Town of Black Mountain
Hurricane Helene
Amended Grant Project Ordinance

Ordinance: O-25-02

BE IT ORDAINED by the Town Board of the Town of Black Mountain, North Carolina, that, pursuant to the Local Government Budget and Fiscal Control a local government may, in its discretion, authorize and budget for a capital project or a grant project in a project ordinance adopted pursuant to G.S. 159-13.2. A project ordinance authorizes all appropriations necessary for the completion of the project and neither it nor any part of it need be readopted in any subsequent fiscal year; the following Grant Project Ordinance O-24-15, originally adopted October 7, 2024, is hereby amended and adopted as follows:

Section 1. Project Defined

The Town of Black Mountain defines a "Grant Project" as a project financed in whole or in part by revenues received from the Federal and/or State Government for operating or capital proposed as defined by the grant contract. The project may include expenditures that span across multiple fiscal years.

Section 2. Project Authorization

The project authorized is Hurricane Helene. Beginning September 25th, 2024 the Town of Black Mountain entered into a State of Emergency within North Carolina. September 28th, 2024 a Federal Major Disaster Declaration for the State of North Carolina due to Tropical Storm Helene was issued. September 30th, 2024 the Town of Black Mountain declared a State of Emergency. FEMA-4827-DR, North Carolina Disaster Declaration as of September 28, 2024, defines the Incident Period as September 25, 2024 and continuing.

Section 3. Funding

This project is to be funded in whole or part by FEMA-4827-DR. FEMA's Office of Response and Recovery has determined that with the President's Emergency Declaration, exigent and emergency circumstances currently exist. FEMA Assistance for this project has been declared for 100% of approved expenditures. For all permanent expenditures related to the storm FEMA has declared 90% reimbursement. The state of NC Emergency Management has declared funding of 10% to cover remaining unreimbursed amounts from FEMA.

- The Town has received a payment of 50% of the emergency expenditures submitted. The total amount received was $860,666.18.

Initial Funding for this project will need to be provided by a budget amendment from the General Fund Balance. In the case of funding that is not needed due to other funding sources, the Town will transfer unneeded funds transferred from the General Fund back to the general fund.

- The board approved in the January agenda meeting to Transfer funding from the general fund to the Helene Project to cover costs to Veteran Park Fencing in the amount of $121,000.

NCLM is the Town's insurance carrier. The following payments have been received to date:

- An advanced payment of $1,500,000 has been received by NCLM to assist in immediate needs while our insurance claims are being completed. This payment will be deducted from the insurance proceeds to be received for flood damage to Town property.
- Total Insurance Claims paid to date for Vehicles and Equipment from NCLM equal $659,143.40.

The Town is also receiving funding from the NC Division of Water Infrastructure.

- NC DEQ Division of Water Infrastructure project Number HEL-0003 provides funding up to the amount of $3,000,000, repayable at 0% interest. The DEQ Water Infrastructure Emergency Bridge Loan Program established in Session Law 2024-53 Section 4C.7 has been awarded to the Town.
- The Town has also been awarded an additional $200,000 in grant funds for engineering assessment, planning and design work associated with the Water Infrastructure Emergency Bridge Loan.

Section 4. Directives

The officers of the Town of Black Mountain are hereby directed to proceed with the federal and/or state grant project within the terms of the rules and regulations of those grants and the budget contained. The Town Manager is herby directed to act on behalf of the Town Council in all matters associated with the project within the terms of all contracts, agreements, and legal requirements binding on the project and within limits of the funds appropriated

Section 5. Revenues
The following anticipated revenues are hereby adopted:

Budgeted Revenues	***Prior Authorized***	***Change***	***Amended Funding***
General Fund Transfer In	2,000,000.00	121,000.00	2,121,000.00
Grant Revenue Federal - FEMA Emergency Expenditures	0.00	860,666.18	860,666.18
NCDEQ - Infrastructure Loan	3,000,000.00	0.00	3,000,000.00
NCDEQ - Infrastructure Technical Assist Grant	0.00	200,000.00	200,000.00
Insurance Proceeds	1,500,000.00	659,143.40	2,159,143.40
Total Funds	**$6,500,000.00**	**$1,840,809.58**	**$8,340,809.58**

Section 6. Expenditures
The following anticipated appropriations are hereby adopted:

