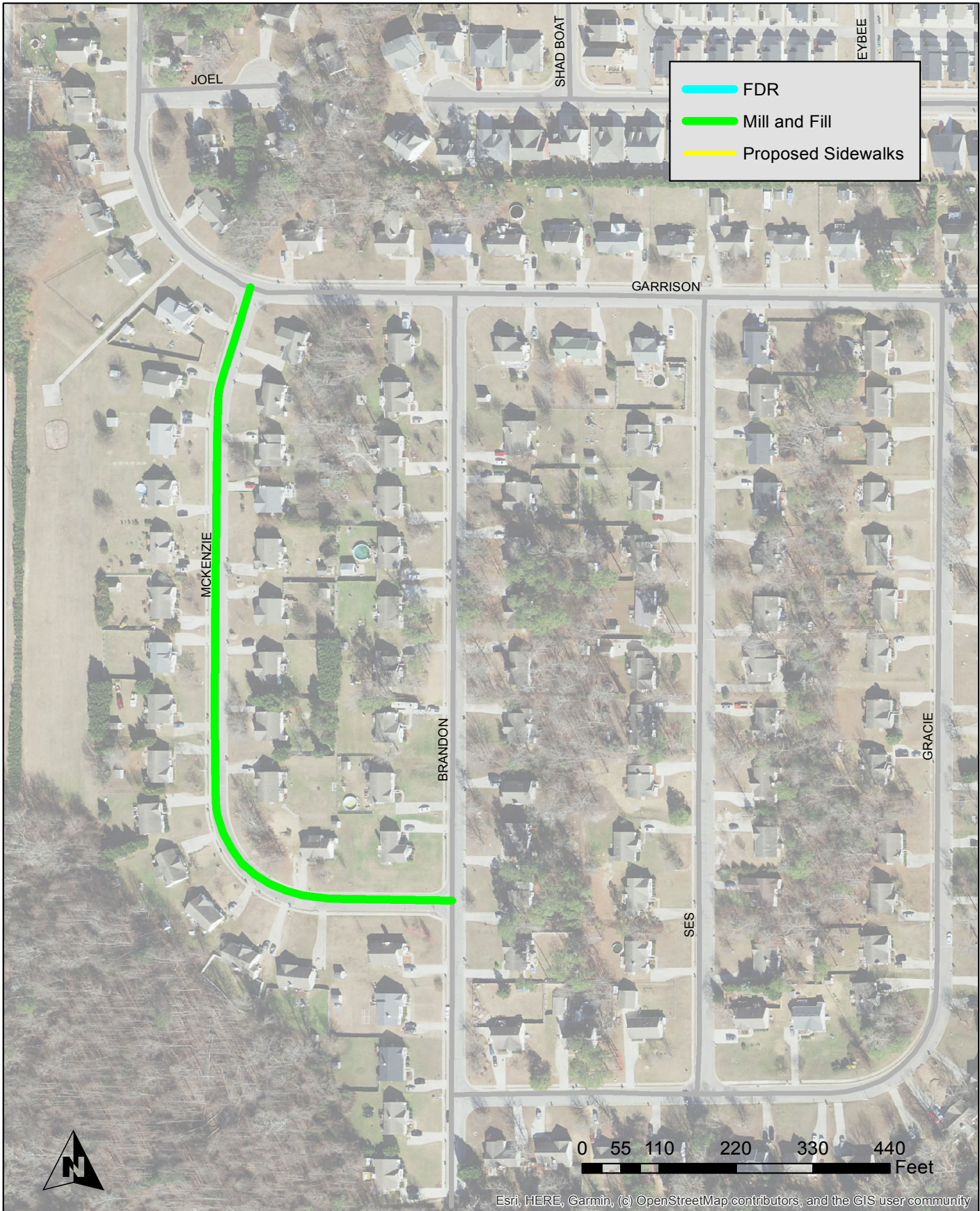
Town of Clayton **FY 20 Road Rehabilitation Project**

Map Series 1 of 4



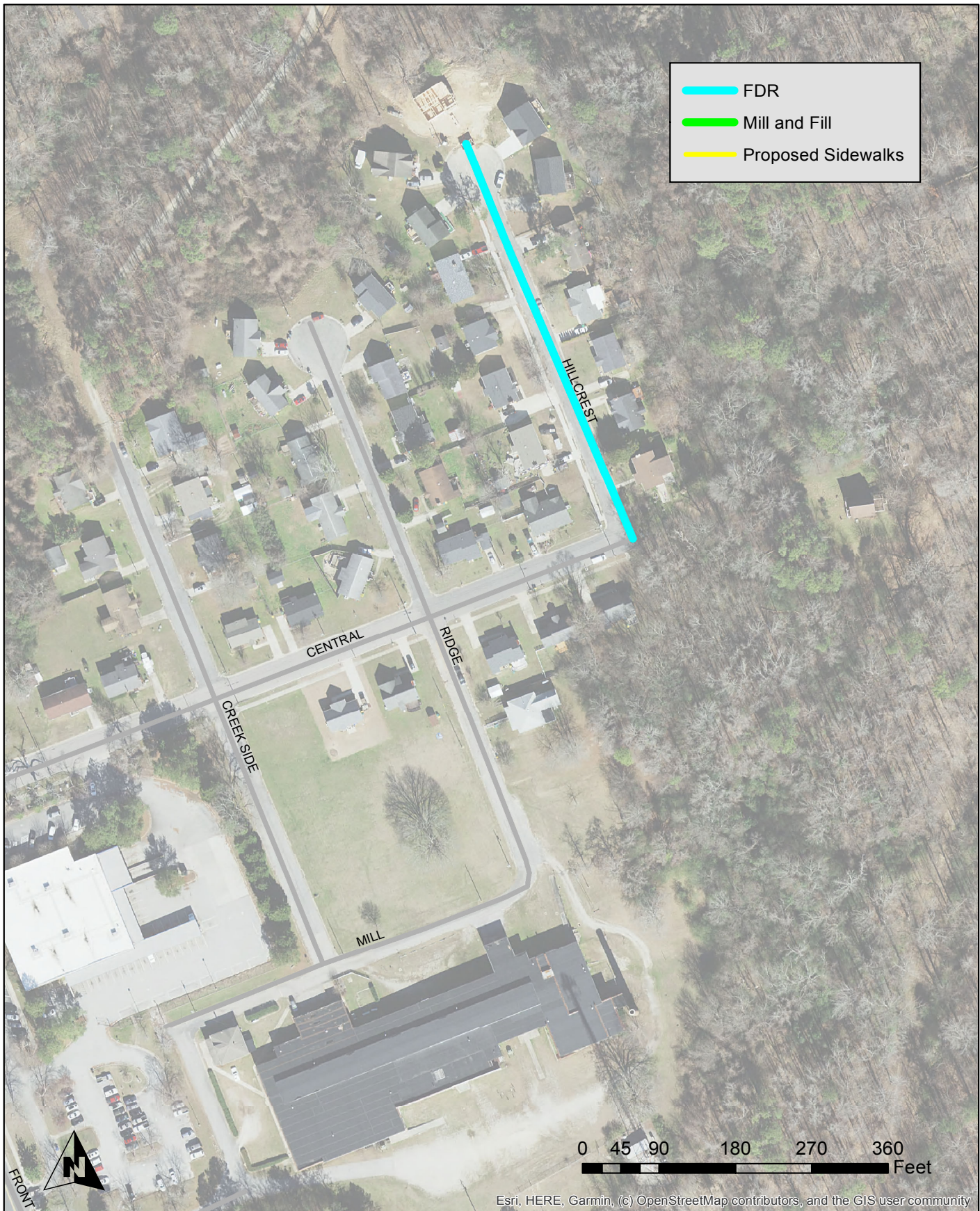
Town of Clayton FY 20 Road Rehabilitation Project

