

TOWN OF LAKE LURE • P. O. BOX 255 • LAKE LURE, N.C. 28746  
704/625-9983 • 704/625-9396 • FAX 704/625-8371

**MINUTES OF THE REGULAR MEETING OF THE LAKE LURE TOWN  
COUNCIL HELD TUESDAY, JUNE 22, 1993, 7:30 P.M. AT BALD  
MOUNTAIN COUNTRY CLUB**

**PRESENT:** Mayor Priscilla Doyle  
Commissioner Bill Bush  
Commissioner Jack Donovan  
Commissioner Alex Karr  
Commissioner Max Lehner

Thomas M. Hord, Town Manager  
J. Christopher Callahan, Town Attorney

**ABSENT:** N/A

**CALL TO ORDER**

Mayor Doyle called the meeting to order at approximately 7:30 p. m.

**INVOCATION**

Tom Hord gave the invocation.

**APPROVAL OF MINUTES**

Due to the abundant number of minutes to review, it was the consensus

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of Council to table the minutes to the next regular meeting scheduled July 27, 1993.

**AUDIENCE OF CITIZENS**

No persons signed up to speak under Audience of Citizens.

**OLD BUSINESS**

There was no old business for discussion.

**PUBLIC HEARING - FISCAL YEAR 1993-94  
TOWN BUDGET**

Commissioner Lehner moved, seconded by Commissioner Bush, to enter into the Public Hearing regarding the proposed Fiscal Year 1993-94 Town Budget. The vote of approval was unanimous.

Notice of the Public Hearing was duly given within the legal classified advertising section of the Thursday, June 17, 1993 issue of the Daily Courier which is published by Forest City Publishing Company.

Council was presented with a copy of the Town Manager's Message and Budget Estimates for Fiscal Year 1993-1994. Mr. Hord gave a summary of the report. (Copies of each attached).

Sam Karr, Finance Director, prepared a Summary of Capital Expenditures for 1993-1994, a Summary of Expenditures showing the current budget and proposed budget, and a Summary of Revenues showing the current budget and proposed budget. These hand-outs were made available to the public for review. Mr. Hord briefly summarized the hand-outs. (Copies attached).

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After much discussion within the Public Hearing, Commissioner Lehner moved, seconded by Commissioner Bush, to come out of the Public Hearing and re-enter the regular session of the meeting. The vote of approval was unanimous.

### **ADOPTION OF BUDGET ORDINANCE 1993-1994 FISCAL YEAR**

Council was presented with a proposed budget ordinance for the 1993-1994 fiscal year. Commissioner Bush moved, seconded by Commissioner Karr, to adopt the budget ordinance, as presented by the Town Manager and Finance Director, entitled "Budget Ordinance 1993-1994 Fiscal Year". The vote of approval was unanimous. (Copy attached).

### **RESOLUTION ESTABLISHING 1993-1994 CAPITAL RESERVE FUND**

Council was presented with a proposed resolution establishing a capital reserve fund for the Town of Lake Lure. Commissioner Lehner moved, seconded by Commissioner Donovan, to approve the resolution, as presented by the Town Manager and Finance Director, entitled "A Resolution Establishing a Capital Reserve Fund - Town of Lake Lure". The vote of approval was unanimous. (Copy attached).

Mayor Doyle, on behalf of the Council, publicly thanked the Town Manager and Finance Director for their many hours of hard work during the preparation of the budget.

**BRIEFING BY DUKE POWER REPRESENTATIVE  
CONCERNING STREET LIGHTING AND UNDERGROUND  
POWER LINES**

Upon recommendation of the Town Manager, it was the consensus of Council to table this item until the next regular meeting scheduled July 27, 1993.

**PETITION TO ACCEPT ROAD 51 "SUNSET DRIVE -  
SHORE LANE" AS A TOWN STREET**

Council was presented with a petition formally requesting the Town of Lake Lure to consider accepting Sunset Drive and Shore Lane into the Town street system.

Upon recommendation of the Town Manager, it was the consensus of Council to table this item until the next Council meeting in order to re-examine.

**CONSIDER EASEMENT FOR PROPERTY  
OFF ISLAND CREEK ROAD**

Council was presented with a proposed Deed of Easement, for consideration, between The Town of Lake Lure, a municipal corporation, party of the first part, and Norman C. Nelon, Jewell N. Cole, and Susan N. Spivey, parties of the second part.

