

A RESOLUTION APPROVING A MUNICIPAL AGREEMENT, UTILITY AGREEMENT,  
AND THE CONVEYANCE OF AN EASEMENT WITH THE NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION RELATING TO THE SMITH LEVEL ROAD  
PROJECT (U-2803)

Draft Resolution No. 4/2012-13

WHEREAS, on September 28, 2010, the Board of Aldermen approved a conceptual design for Transportation Improvement Program (TIP) Project U-2803, which will make improvements to Smith Level Road; and,

WHEREAS, the North Carolina Department of Transportation (NCDOT) has prepared preliminary plans which have been reviewed by the Board of Aldermen and Town staff in order to address design issues and public comments and concerns; and,

WHEREAS, according to NCDOT's Pedestrian Policy Guidelines, municipalities between 10,000 and 50,000 in population must contribute to 30 percent of the cost of sidewalks included in TIP projects; and,

WHEREAS, at the request of the Town, NCDOT plans to install bicycle loop detection at the BPW Club Road and Culbreth Road intersections, and NCDOT has stated that the Town of Carrboro must contribute to the cost of the installation; and,

WHEREAS, a draft Municipal Agreement has been prepared which establishes cost-sharing arrangements for these project elements and also includes provisions related to maintenance, utilities, and right-of-way acquisition; and,

WHEREAS, a Utility Agreement has been prepared that establishes Town responsibility for funding the installation of fire hydrants as part of the project; and,

WHEREAS, NCDOT has requested that the Town convey utility easements necessary for the construction and maintenance of the project; and,

WHEREAS, the project's construction contract is expected to be advertised for bidding in December of 2012;

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Board of Aldermen that the Board:

1. Approves the Municipal Agreement for the Smith Level Road project and authorizes the Town Manager to execute the Agreement.
2. Approves the Utility Agreement for the Smith Level Road project and authorizes the Town Manager to execute the Agreement.
3. Approves the conveyance of easements to the North Carolina Department of Transportation (NCDOT) in accordance with maps and documentation provided by NCDOT Right-of-Way staff and authorizes the Town Manager or designee(s) to complete any tasks necessary to complete the conveyance.