Map Series 2 of 4



Town of Clayton FY 20 Road Rehabilitation Project

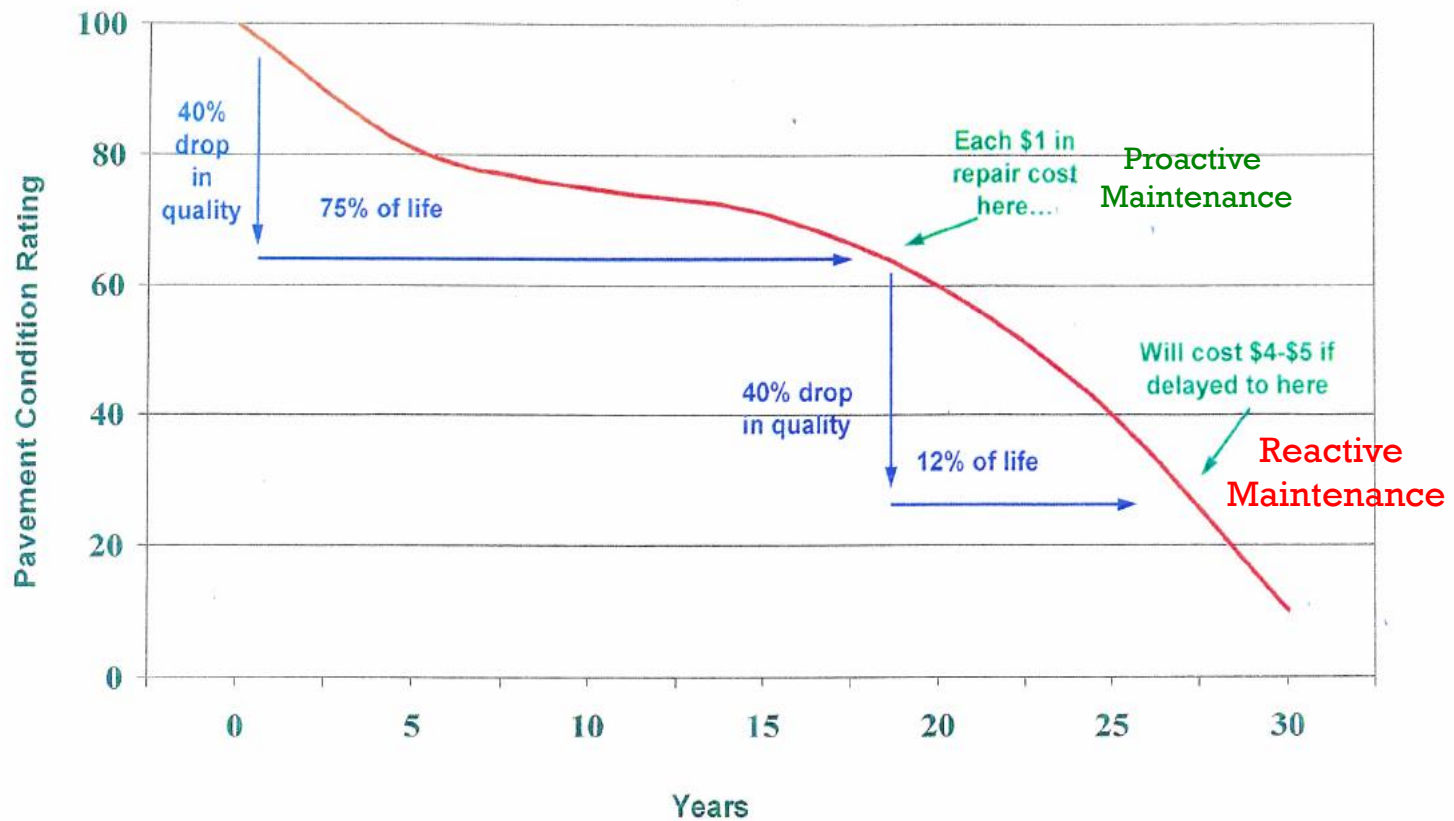
Map Series 3 of 4



Town of Clayton **FY 20 Road Rehabilitation Project**

Map Series 4 of 4

Typical Pavement Deterioration Curve





Town of Clayton
Public Works Department
653 NC Hwy, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-1530

Notice of Construction

DRAFT – For Illustration Purposes Only

FY2020 Road Rehabilitation Project

The Town of Clayton has contracted with Fred Smith Company to perform pavement, curb & gutter and sidewalk repairs on **Everette Street from Champion Street to Joyner Street**. In addition, a new sidewalk will be constructed on Everette Street within the Public ROW adjacent the back of curb from Champion Street to Hobbs Street in front of house addresses 315 Champion Street (side yard), 406 Everette Street and 936 Hobbs Street (side yard).

Fred Smith Company intends to **start work on Monday, April 6, 2020. The work is expected to be completed by Friday May 1, 2020.**

Access to resident driveways will remain open. However, some delays are anticipated during the workday. The contractor will make every effort to keep any delay minimal in duration.

Residents are requested not to park their vehicles on the streets starting from Monday, April 6, 2020 until Friday, May 1, 2020.

On trash pick-up days, residents are requested to keep their trash (Thursday) and recycle cans (Tuesday) by the curb and the Contractor will assist the trash and recycle trucks in picking up trash and recycle as they drive through the neighborhood.

FY2020 Road Rehabilitation Project		
DATE**		ACTIVITY
START	FINISH	
4/5/2020	4/9/2020	Replace broken concrete curb and gutter and sidewalks
4/12/2020	4/16/2020	Repave asphalt street
4/19/2020	4/23/2020	Install new concrete sidewalk
4/26/2020	5/1/2020	<i>Catch-up days if needed</i>

**Note: All date ranges above are approximate and may vary based on weather, sub-surface conditions, and other unforeseen circumstances. Inclement weather could delay the contractors schedule; however, they plan to re-start work as soon as possible.

If you have any questions please contact:

- Rusty Clawson – Streets Supervisor rclawson@townofclaytonnc.org (919) 333-2706
- Blake Mills – Assistant Director of Public Services bmills@townofclaytonnc.org (919) 553-1530
- Steve Blasko – Operations Manager sblasko@townofclaytonnc.org (919) 553-1530
- Stacy Beard – Public Information Officer sbeard@townofclaytonnc.org (919) 359-9358

In the event the above staff are not available, please contact Public Work's main line at (919) 553-1530 and reference the **FY20 Road Rehabilitation Project**.



Town of Clayton
Public Works Department
653 NC Hwy, Clayton, NC 27520
P.O. Box 879, Clayton, NC 27528
Phone: 919-553-1530

Notice of New Sidewalk Construction

DRAFT – For Illustration Purposes Only

New Sidewalk Construction Project

The Town of Clayton is interested in installing a new concrete sidewalk on your street to improve pedestrian connectivity and safety. At No Cost to You, the Town would like to construct a 5 foot wide concrete sidewalk on Everett Street from Champion Street to Hobbs Street. The sidewalk will be paid for and maintained by the Town of Clayton. The sidewalk will NOT be constructed on your property, it is proposed to be constructed within the Public ROW adjacent the back of curb in front of house addresses 315 Champion Street (side yard), 406 Everett Street and 936 Hobbs Street (side yard).

We are planning to do the work between April and June of 2020. The concrete takes 3 days to cure after construction and therefore when the sidewalk is poured across your driveway you will have to avoid driving over the newly poured concrete driveway for 3 days. During this 3 days you will have to park the car on the street. The contractor and town will work with you on the schedule of the sidewalk and driveway so you will have ample notice.

