

MINUTES OF REGULAR MEETING OF BOARD OF COMMISSIONERS
OF THE TOWN OF LAKE LURE
TUESDAY, APRIL 11, 1972

The regular meeting of the board of commissioners was held in the Town Hall at 7:30 o'clock P. M. on April 11, 1972. The following members of the board were present: J. Paul Wilson, Mayor; Avery T. Cashion, Jr., Commissioner; Zeb V. Dalton, Commissioner. Hollis M. Owens, Jr., Town Attorney was also present.

Mayor J. Paul Wilson presided and called the meeting to order. The Minutes of a special meeting held on Monday, March 20, 1972 at 7:30 P. M. were read. The minutes were approved as written.

Mr. Bert Justice, a member of the Hickory Nut Gorge Volunteer Fire Department, was present for the meeting and requested the board to include in the 1972-73 Town of Lake Lure Budget the sum of \$500.00 to be donated to the said fire department. Mr. Justice was asked to renew his request at the regular meeting of the board to be held on May 9, 1972.

Mr. Sidney Nelson was present for the meeting and advised the board that he has lost money on the contract giving him the right to haul garbage for the Town of Lake Lure and that unless the board will agree to pay him the sum of \$600.00 per month for hauling garbage for the year after the expiration of the present contract he will not be agreeable to renewing said contract.

The Mayor reported to the board that in several instances unauthorized connections had been made to the Lake Lure Sewer System. After discussion, upon motion of Commissioner Cashion, seconded by Commissioner Dalton and unanimously adopted the board voted to have a form letter printed and mailed to all persons, firms, or corporations with property connected to the Lake Lure Town Sewage System and who have not paid all fees required by the Town of Lake Lure advising them that their property will be disconnected from the Lake Lure Sewage System and that the N. C. State Health Authorities will be notified.

Upon motion of Commissioner Cashion, seconded by Commissioner Dalton and unanimously adopted the board voted to spend the sum of \$2,000.00 for black topping and the sum of \$2,000.00 for stone for use on the Lake Lure Town Street System, said money to come from Powell Bill Funds.

Upon motion of Commissioner Dalton, seconded by Commissioner Cashion and unanimously adopted the board voted to employ Clark Wilkerson to spread fertilizer on the Lake Lure Golf Course and that he be paid at the rate of \$6.50 per hour for his services.

The Mayor advised the board that it appears that it is going to be necessary for the board to purchase a new pump for one of the wells which is a part of the Lake Lure Water Supply. No decision was made regarding the purchase of the new pump but the Clerk was instructed to call McCrary Well & Pump Company of Brevard, North Carolina for information.

The Mayor advised the board that a decision should be made whether to have new fence installed around the beach area of the lake known as Lake Lure. Upon motion of Commissioner Dalton, seconded by Commissioner Cashion and unanimously adopted the board voted to have the Cyclone Fence Company of Charlotte, N. C. to

install a six foot chain link fence of number 9 gauge wire around said beach area at a cost of \$2,100.00.

Upon motion of Commissioner Cashion, seconded by Commissioner Dalton and unanimously adopted the board authorized the purchase of six new golf carts with 6 old golf carts to be traded in on said new golf carts and the purchase of an air compressor for use at the Lake Lure Golf Course for the purpose of inflating Golf Cart tires.

The Mayor called the attention of the board to the fact that the present Cart Shed at the Lake Lure Golf Course is inadequate to accomodate the number of carts being used on said Golf Course. After discussion Commissioner Cashion moved, seconded by Commissioner Dalton that Mr. Lee Powers be requested to make an addition to the present cart shed and that Lake Lure Golf Club Members be requested to furnish the labor for making a shed addition and that if Mr. Powers and the said club members consent that the Town purchase the necessary materials. This motion was unanimously adopted.

After discussion Commissioner Cashion moved, seconded by Commissioner Dalton that the town advertise for a working foreman to supervise the employees of the Town of Lake Lure and to plan the work to be done on the Lake Lure Town Street System. This motion was unanimously adopted.

The Clerk advised the board that the amount of money on hand in the "Refunding Bonds Interest and Redemption Fund" created by an ordinance enacted by the board on September 29, 1958 and authorizing the issuance of refunding and funding bonds of the Town of Lake Lure is presently \$18,364.92, that according to the terms of said ordinance the Town of Lake Lure is required to use such balance for call and redemption of as many bonds as possible in accordance with the terms of said bonds and that according to the terms of said ordinance the bonds to be redeemed shall be redeemable by lot and must be selected by a random drawing.

