

Dwight Bassett

From: Roger Stancil
Sent: Monday, April 09, 2018 6:54 PM
To: Allen Buansi; Donna Bell; Hongbin Gu; Jeanne Brown; Jess Anderson; Karen Stegman; Town Council; Michael Parker; Nancy Oates; Pam Hemminger; Rachel Schaevitz; Roger Stancil; Ross Tompkins
Cc: Jim Orr; Lance Norris; Amy Harvey; Beth Vazquez; Carolyn Worsley; Catherine Lazorko; Christina Strauch; Dwight Bassett; Flo Miller; Mary Jane Nirdlinger; Rae Buckley; Ralph Karpinos; Ran Northam; Roger Stancil; Sabrina Oliver
Subject: restart construction on MLK tunnel/underpass

I have heard from several Council Members that residents are expressing growing concerns about the delays in finishing the MLK tunnel/underpass and a frustration at the lack of a clear timeline communicated by the Town. It is an important safety issue, and given the bicycle fatality in that area as well as the MLK pedestrian fatalities, there is an increased sense of urgency. I stopped the work in response to the concerns expressed about coal ash on the site.

I directed our staff to talk with our environmental consultants and NC DEQ about these issues and the tradeoffs for safety and construction of the trail. Our base assumption is that the Town will continue to own the property where the trail is located. The balance of the property is presumed to be remediated under an agreement with NC DEQ. The Town's interest is to proceed with the construction of the trail without creating any hazardous scenarios and to avoid increased costs by having to re-bid the trail construction project.

As a result of these staff communications, we have developed the steps to proceed with trail construction:

- 1- Prior to beginning construction, install silt fencing around the entire area to be disturbed by construction.
- 2- When digging on the site, retain dirt for further testing.
- 3- Dirt retained for further testing should be placed on plastic on the ground, silt fencing installed around it and covered with plastic when not being accessed or used on a daily basis.
- 4- When new walkway is complete, call for a TCLP dirt sampling (Steve Hart). Remove silt fencing around the construction area.
- 5- When results from the TCLP are complete, dispose of dirt appropriately. If soil is clean, the TCLP will allow for the dirt to be placed in any landfill. If test comes back otherwise, we would need to consult on options for dealing with the dirt. Based on previous test, it is presumed that there will be no issue with the dirt.

Given this advice, I have authorized construction to restart. Let me know if what I have provided is sufficient.