Please call Blake Mills, Assistant Director of Public Services at 919-553-1530 to arrange a meeting so we can discuss the proposed sidewalk project with you.

**TOWN OF CLAYTON
RESOLUTION OF AWARD OF BID
FOR THE
2020 ROAD REHABILITATION PROJECT**

WHEREAS, the Town of Clayton requested by invitation for bids to be received for the 2020 Road Rehabilitation Project to be opened February 6, 2020; and

WHEREAS, the bids were publicly opened on the stated date; and

WHEREAS, the low bidder is Fred Smith Company for the bid amount of \$1,316,321.03; and

WHEREAS, the Town of Clayton intends to construct the project in accordance with the plans and specifications.

NOW THEREFORE BE IT RESOLVED, BY THE CLAYTON TOWN COUNCIL THAT the Town of Clayton awards the 2020 Road Rehabilitation Project contract Fred Smith Company in the amount of \$1,316,321.03.

Duly adopted this the 17th day of February, 2020 while in regular session.

Jody L. McLeod
Mayor

ATTEST:

Kimberly A. Moffett, CMC, NCCMC
Town Clerk



Town Council Agenda Cover Sheet

Meeting Date

February 17, 2020

Agenda Location

New Business

Item Title

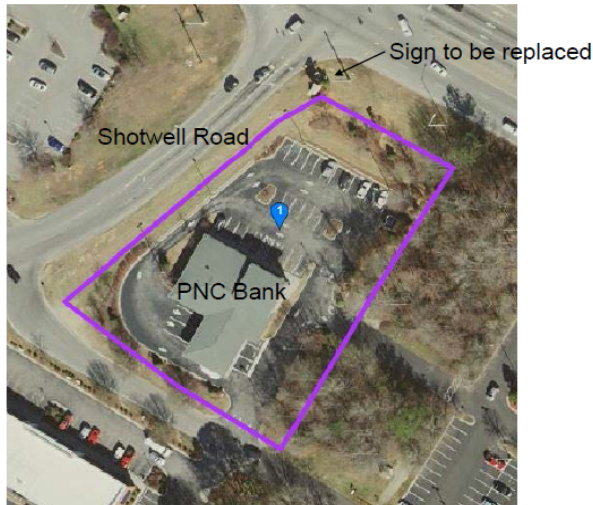
2020-14-SNA – Clayton Corners Alternative Sign Plan

Presenter

Planning Department – Samantha Wullenwaber, Planning Director

Summary/Description

Replace and update pylon sign due to the NCDOT roadway expansion.



Requested Action

Approval/Denial

Funding Source (If Applicable):

N/A

Cost: N/A Yes ☐ No ☒

Additional Documents to be Included in Agenda Packet

Application
Staff Report
Site Plan
Sign Renderings

Meeting Timeline

February 17, 2020



TOWN OF CLAYTON
Planning Department
111 E. Second St., P.O. Box 879
Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

PERMANENT SIGN PERMIT APPLICATION

Application Fee: \$50.00 + \$5 per each additional sign

SIGN INFORMATION

Number of Signs proposed: 1 (please check all proposed sign types below)

- | | | |
|---|---|--|
| ☐ Wall/Fascia | ☐ Projecting/Hanging | ☐ Drive-Thru/Menu |
| ☐ Awning/Marquee/Canopy | ☒ Freestanding/Monument | ☐ Post/Arm |
| ☐ Changeable Copy, manual | ☐ Changeable Copy, electric | ☐ Billboard |
| ☐ Development Identification, residential ☐ Development Identification, non-residential | | |

SITE INFORMATION

Business Name: Clayton Corners
Site Address: 11711, 11649, 11629 US HWY 70 BUS, Clayton, NC
Parcel ID Number: 05G02005G Parcel TAG Number: 05G02005G
Property Owner: DDRM Clayton Corners LLC
Is the business in a multi-tenant building or shopping center, or on a multi-building parcel? ☐ No ☒ Yes
Overlay District (if applicable): ☐ Downtown ☒ Thoroughfare

APPLICANT INFORMATION

Applicant Name: Elite Custom Signs, Inc
Contact Person: Tom Cohorst
Mailing Address: 5605 Chapel Hill Road, Suite 101, Raleigh, NC 27607
Phone Number: 919-917-7127 Fax: 919-917-7694
Email Address: tom@elitecustomsigns.com

OFFICE USE ONLY

Date Received: 1/27/2020 Amount Paid: \$50 Permit Number: 202034

TOTAL ALLOWABLE AND EXISTING SIGN FACE AREA

To determine the total allowable sign face area for the site, please use the calculation below. If the site has frontage on more than one street, use the longest street frontage. For multi-tenant buildings, or sites without direct street frontage, use building frontage on the primary façade for the measurement.

Total Allowable Sign Face Area

Longest street frontage of the parcel, or building frontage	X 1.25	=	Total allowable sign face area for the site
828			1035
Linear Feet			Square Feet

Existing and Allowed Sign Face Area

Total allowable sign face area for the site	-	Total existing sign face area	=	Current available sign face area for the site
1035	(Minus)	56		979
Square Feet		Square Feet		Square Feet

APPLICANT AFFIDAVIT

I/We, the undersigned, do hereby make application and petition to the Planning Department of the Town of Clayton to approve the subject Sign Permit. I hereby certify that I have full legal right to request such action and that the statements or information made in any paper or plans submitted herewith are true and correct to the best of my knowledge. I understand this application, related material and all attachments become official records of the Planning Department of the Town of Clayton, North Carolina, and will not be returned.

Thomas H Cohorst

Print Name

Thomas H Cohorst

Signature of Applicant

Digitally signed by Thomas H Cohorst
Date: 2020.01.23 15:40:15
-05'00'

1/23/2020

Date

Please fill out the corresponding sign dimension template on the following pages.

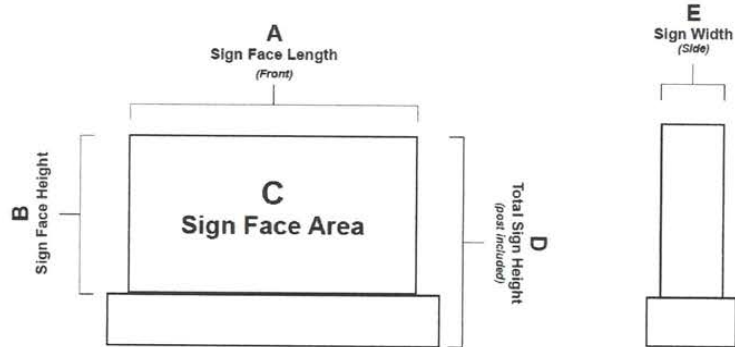
Dimensions Template

USE FOR WALL SIGN

A = _____ inches/feet Longest Street Frontage	X	B = _____ inches/feet Building Height	=	C = _____ square feet Total Wall Area
C = _____ square feet Total Wall Area	X	.25	=	D = _____ square feet Total Allowed Sign Square Footage
E = _____ inches/feet Sign Height	X	F = _____ inches/feet Sign Length	=	G = _____ square feet Total Proposed Sign Face Area