After discussion Commissioner Cashion moved, seconded by Commissioner Dalton that a random drawing be held to select a sufficient number of bonds for call and redemption to reduce the amount presently on hand in the "Refunding Bonds Interest and Redemption Fund" and that the said drawing be made from the following bonds which are still outstanding: One (1), to twenty (20) inclusive, bonds numbers twenty-four (24) to forty-six (46) inclusive and bonds numbers forty-nine (49) to fifty-four (54) inclusive and bond number sixty-seven (67).

A random drawing was held by which the following bonds were selected for redemption: Bonds Numbers 3, 5, 6, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 27, 28, 30, 31, 33, 34, 35, 36, 37, 40, 41, 43, 44, 45, 46, 49, 51, 52, 53, 54, and 67.

After the aforementioned bonds were selected for redemption Commissioner Dalton moved that the following resolution be adopted.

WHEREAS, on September 29, 1958 the Board of Commissioners of the Town of Lake Lure enacted an ordinance authorizing the issuance of Refunding and Funding Bonds of the Town of Lake Lure in the maximum aggregate principal amount of \$137,000.00, which said ordinance is of record in

the minutes of the Board of Commissioners of the Town of Lake Lure in Minute Book 3 beginning at page 182 and ending at page 191; and

WHEREAS, by said ordinance, the Town of Lake Lure created a special fund known as "Refunding Bonds Interest and Redemption Fund"; and

WHEREAS, said ordinance provides that at such time as the balance in the "Refunding Bonds Interest and Redemption Fund" exceeds by \$7,000.00 the amount of interest due within 6 months, the Town of Lake Lure shall use such balance for call and redemption of as many bonds as possible in accordance with the terms of said bonds; and

WHEREAS, the amount now on hand in said "Refunding Bonds Interest and Redemption Fund" is \$18,364.92, which said amount exceeds by \$7,000.00 the amount of interest due on the remaining outstanding bonds within the next 6 months; and

WHEREAS, it is provided in said bond ordinance that if less than all the bonds of an issue outstanding are to be redeemed that bonds so to be redeemed shall be redeemable by lot; and

WHEREAS, the bonds issued by the Town of Lake Lure, pursuant to said ordinance which remain outstanding are bonds numbers, One (1), to twenty (20) inclusive, bonds numbers twenty-four (24) to Forty-Six (46) inclusive and bonds numbers Forty-Nine (49) to Fifty-Four (54) inclusive and bond number Sixty-Seven (67); and

WHEREAS, less than all of the said bonds outstanding are to be redeemed; and

WHEREAS, at a regular meeting of the Board of Commissioners of the Town of Lake Lure on April 11, 1972, a random drawing was held by which the following bonds were selected for redemption: Bonds Numbers 3, 5, 6, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 27, 28, 30, 31, 33, 34, 35, 36, 37, 40, 41, 43, 44, 45, 46, 49, 51, 52, 53, 54, and 67;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

(1) That the Clerk be and she is hereby authorized and directed to cause to be published the call for redemption of the bonds hereinabove listed, in the New York Financial Journal, "The Bond Buyer", not earlier than 90 days prior to an interest payment, nor later than 30 days prior to an interest payment.

(2) That the Clerk, be and she is hereby authorized and directed to place the sum of \$17,000.00 plus the required amount of interest in the bank at which the said bonds are to be redeemed, before June 1, 1972.

Those voting in the affirmative were J. Paul Wilson, Mayor, Avery T. Cashion, Jr., Commissioner, and Zeb V. Dalton, Commissioner.

Those voting in the negative were none.

The Clerk reported to the Board that after publication on March 8, 1972, of the advertisement of the offer of Lucille Pearson Hague in the sum of \$36,800.00 for that certain tract of land owned by the Town of Lake Lure and containing 2.36

acres of land and embracing what is known as "Penn Memorial Lodge", together with all furniture, furnishings, fixtures and equipment located in said "Penn Memorial Lodge", and within the time allowed by law Frances C. Richardson raised the bid of the said Lucille Pearson Hague by submitting in writing an offer to pay the sum of \$38,690.00, in cash, for said property and by depositing five (5%) per cent, in cash, of her said offer with the Town of Lake Lure. The Clerk further advised the Board that upon receipt of said written offer from Frances C. Richardson, together with the said five (5%) per cent cash deposit, she caused to be published in the Rutherford County News on the 22nd day of March, 1972, the advertisement hereto attached, pursuant to N. C. General Statutes 160A-266 and 160A-269 and a resolution passed by the Board of Commissioners of the Town of Lake Lure on the 8th day of February, 1972.

That after said advertisement was published on March 22, 1972 as aforesaid, no further bids were received and that the time allowed by law for receiving upset bids has expired.