Budgeted Expenses	***Prior Anticipated***	***Change***	***Amended Expense***
Salaries and Benefits	$500,000.00	$0.00	$500,000.00
Protective Clothing	$2,000.00	$6,009.80	$8,009.80
Contract Services	$1,300,000.00	$422,090.29	$1,722,090.29
Professional Services - Engineering and Design	$0.00	$204,000.00	$204,000.00
Professional and Technical Service	$0.00	$50,100.00	$50,100.00
Technology and Software License	$0.00	$25,000.00	$25,000.00
Emergency Preparedness	$1,000.00	$37.13	$1,037.13
R&M Buildings	$5,000.00	$1,261.58	$6,261.58
R&M Grounds/Parks/Greenways	$0.00	$50.00	$50.00
R&M Equipment	$2,000.00	$4,764.43	$6,764.43
R&M Vehicle	$1,000.00	$1,375.96	$2,375.96
R&M Streets/Sidewalks/Curb	$0.00	$16,289.76	$16,289.76
R&M Utility System	$500.00	$135,000.00	$135,500.00
Office Supplies	$1,500.00	$486.54	$1,986.54
Medical Supplies	$0.00	$210.49	$210.49
Non-Capital Equipment and Furniture	$50,000.00	$5,251.34	$55,251.34
Lease Rental -Equipment	$87,000.00	$57,150.00	$144,150.00
Miscellaneous Expense	$0.00	$39,010.03	$39,010.03
Capital Outlay - Land Improvements	$0.00	$121,000.00	$121,000.00
Capital Street/Bridge/Sidewalk	$50,000.00	$0.00	$50,000.00
Capital Outlay - Dist Lines and Connections	$2,500,000.00	$0.00	$2,500,000.00
Capital Outlay - Plants, Pump Stations, Sub Stations	$500,000.00	$0.00	$500,000.00
Capital Outlay - Vehicles	$1,500,000.00	$656,722.23	$2,156,722.23
Capital Outlay - Furninshings & Non-Motorized Equipment	$0.00	$95,000.00	$95,000.00
Total Expenses	**$6,500,000.00**	**$1,840,809.58**	**$8,340,809.58**

Section 7. **Funding**
Funds may be advanced from other Town of Black Mountain fund accounts for the purpose of making payments as due. Reimbursement requests should be made to any applicable grantor agency following the regulations and rules of the grant.

Section 8. Records and Reporting
The Finance Director is hereby directed to maintain within the Capital Project Fund sufficient specific detailed accounting records to satisfy the disclosure requirements of all the contractual agreements, if applicable

Section 9. Official Copies
Copies of this Capital Project Ordinance shall be furnished to the Town Clerk and shall be held in the Finance Department for the direction in carrying out this project.

Section 10. Project Expiration
This project ordinance expires when the project has been completed and Project Funds have been obligated and expended for all project expenditures by the Town OR by the date set forth within the grant funding contract, if applicable, whichever occurs sooner.

Duly adopted this 10th day of February 2025.

_____
C. Michael Sobol
Mayor

ATTEST:

_____
Wesley Barker
Town Clerk

Version 0 EXP Project

Disaster:	4827DR-NC (4827DR)
Applicant:	Black Mountain, Town of (021-90282-00)
Project:	[796902] Expedited Emergency Protective Measures

DI#:1483460

WORK TO BE COMPLETED		
WTBC Contracts		$ 1,672,058.11
Materials		$ 49,274.24
Total		***$ 1,721,332.35***

TOTAL ESTIMATED COST	$ 1,721,332.35

DI#:1483460

WORK TO BE COMPLETED WORK EXP 50% Reductions		
Force Account Labor ST time		$ -
Force Account Labor OT time		$ -
WTBC Contracts		$ 836,029.06
Materials		$ 24,637.12
Total		***$ 860,666.18***