Dimensions Template

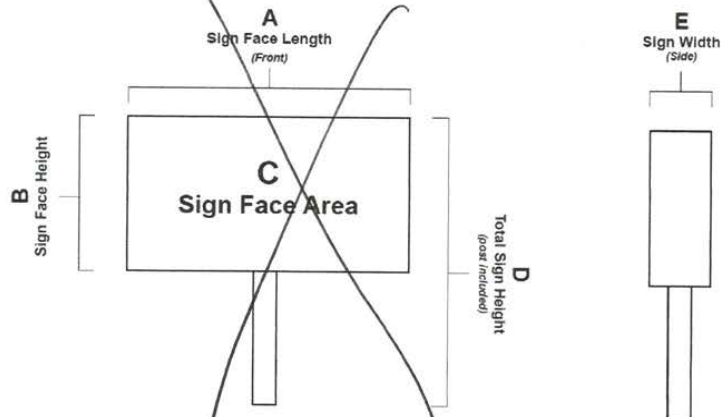
USE FOR GROUND OR MONUMENT SIGN



$$\begin{array}{lcl}
 A = \underline{72''} \text{ inches/feet} & \times & B = \underline{14.5''} \text{ inches/feet} \\
 \text{Sign Face Length (Front)} & & \text{Sign Face Height} \\
 & & = \\
 D = \underline{131''} \text{ inches/feet} & & E = \underline{21'} \text{ inches/feet} \\
 \text{Total Sign Height} & & \text{Sign Width (Side)} \\
 & & C = \underline{54.5} \text{ square feet} \\
 & & \text{Sign Face Area}
 \end{array}$$

Dimensions Template

USE FOR FREESTANDING SIGN



$$\begin{array}{lcl}
 A = \underline{\hspace{1cm}} \text{ inches/feet} & \times & B = \underline{\hspace{1cm}} \text{ inches/feet} \\
 \text{Sign Face Length (Front)} & & \text{Sign Face Height} \\
 & & = \\
 D = \underline{\hspace{1cm}} \text{ inches/feet} & & E = \underline{\hspace{1cm}} \text{ inches/feet} \\
 \text{Total Sign Height} & & \text{Sign Width (Side)} \\
 & & C = \underline{\hspace{1cm}} \text{ square feet} \\
 & & \text{Sign Face Area}
 \end{array}$$



TOWN OF CLAYTON
Planning Department
111 E. Second St., P.O. Box 879
Clayton, NC 27528
Phone: 919-553-5002
Fax: 919-553-1720

OWNER'S CONSENT FORM

Consent is required from the property owner(s) if an agent will act on their behalf. A separate form is required from each owner. Consent is valid for one year from date of notary, unless otherwise specified. All fields must be completed.

Project Name: Clayton Corners/DDRM Clayton Corners LLC **Address or PIN #:** 05G02005G

AGENT/APPLICANT INFORMATION:

Elite Custom Signs, Inc. 5605 Chapel Hill Road, Suite 104
(Name - type, print clearly) (Address)
Raleigh, NC 27607
(City, State, Zip)

I hereby give **CONSENT** to the above referenced agent/applicant to act on my behalf, to submit applications and all required materials and documents, and to attend and represent me at all meetings and public hearings pertaining to the following processes (*list applicable requests*):

Alternative Sign Plan Application - Clayton Corners
Sign Permit Application - Clayton Corners

Furthermore, I hereby give consent to the party designated above to agree to all terms and conditions which may arise as part of the approval of this application.

I hereby certify that I have authority to execute this consent form as/on behalf of the property owner. I understand that any false, inaccurate or incomplete information provided by me or my agent will result in the denial, revocation or administrative withdrawal of this application, request, approval or permits. I further agree to all terms and conditions which may be imposed as part of the approval of this application.

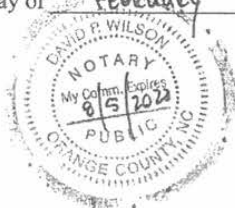
OWNER AUTHORIZATION:

Rich Porter 2451 Crossdale Farm Pkwy Suite 104
(Name - type, print clearly) (Address)
Durham NC 27705
(Owner's Signature) (City, State, Zip)

STATE OF North Carolina
COUNTY OF Orange

Sworn and subscribed before me David P. Wilson, a Notary Public for the above State and County, this the 5th day of February, 20 20.

SEAL



July 2018

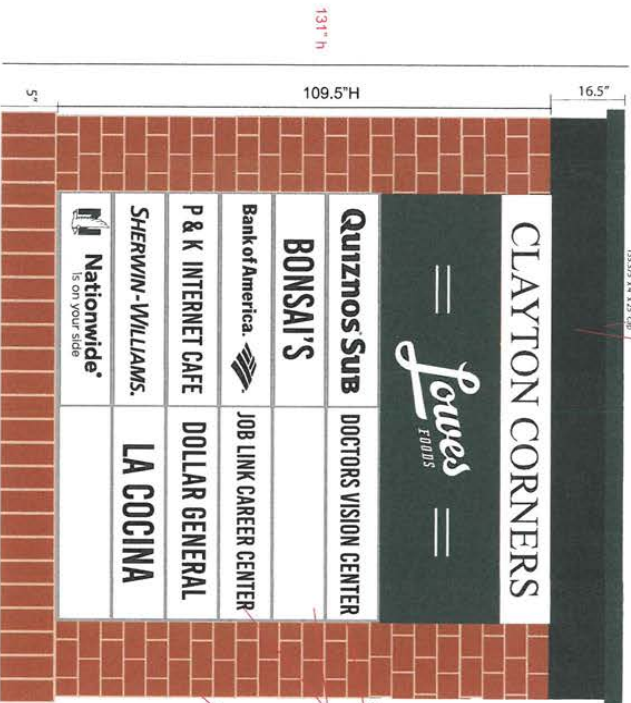
[Signature]
Notary Public

My Commission
Expires:

8/5/2023

135.375" W

Aluminum Cap 11.375" height x 13.5" height x 27" deep
135.375" x 4" x 27" Cap



PLEASE READ PROOF CAREFULLY. ONCE APPROVED, ELITE CUSTOM SIGNS WILL NOT BE FINANCIALLY RESPONSIBLE FOR MISSPELLINGS OR INCORRECT LAYOUTS.

- ☐ I have verified my artwork and it is correct.
- ☐ I have verified my colors and they are correct.
- ☐ I have verified my text and spelling and they are correct.
- ☐ I have verified the layout and sign location (if applicable) and they are correct.
- ☐ I have verified my final price and it is correct.
- ☐ I have read and agree to all disclaimers.
- ☐ **APPROVED, NO CHANGES REQUIRED**

Signature:

Date:

Landlord Signature:

Date:

Richard P. Potts
Date: 1-16-2020

Client:

Clayton Corner

Date: 9/18/19

Job: Monument Sign

Notes:

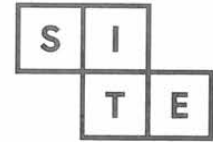
Illuminated Monument Sign
Red Brick
Forest green Cap and Vinyl

Proof #: 1



5605 Chapel Hill Road
Raleigh, NC 27607
Ph. 919-917-7127
www.elitecustomsigns.com

These drawings are the exclusive property of Elite Custom Signs and they are the result of the original work of its employees. They are submitted for the sole purpose of your consideration to purchase from Elite Custom Signs, a sign that is manufactured according to these drawings. Distribution or exhibition of these drawings to construct a sign similar to the one embodied herein is expressly forbidden.



To whom it may concern,

I am writing to you regarding the pylon sign at Clayton Corners Shopping Center which was torn down due to right of way and road expansion by NCDOT (DOT correspondence attached). We are proposing to replace the pylon with a new updated sign in a new location compliant with the DOT setback.

Since February 2019, we have heard from many tenants about how the removal has affected their business and patron's ability to easily locate the center. We have been working with Tom Cohorst with Elite Custom Signs and believe the new signage meets all the below criteria from the Town of Clayton. We appreciate your consideration and welcome any comments and recommendations. Let us know if there is anything else that you may need, thanks.