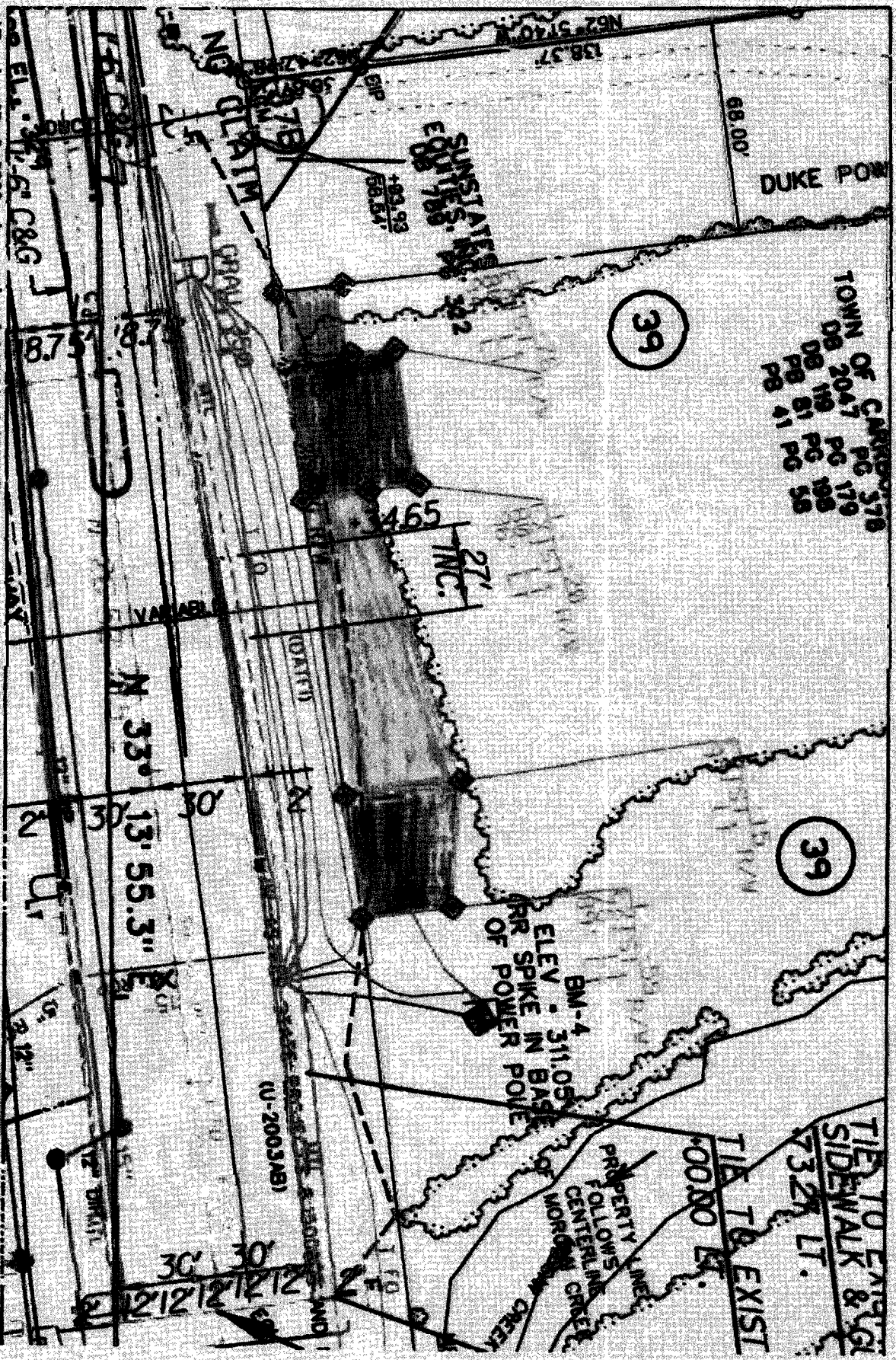
4. Town staff are authorized to process reimbursements to NCDOT for the Town's contribution to the sidewalks, bicycle loop detection, and fire hydrants installed as part of the project. Such reimbursements should be made according to, and may not exceed, the amounts shown in the following table:

<b>Item</b>	<b>Amount</b>
Sidewalks	\$42,412
Bicycle loop detection	\$1,150
Fire hydrants	\$19,000
<b>TOTAL</b>	<b>\$62,562</b>

5. \_\_\_\_\_  
6. \_\_\_\_\_  
7. \_\_\_\_\_

This is the 4<sup>th</sup> day of September in 2012.

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DUKE POWER

TOWN OF CARROLL  
 PG 2047 PG 179  
 PG 189 PG 198  
 PG 51 PG 56  
 PG 41 PG 56

39

39

BM-4  
 ELEV. 311.05  
 IR SPIKE IN BASE  
 OF POWER POLE

TIE TO EXIST  
 73.28' LT.  
 100.00' EXIST

PROPERTY LINE  
 FOLLOWS  
 CENTERLINE  
 OF WOODMONT CREEK

SUNSTATE  
 ENTERPRISES  
 68783.183  
 68.54  
 68.54

465  
 27'  
 INC.

30' 30'  
 12' 12' 12' 12'

0.011 acre  
 DW

**AMENDMENT TO FY 2012-13 ANNUAL BUDGET ORDINANCE NO. 33/2011-12**

WHEREAS, the Board of Aldermen for the Town of Carrboro on June 19, 2012 adopted the annual budget ordinance for the fiscal year beginning July 1, 2012 and ending June 30, 2013; and

WHEREAS, it is appropriate to amend the budget accounts in the funds listed to recognize additional revenues and appropriate them for expenditures for the reasons stated.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-15, the Board appropriates \$62,562.00 from the Capital Reserve Fund to support the cost of sidewalk construction, bicycle loop detection, and installment of fire hydrants for the Smith Level Road Transportation Improvement Program project as set forth in a Municipal Agreement with the North Carolina Department of Transportation; and,

BE IT FURTHER ORDAINED, that the total Capital Reserve Fund appropriation for FY 2012-13 is increased from \$206,895.00 to \$269,457.00.