Commissioner Dalton moved, seconded by Commissioner Cashion, that the bid of Frances C. Richardson in the sum of \$38,690.00 be accepted and that the Town Attorney be instructed to prepare a good and sufficient deed to Frances W. Richardson for the property hereinabove described, that the Mayor and Town Clerk be authorized and instructed to execute said deed on behalf of the Town of Lake Lure, and to deliver said deed to the said Frances C. Richardson upon receipt from her of a cashiers check in the sum of \$38,690.00, and that upon the receipt of said cashiers check in the amount of \$38,690.00 the Town Clerk be authorized and directed to refund to the said Frances W. Richardson the cash deposit of five (5%) per cent made by her as hereinabove set forth.

Those voting in the affirmative were the following:

J. Paul Wilson, Mayor

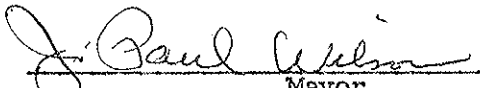
Avery T. Cashion, Jr., Commissioner

Zeb V. Dalton, Commissioner

Those voting in the negative were: None.

There being no further business the meeting adjourned at 11:30 o'clock P. M.


Town Clerk


Mayor

NORTH CAROLINA
RUTHERFORD COUNTY
NOTICE

Pursuant to the provisions North Carolina General Statutes 160A-266 and 160A-269, and a Resolution passed by the Board of Commissioners of the Town of Lake Lure at a regular meeting of said Board on the 8th day of February, 1972, Notice is hereby given as follows:

1. The offer received by the Town of Lake Lure on the property hereinafter described and advertised in this newspaper on March 8, 1972, has been raised pursuant to and in compliance with North Carolina General Statutes 160A-266 and 160A-269.

2. The Town of Lake Lure now has received an offer to pay to said town the sum of \$38,690.00 in cash, for the following described property belonging to the Town of Lake Lure.

BEGINNING at a stake at a point where the 995 contour, three feet in elevation above the surface of Lake Lure intersects the center of an old road in a ravine, said stake standing North 62 degrees East 12 feet from a 12 inch maple marked as a pointer, and said stake also standing South 15 degrees West about 1400 feet from the center of the "Island" on Lake Lure" and runs thence with the said old road which leads past the former Dock Jones Residence Site. South 37 degrees 10 minutes East 255 feet to an iron pin in the center of the road which traverses the top of the ridge; thence South 65 degrees East 60 feet to a stake in the 995 foot contour, three feet in elevation above the surface of Lake Lure, thence with the said contour South 10 degrees 46 minutes West 95.3 feet to a stake in the said contour; thence due west recrossing the aforesaid road which traverses the ridge at 80 feet, 292 feet to a stake in the 995 contour, said stake standing at a foot of a 4 inch black oak sapling marked a pointer, thence with the 995 contour three feet in elevation above the surface of Lake Lure in a northwesterly, a northerly and a southeasterly direction 580 feet to the point of beginning and containing 2.36 acres and embracing a building known as the

"Penn Memorial Lodge." TOGETHER with all furniture, furnishing, fixtures and equipment located in the said "Penn Memorial Lodge."

SAVING, EXCEPTING AND RESERVING however from the real property above described, a strip of land 40 feet wide as a right of way for a road for the benefit of the tract of land lying north of the herein described boundary, the center line of which said strip of land shall begin on an iron pin, the second corner of the above described boundary, and runs South 19 degrees West 126 feet to a stake in the southern boundary line of the above described real property.

3. The offeror has deposited five per cent (5%) in cash, of his bid with Blanche B. Liles, Town Clerk.

4. Within ten (10) days of the date of this publication any person may raise the bid herein advertised by not less than ten per cent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder.

5. Any person wishing to raise the bid herein advertised shall deposit with the Town Clerk five (5%) in cash of the increased bid.

6. In the event the bid herein advertised is raised the Town Clerk shall

readvertise said offer at the increased bid, and this procedure shall be repeated until no further qualifying upset bids are received, at which time the Board of Commissioners may accept the highest offer and sell the

property hereinabove described to the highest bidder for cash.

7. In the event the property herein above described is sold said sale will be on the following terms and conditions.

A. The main building located on the property to be sold shall continue to be named and referred to as "Penn Memorial Lodge" and the bronze plaque containing the names of the building committee and the purpose of the "Penn Memorial Lodge" shall be retained in its present location over the fireplace in said Lodge.

B. The said property will be sold to the highest bidder for cash.

C. The Town of Lake Lure expressly reserves the right, at any time, to reject any and all offers.

This the 22nd day of March, 1972.

Blanche B. Liles
Town Clerk
Lake Lure, N.C.

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