(3) *Approval Criteria.* To qualify for consideration, an Alternative Sign Plan shall demonstrate compliance with the following review criteria:

(a) Components of the Alternative Sign Plan shall be consistent with the Town of Clayton General Design Guidelines.

The proposed monument sign has been designed to meet Town of Clayton General Design Guidelines and will meet code and construction standards.

(b) The proposed sign design, size, color, illumination, and placement are compatible in style and character with any building to which the sign is to be attached, any surrounding structures, any adjoining signage on the site, and/or the district character or architectural character of the area in which it is located.

The sign design materials and lighting will match the current monument sign in the entrance median as shown on the site map. A rendering of the proposed monument sign is included along with a photo of the existing monument sign.

(c) Innovative use of materials and design techniques in response to unique characteristics of the specific site, if applicable.

The brick proposed for the new sign will match the existing monument sign and the buildings on site for consistency in materials, style and appearance. LED interior lights will be used for illumination for energy efficiency and provide long term lighting without need for replacement. The tenant panels will have contour cut vinyl faces mounted on UV resistant acrylic panels for long term lasting appearance.

(d) Sign design, scale, and placement.

A scaled proof is included with the application showing design materials, colors, and is scaled in proportion to size. The sign placement will meet standard of sign location 5' behind property line.

(e) Integrates architectural features in a manner compatible with the surroundings and district in which the development is located.

The brick and sign colors match the current site monument sign. Colors of the sign match Lowes Food the primary tenant of the development.

(f) Consistent with approved neighborhood plans, studies, or area plans.

The existing monument sign on this site was installed in 2019 and was approved by Town of Clayton permitting.

(g) The Alternative Sign Plan improves the safety and welfare of the general public by minimizing distractions, hazards, and obstructions from sign design or placement.



SITE CENTERS

3300 Enterprise Pkwy., Beachwood, OH 44122 • 877-225-5337 • SiteCenters.com

The sign location is behind the property line and not located in an area that will obstruct view and line of site of motorist.