EXP TOTAL PROJECT COSTS (ESTIMATED)	**$ 1,721,332.35**

EXP 50% Reduction TOTAL PROJECT COSTS (ESTIMATED)	**$ 860,666.18**

Claim	Loss	Description	Amount	Check #	Check Amt	Misc
3240117926	2477 total loss	1996 Haul Utility Trailer, VIN: 39237	$350.00	109289	**$316.68**	
3240117926	2477 total loss	1996 Haul Utility Trailer, VIN: 39237		108540	**$33.32**	Journal Entry
3240117726	2477 Repairable w/ supp potential	1999 Ford F450 Swat Vehicle, VIN: 71990	$399.96	108715	$399.96	Journal Entry
3240117923	2477 repairable, no supp potential	1996 Hurst Tri-Axle flat bed equipment trailer, VIN 57075	$695.21	108537	$695.21	Journal Entry
3240117765	2477 total loss	2004 Ford F150 4x4, VIN: 97040	$3,952.65	109073	$3,952.65	Journal Entry
3240117727	2477 total loss	2006 Ford Ranger, VIN: 54457	$4,837.25	109071	$4,837.25	Journal Entry
3240117725	2477 total loss	2016 Dodge Charger, VIN: 22376	$13,199.00	109115	$12,719.00	Journal Entry
3240117725	2477 total loss	2016 Dodge Charger, VIN: 22376		109075	$480.00	Journal Entry
3240117747	2477 total loss	1992 Chevy Boom Truck, VIN:02323	$13,800.00	109901	$13,800.00	
3240117768	2477 total loss	2008 Ford F350, VIN: 08739	$24,405.00	109558	$24,405.00	
3240117772	2477 total loss	2018 Dodge RAM 3500, VIN: 36187	$34,898.00	109559	$34,898.00	
3240117933	2477 total loss	2021 Ford F350 VIN: 27210	$42,982.50	109116	$42,982.50	Journal Entry
3240117931	2477 total loss	2020 International mv Knuckleboom truck VIN: 91359	$142,833.00	109830	$142,833.00	
3240117929	2477 total loss	2020 International Garbage Truck, VIN: 10296	$181,500.00	109827	$181,500.00	
3240117932	2477 total loss	2021 International HV607 Garbage Truck VIN: 10283	$181,500.00	109828	$181,500.00	
3240118174		1997 Ford F350 Dump Truck, VIN: 50		109283	$7,285.83	Received check for this-Not on List
3240117766	is not on the list	Ford F250		109088	$5,529.00	Not on List
3240118249	not on list	no descr		108912	$976.00	Not on List
			$ 645,352.57		$2,159,143.40	
				Report Amount	$645,352.57	
				Difference	$1,513,790.83	
				Items not listed	$1,513,790.83	
				Remain diff	$0.00	
					$659,143.40	

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STATE OF NORTH CAROLINA
DEPARTMENT OF ENVIRONMENTAL QUALITY
DIVISION OF WATER INFRASTRUCTURE

Funding Offer Modification

Josh Harrold, Town Manager
Town of Black Mountain
160 Midland Avenue
Black Mountain, NC 28711

ALN Number: N/A

Funding Offers Being Modified:

	Date of Previous Funding Offer	Previous Funding Offer Amount (Emergency Loan)	Modification Amount (Technical Assistance Grant)	New Funding Offer Amount
HEL - 0003	11/13/24	$3,000,000	+$200,000	$3,000,000 loan + $200,000 grant

Modification Information and Change in Project Description:

The Town of Black Mountain was issued an Emergency Bridge Loan Offer for repairs to water and wastewater infrastructure related to Hurricane Helene damage. Pursuant to S.L. 2024-53 and the availability of technical assistance grant funds, **this document awards an additional $200,000 in grant funds to the Town of Black Mountain for engineering assessment, planning and design work associated with the scope of work for the referenced project**. The technical assistance grant funds will be disbursed first to cover the recipient's costs related to engineering assessment, planning and design for this project prior to the emergency loan funds. All Assurances and Conditions from the previous Funding Offers for the project numbers above remain in effect.

For The State of North Carolina: **Shadi Eskaf, Director, Division of Water Infrastructure**
North Carolina Department of Environmental Quality

DocuSigned by:
Shadi Eskaf
6300A872077B4C5...
Signature

12/17/2024
Date

I, the undersigned, being duly authorized to take such action, as evidenced by the CERTIFIED COPY OF AUTHORIZATION BY THE APPLICANT'S GOVERNING BODY, do hereby accept this Financial Award Modification.

On Behalf of: Town of Black Mountain
Name of Representative in Resolution: _____
Title (Type or Print): _____

CC: Teresa Tripp – Teresa.Tripp@deq.nc.gov
Jon Risgaard - Jon.Risgaard@deq.nc.gov
Mark Hubbard – Mark.Hubbard@deq.nc.gov
COM-FOM Agreement #2000080230

Attachment: HEL-0003 Funding Offer dated 11/13/24