Sincerely,

Rick Porter

Site Centers

919-367-8158

rporter@sitecenters.com

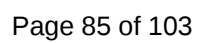


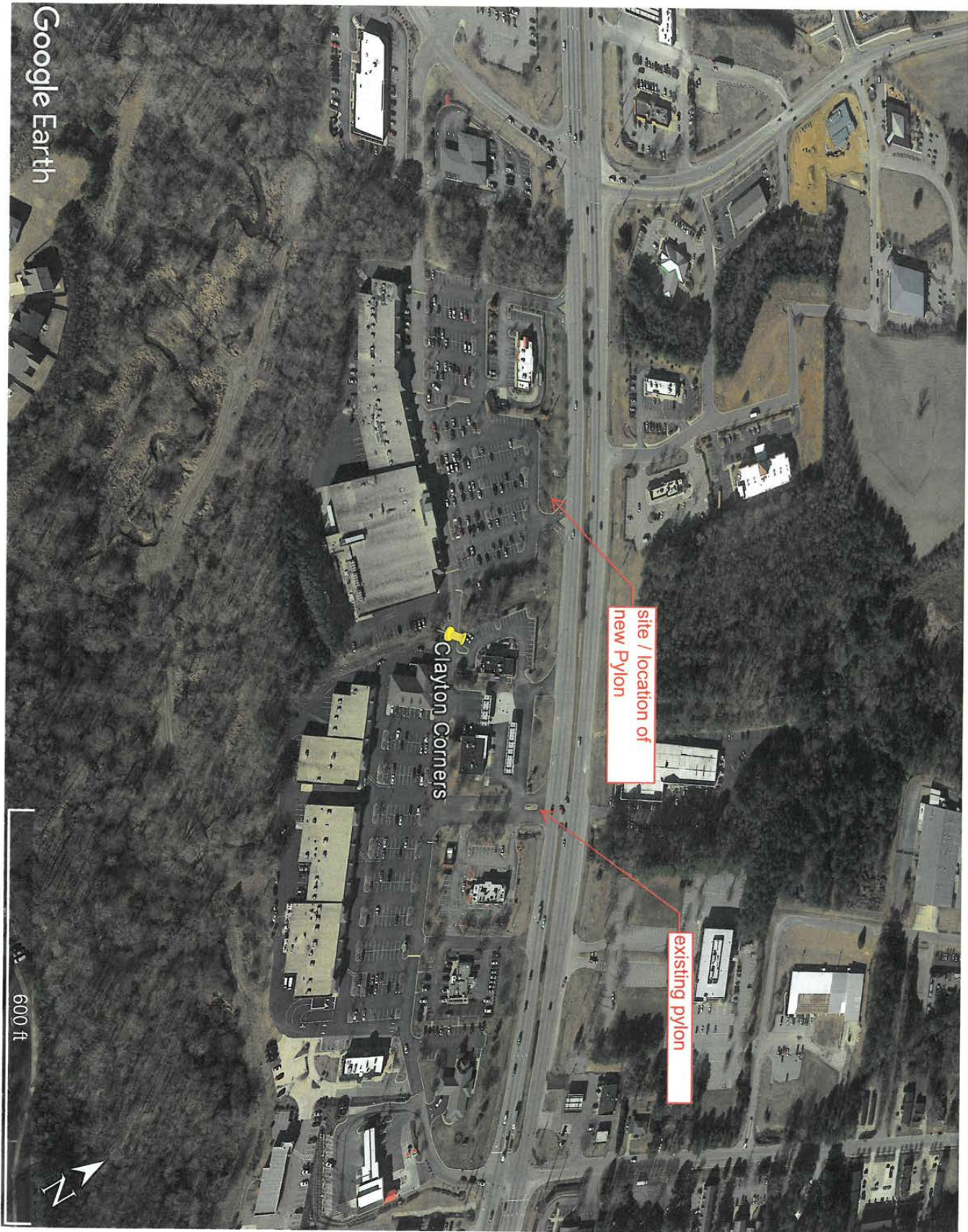
SITE CENTERS

3300 Enterprise Pkwy., Beachwood, OH 44122 • 877-225-5337 • SiteCenters.com



Figure 1 Existing Entrance Monument Sign. New Sign to Mirror Design of this Sign

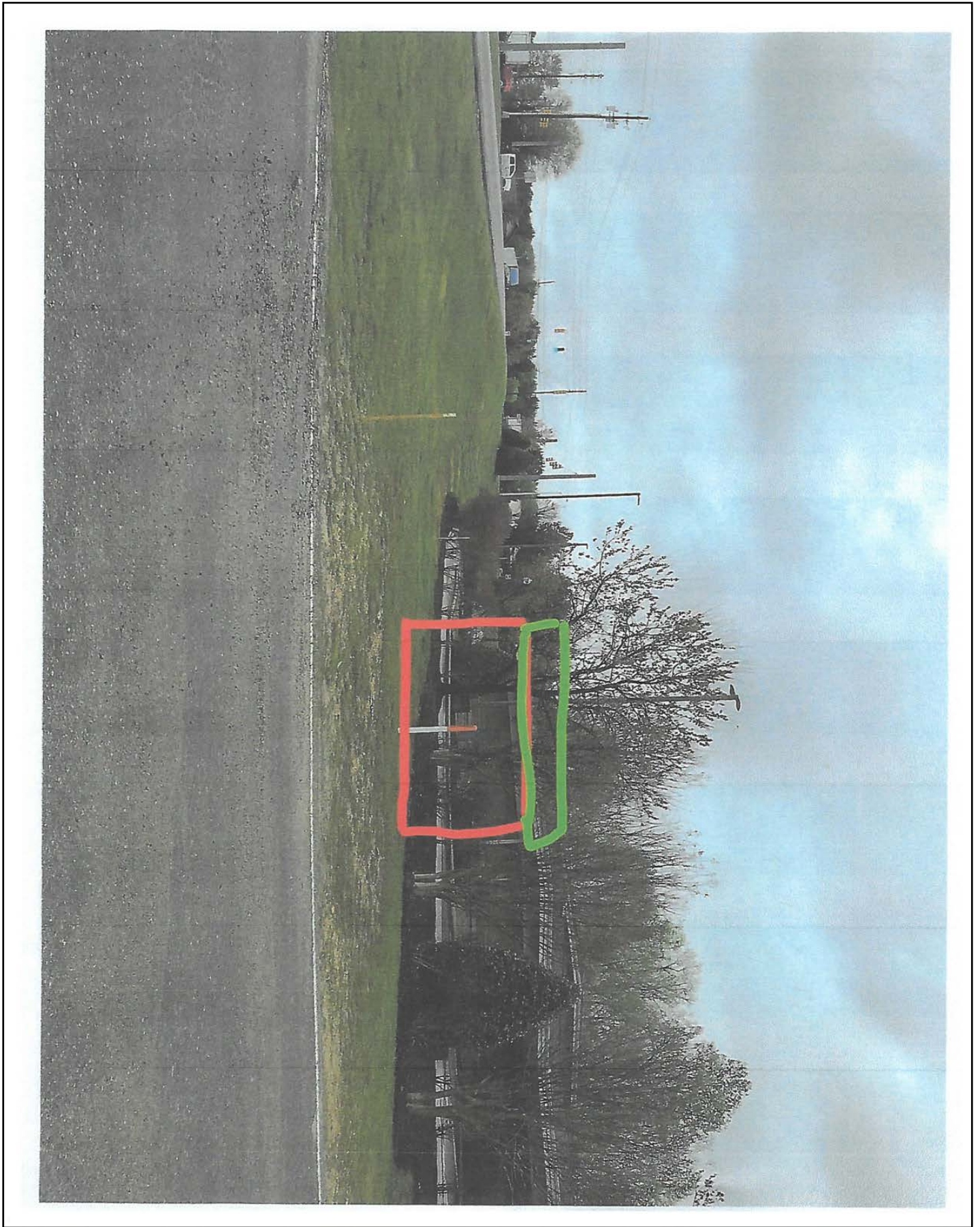




Google Earth

600 ft







Lowes Foods Parking Lot

New Sign(Location Approximate)

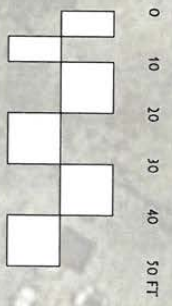
3-Color Guard Yucca

14-Big Blue Lilyturf

7-Lemon Lime Nandina

1-Midnight Magic Grape Myrtle

US Hwy 70 Business West



Sheet No. 1 1" = 20'	Clayton Corners 11699 U.S. 70 Business West Clayton, NC 27520	Sign Planting	<table border="1"> <tr> <td>Designed By</td> <td>H. Moody</td> <td>Date</td> <td>2/9/2020</td> <td>Project</td> <td></td> </tr> <tr> <td>Drawn By</td> <td></td> <td>Date</td> <td>00/00/00</td> <td>Project</td> <td></td> </tr> <tr> <td>Checked By</td> <td></td> <td>Date</td> <td>00/00/00</td> <td>Project</td> <td></td> </tr> <tr> <td>Reviewed By</td> <td></td> <td>Date</td> <td>00/00/00</td> <td>Project</td> <td></td> </tr> <tr> <td>Approved By</td> <td></td> <td>Date</td> <td>00/00/00</td> <td>Project</td> <td></td> </tr> <tr> <td>Notes Manager</td> <td></td> <td>Date</td> <td>00/00/00</td> <td>Project</td> <td></td> </tr> </table>	Designed By	H. Moody	Date	2/9/2020	Project		Drawn By		Date	00/00/00	Project		Checked By		Date	00/00/00	Project		Reviewed By		Date	00/00/00	Project		Approved By		Date	00/00/00	Project		Notes Manager		Date	00/00/00	Project			
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**BLAND
LANDSCAPING CO. INC.**

Enhancement Proposal

TO: Site Centers
ATTN: Richard Porter
FROM: Todd Pippin
RE: Landscape Enhancement at Clayton
Corners - New Sign Landscaping
DATE: February 6, 2020

Bland Landscaping proposes to supply all
labor, materials, and supervision to implement
the following Landscape Enhancement at
Clayton Corners.
WO# 54468

SCOPE OF WORK

Shrub/Groundcover Plantings:

- Create a planting bed around the new sign by removing any existing turf/vegetation in the area shown on the plan.
- Prepare the areas for new plantings by incorporating amendments specific the for selected plants.
- Install the following plants at the specified sizes:

Qty	Botanical Name	Common Name	Scheduled Size
14	Liriope muscari 'Big Blue'	Big Blue Lilyturf	1 gallon
1	Lagerstroemia indica 'Midnight Magic'	Midnight Magic Crape Myrtle	7 gallon
7	Nandina domestica 'Lemon Lime'	Lemon Lime Nandina	3 gallon
3	Yucca filamentosa 'Golden Sword'	Color Guard Yucca	3 gallon

- Install pine straw mulch around all new plantings.

TOTAL COST: \$

Initial if Accepted _____

***IMPORTANT NOTES:**

1. We have not included any permits or fees.
2. Additional hand watering may be required if sufficient rain is not received. Hand watering will be billed at a rate of \$75/hour.

Accepted:

By: _____

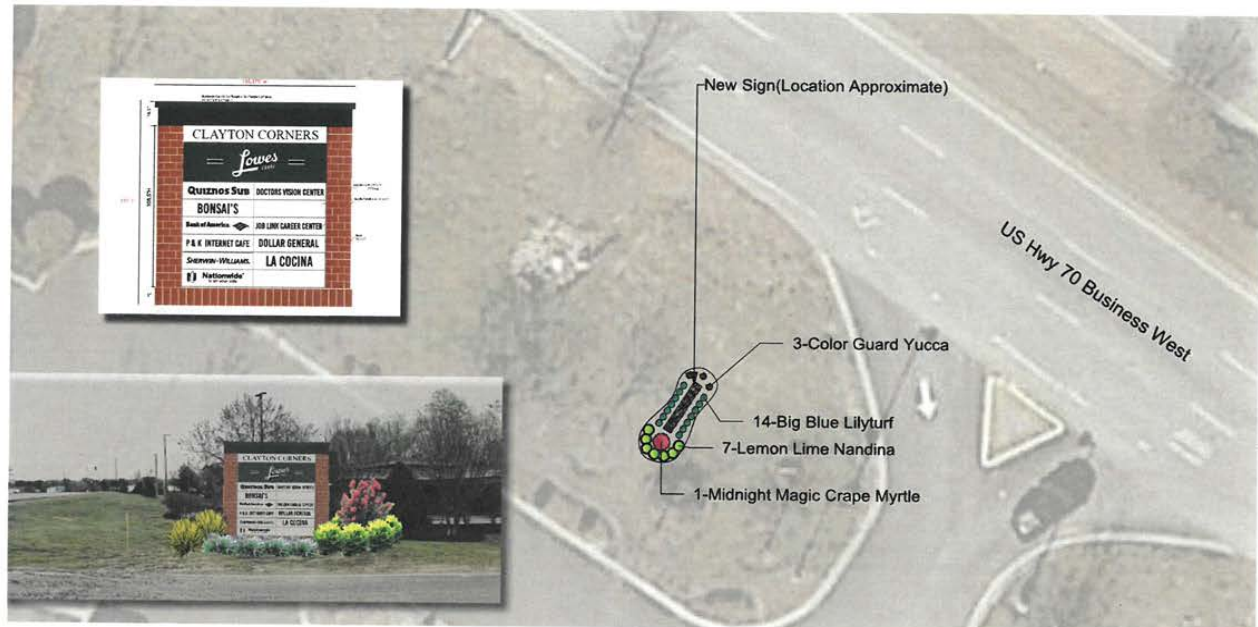
Date: _____

Todd Pippin, Account Manager (HM)
Commercial Grounds Management

Page 1 of 4

PO BOX 727 | APEX, NC 27502 | www.blandlandscaping.com | PHONE: 919-387-0010 | FAX: 919-387-0690

BLAND LANDSCAPING CO. INC.



Liriope Big
Blue



Midnight
Magic Crape
Myrtle



Lemon Lime
Nandina



Color Guard
Yucca

BLAND LANDSCAPING CO. INC.

Bland Landscaping Company, Inc.

NC General Contractor License #72110

NC Landscape Contractors License #0398

NC Irrigation Contractors License #295

QUALIFICATIONS

1. Existing utilities: Owner will locate all lines (including property lines) and utilities not covered by Carolina One-Call (1-800-632-4949). Carolina One-Call should locate the electric, gas, telephone and TV cable from the street to the building. Location of all other lines will be the responsibility of the owner. Bland Landscaping will not be held responsible for lines and utilities that are improperly located.
2. Concealed contingencies: This proposal is subject to extra charge for concealed contingencies such as rock debris, buried paving stone, severe hardpan, poor drainage situations, etc. not readily apparent in estimating the material and work specified.
3. If plant material specified is not readily available, we will select a comparable substitute.
4. All trees and shrubs to be fertilized with Agriform tablets as per manufacturer's instructions. Groundcover beds to be amended with organic matter and 10-10-10 granular fertilizer.
5. In the absence of a soil test at this time, our sod price includes amending the soil with 50 lbs./1000 square feet lime and 20 lbs./1000 square feet 10-20-20 fertilizer.
6. All Quantities in this proposal for work are allowances. Final billing will reflect actual installed/performed work. Substantial changes will be confirmed by written change order. Define Substantial Changes as any cost that exceeds estimate by more than 10%.
7. Schedule: Owner agrees that Bland will not be held responsible for any delays caused by weather, acts of God, delays in shipment of materials or any other cause beyond Bland's control
8. The proposal is based upon immediate acceptance and prices are subject to change 30 days after proposal date.
9. Bland Landscaping will assume all maintenance responsibility until completion and final acceptance. We request a final walk through within 10 days of completion.
10. Our Work has a one year Warranty. See attached Warranty agreement.
11. All plans remain the property of Bland Landscaping Co. Inc for their sole use until completion of

Page 3 of 4

PO BOX 727 | APEX, NC 27502 | www.blandlandscaping.com | PHONE: 919-387-0010 | FAX: 919-387-0690

BLAND LANDSCAPING CO. INC.

PLANTING WARRANTY

One Year Warranty - Bland Landscaping Company (Bland) warrants that all plants are as specified, healthy and true to name. On current accounts, Bland will replace, once without charge, any tree, shrub, or vine that dies within 12 months of the date of installation. Replacements are limited to plants installed by Bland. All claims for loss must be reported within the warranty period. This warranty will be in effect subject to the following conditions:

1. Sod will carry a 90-day warranty in properly irrigated areas, provided areas grassed are neither eroded, washed away, nor damaged by others. Newly seeded areas are guaranteed to germinate at a rate of 75% or better within 45 days, provided that watering requirements are met and areas seeded are neither eroded, washed away, nor damaged by others.

Though we can provide treatment for turf diseases, Bland is not responsible for the effect of disease problems (brown patch, etc.).

2. Perennials and groundcovers carry a 90-day guarantee. Annuals are not guaranteed.

3. Bland is not responsible for losses due to acts of God (high wind, hurricane, abnormal cold weather, etc.), neglect, domesticated or non-domesticated animal damage, insects, vandalism or malicious damage, on-site construction damage caused by others, or any other cause beyond Bland's control.

4. Bland will take every precaution and will use proper horticultural techniques to move transplanted materials; however, transplanted material carries no warranty.

5. Approved losses will be replaced at the appropriate time of year, at the original contracted size. Replacements will generally be installed from September through December or April through May because of milder weather during that time.

6. Delinquent payments void the warranty.

TERMS

1. Payment is due within 30 days of invoicing date. Invoicing will occur upon completion of project.
2. If the work should exceed this estimate you will be notified in advance prior to commencement of additional work.
3. Bland Landscaping Co. shall provide liability insurance coverage to insure against any and all damages arising out of Bland Landscaping Co.'s work, performance, services, installation, and/or actions on the First Flight Project. Similarly, Bland Landscaping Co. shall provide Worker's Compensation coverage for all of its employee working on the First Flight project. Proof of Liability coverage and Worker's Compensation coverage shall be provided to First Flight no later than 14 days prior to work commencing on the project.
4. Work will be scheduled in the earliest and most efficient manner possible given our existing schedule at the time of acceptance of this proposal.
5. Past due accounts will be charged 18% interest until paid in full.
6. Pricing good for 90 days.
7. Bland Landscaping Co. agrees to indemnify and hold harmless at its own expense First Flight and its officers, directors, shareholders, managers, members, agents, and employees from and against all claims, legal or otherwise; losses; liabilities; and expenses, including reasonable attorney and expert witness fees, arising from any breach of this Contract or any claim, legal or otherwise, that any act or omission, intentional or negligent, of Bland Landscaping Co. caused personal injury, death, or property damage, or constituted any other legal or equitable wrong. Nothing herein shall be construed as making Bland Landscaping Co. liable for any injury or damage caused solely by the intentional wrongful acts of First Flight."

Page 4 of 4

PO BOX 727 | APEX, NC 27502 | www.blandlandscaping.com | PHONE: 919-387-0010 | FAX: 919-387-0690



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

DIVISION OF HIGHWAYS
JUNE 18, 2018

JAMES H. TROGDEN, III
SECRETARY

RECEIVED

JUN 25 2018

DDR Corp.
Construction/TC

Certified Mail – Return Receipt Requested

DDR Corporation
3300 Enterprise Parkway
Beachwood, Ohio 44122

COUNTY: Johnston

SUBJECT: Illegal Sign/Obstruction within the NCDOT Right-of-Way at
Clayton Corners Shopping Center
11711 US Hwy 70 Business
Clayton, NC 27520

To Whom It May Concern:

This office is writing to you concerning the subject business. During the process of developing design plans for some necessary road improvements at US 70 Business and SR 1553 (Shotwell Road), it was found that the Clayton Corners Shopping Center sign was constructed within the NCDOT Right-of-Way. Although the sign has been at this location for a while, it is illegal and poses a hazard to the traveling public. The sign will be even more hazardous after the proposed road widening is completed. Please refer to the attached administrative codes.

It is essential that the attached administrative codes be abided by to ensure the safety of the motoring public. The property owner may be held liable for any accidents or injuries that may occur due to failure of compliance with the attached administrative codes. If the sign is not removed within 30 days, this matter may be forwarded to the North Carolina Attorney General's office so that the appropriate legal action may be taken or the NCDOT may take steps necessary to have the sign removed regardless of the effect it may have on your tenant's business operations.

Please remove the sign in the interest of public safety and if you have questions or need additional assistance, please contact Marcus A. Lee, CEI Assistant District Engineer, or myself at (919) 739-5300.

Sincerely

Samuel C. Lawhorn, PE
District Engineer

Attachments

SCL/mal

cc: Ronnie L. Keeter, PE – Division Engineer
Doug Williams, Jr. – Johnston County Maintenance
Richard Cappola, PE – Town of Clayton

2671 US 70 West, Goldsboro, NC 27530
Phone: (919) 739-5300 Fax: (919) 731-2017

19A NCAC 02E .0404 HIGHWAY OBSTRUCTIONS INTERFERING WITH TRAFFIC/MAINTENANCE

Highway obstructions include driveway headwalls, fences, rural mailboxes, newspaper delivery boxes and other roadside obstructions interfering with traffic or maintenance.

- (1) It shall be unlawful to place any highway obstruction, including a driveway headwall, fence, rural mailbox, newspaper delivery box or other roadside obstruction, so as to interfere with the traffic or maintenance of the roads and highways of the state highway system.
- (2) If the department determines, that any highway obstruction, including a driveway headwall, fence, rural mailbox, newspaper delivery box, its supports or other roadside obstruction, constitutes an unreasonable roadside collision hazard, the highway obstruction shall be removed by the person responsible for placing the obstruction within the right of way within 30 days of receipt of a written notice from the department to the person responsible for placing the obstruction within the right of way.
- (3) Only mailboxes or newspaper delivery boxes with non-rigid type posts, such as a 4" x 4" wooden or a small diameter metal type, are permitted on road additions made to the state highway system after May 3, 1990. The location within the right of way of an addition to the system of any brick columns, mailboxes or newspaper delivery boxes on rigid stands such as block, stone, or any other type determined to be a traffic hazard is prohibited.
- (4) The failure of the person responsible for placing the unlawful obstruction within the right of way, to remove the obstruction within 30 days after written notice by the Department of Transportation shall constitute a misdemeanor. Failure to remove or make safe any mailbox or newspaper delivery box, its supports or any other obstruction within the specified 30 days of this Rule shall be cause for the Department's Division Engineer to take action to remove the unacceptable mailbox or newspaper delivery box, its supports or other obstruction installation and also bill the responsible party for the expense of removal if appropriate.

History Note: Authority G.S. 136-18(5); 136-90; 136-93; 143B-350(f)(13);
Eff. July 1, 1978;
Amended Eff. November 1, 1993; October 1, 1991.

19A NCAC 02E .0415 ADVERTISING SIGNS WITHIN RIGHT OF WAY

It shall be unlawful for any person, firm or corporation to erect or place any advertising or other sign, except regulation traffic and warning signs approved by the Department of Transportation, on any highway or the right of way thereof, or so as to overhang the right of way, or to permit the erection or placing of any advertising or other sign, as herein prohibited, on any highway right of way which is situated over any land owned, rented, leased or claimed by such person, firm or corporation. It shall be unlawful for any person, firm or other corporation that has erected, or placed, or permitted to be erected or placed, any advertising or other sign, as herein prohibited, or for any person, firm or corporation owning, renting, leasing or claiming any land over which a highway or highway right of way is situated, and on which highway or highway right of way any advertising or other sign has been erected or placed, to allow such advertising or other signs to remain on state highway or right of way thereof.

History Note: Authority G.S. 136-18(10); 136-30;
Eff. July 1, 1978.



Google Maps 498 Shotwell Rd



Google

Image capture: Apr 2017 © 2018 Google

<https://www.google.com/maps/@35.6566984,-78.4786893,3a,63.6y,149.89h,78.26t/data=!3m6!1e1!3m4!1snqWueTTaMo676oMYyTljdQ...> 6/13/2018







Town Council Agenda Cover Sheet

Meeting Date

February 17, 2020

Agenda Location

New Business

Item Title

Johnston County Open Space Grant

Presenter

Scott Barnard

Summary/Description

The Parks and Recreation Department would like to submit, on the behalf of the town, an application for improvements to the Covered Bridge Road Trailhead. We would apply for funds to pave the existing parking and secondarily for funds for a comfort station. The max application will not exceed 400K, for which the Town would be responsible for a 5% match, thus a maximum of \$20,000.00. If we are successful in receiving the grant, we would budget the match in the FY20/21 budget. Applications are due 2/17 and we anticipate notification within 45 days.

Requested Action

Provide Direction to Staff

Funding Source (If Applicable):

Next year's budget

Cost: N/A Yes ☐ No ☒

Additional Documents to be Included in Agenda Packet

JC Open Space Fund Policy

Meeting Timeline

[Click or tap here to enter text.](#)

Johnston County Open Space Fund Disbursement Policy

Purpose and Background:

The creation and implementation of the Open Space Fund Disbursement Policy for Johnston County will provide a means of disbursing the open space funds that have been collected by Johnston County in accordance with North Carolina General Statutes. Open Space Funds may be used to purchase, develop, or improve existing or new properties for passive and/or active recreational use for the enjoyment of the General Public. North Carolina General Statutes require the funds to be spent in the area of collection.

Distribution Areas and Use of Funds:

The Johnston County Board of Commissioners has determined that approximately two thirds (2/3) of the open space funds will be eligible for use within the current high school district attendance boundaries. More than one applicant from the same high school district may apply and receive funding. The remaining one-third (1/3) of the funds will be reserved for future county-wide public projects as deemed eligible by the Board of County Commissioners. (The most recent county-wide disbursement occurred in 2014-2015.)

Procedures for Application of Funds:

- Interested organizations may make application to the Johnston County Manager's Office during the period of Jan 2nd through February 17th of 2020. A 5% match of the total project cost will be required by the applicant.
- The applications will be reviewed and a meeting scheduled with the applicant. Upon review and meeting with the applicant, recommendations will be made to the full Board of County Commissioners.
- Priority will be given to established organizations such as municipalities, public schools, and rural athletic associations.
- Potential impacts on neighboring properties, ADA accessibility and code compliance of existing connecting structures will be considered when evaluating applications for funding.

Current Funds Available (as of September 30, 2019):

<u>High School District</u>	<u>Amount</u>
Clayton	\$56,995
Cleveland	\$33,045
Corinth Holders	\$216,061
North Johnston	\$47,645
Princeton	\$41,494
Smithfield-Selma	\$20,793
South Johnston	\$56,928
West Johnston	\$364,421

Future County-Wide Project Fund: \$503,269

Adopted by the Johnston County Board of Commissioners on _____



Town Council Agenda Cover Sheet

Meeting Date

February 17, 2020

Agenda Location

New Business

Item Title

Johnston County Open Space Grant II

Presenter

Scott Barnard

Summary/Description

The Parks and Recreation Department would like to submit, on the behalf of the town, an application for improvements to Clayton Middle School. We would apply for funds to improve the fields and outdoor amenities. The max application will not exceed 57K, for which the Town would be responsible for a 5% match, thus a maximum of \$2,850. We are partnering with JUSA and Clayton Little League on this application and the match funds can be reimbursed to the town by those organizations. If we are successful in receiving the grant, we would budget the match in the FY20/21 budget. Applications are due 2/17 and we anticipate notification within 45 days.

Requested Action

Provide Direction to Staff

Funding Source (If Applicable):

Next year's budget

Cost: N/A Yes ☐ No ☒

Additional Documents to be Included in Agenda Packet

JC Open Space Fund Policy

Meeting Timeline

Click or tap here to enter text.

Johnston County Open Space Fund Disbursement Policy

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Distribution Areas and Use of Funds:

The Johnston County Board of Commissioners has determined that approximately two thirds (2/3) of the open space funds will be eligible for use within the current high school district attendance boundaries. More than one applicant from the same high school district may apply and receive funding. The remaining one-third (1/3) of the funds will be reserved for future county-wide public projects as deemed eligible by the Board of County Commissioners. (The most recent county-wide disbursement occurred in 2014-2015.)

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Adopted by the Johnston County Board of Commissioners on _____