The Town of Lake Lure owns a parcel of land located on the South side of Island Creek Road and the parties of the second part own a 12.63 acre tract of land contiguous thereto also located South of Island Creek Road, which was conveyed to them September 8, 1992. A road accessing their property has existed for many years through the aforesaid property. However, the parties of the second part desires the easement to be in writing.

The parties of the second part request to have a permanent easement

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twenty feet in width being ten feet on either side of the center line of the existing roadway along the existing gravel driveway which enters off Island Creek Road and proceeds through the land of the Town.

Council felt that if the permanent easement is allowed, this would be allowing the middle of the property to be bisected if plans were ever made to develop the property.

Staff recommended that Council not approve the easement on the basis described. Therefore, Commissioner Lehner moved, seconded by Commissioner Donovan, to deny the request for easement. The vote of approval was unanimous.

<p><b>MEMORANDUM - RECOMMENDATION FOR PRELIMINARY PLAT APPROVAL FOR APPLE VALLEY</b></p>
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Council was presented with a memorandum from the Town of Lake Lure Zoning and Planning Board on the subject of recommendation for preliminary plat approval for Apple Valley Forest Subdivision.

Mr. John McCarran appeared before the Town of Lake Lure Zoning and Planning Board on June 1, 1993, to request preliminary plat approval for Apple Valley Forest Subdivision. Having reviewed the plat and the accompanying documents the Zoning and Planning Board respectfully recommends approval of the preliminary subdivision plat for Apple Valley Forest contingent upon State approval of the erosion control measures for the subdivision. Attached to the memorandum were the preliminary plat checklist, letters of approval from the zoning and public works departments, submittal for water approval, and submittal for erosion control.

Commissioner Bush moved, seconded by Commissioner Karr, to table this item until the next Council meeting to be held Tuesday, July 13, 1993 at 10:00 a.m. at the Lake Lure Community Center. The vote of approval was unanimous.

**MEMORANDUM - AMENDMENTS TO ORDINANCE TO  
DISCONTINUE THE EXISTING "ZONING PLANNING  
BOARD" AND TO CREATE THE TOWN OF LAKE LURE  
ZONING AND PLANNING BOARD**

Council was presented with a memorandum from the Town of Lake Lure Zoning and Planning Board on the subject Amendments to Ordinance to Discontinue the Existing "Zoning Planning Board" and to create the Town of Lake Lure Zoning and Planning Board.

The Zoning and Planning Board, in examining the ordinance noticed that Section 4 provides that members are to serve for a term of one year. In practice, members have been appointed for terms of three years. To reconcile this discrepancy, the Zoning and Planning Board recommends that Section 4 of the ordinance be amended as follows: **Section 4:** That the Town of Lake Lure Zoning and Planning Board shall consists of five members, each of whom shall be appointed by the Town Council of Lake Lure and each of whom shall serve for a term of three years expiring on December 31 of the third year. Any vacancy shall be filled for the unexpired term in the same manner as the initial appointment.

Council requested that a draft revision of the ordinance, including a staggering of terms be presented at the next regular Council meeting for further consideration.

**MEMORANDUM - APPROVAL OF FISHING TOURNAMENTS  
AND CONTESTS**

Council was presented a memorandum from the Lake Advisory Committee on the subject Approval of Fishing Tournaments and Contests.

The Lake Advisory Committee is concerned about the potential impact of fishing tournaments and contests on Lake Lure. Often these events are conducted in such a way as to be harmful to the fish population (improper

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handling of fish which makes catch and release ineffectual) and dangerous to other users of the lake (high boat speeds from one fishing location to another).

To help mitigate these potential negative impacts, the Committee recommends that prior to any future fishing tournaments or fishing contests, the organizers of these events be required to appear before the Lake Advisory Committee for a consultant process to explain to the Committee how the event will be run and subsequently, for the Committee to recommend to Town Council whether or not the event should be approved.

Council was also presented a memorandum from the Lake Advisory Committee on the subject Recommendation for No Wake Speed and Other Signs on Lake Lure.

The Lake Advisory Committee has noted the dilapidated state of the sign on Memorial Point (Shakespeare Point), which reads on one side, "slow, No Wake Speed" and on the other side, "Leaving No Wake Speed Area". The Committee recommends replacement of this sign.

In conjunction with this replacement, the Committee recommends placement of signs at both bridges over the lake. Residents who live near the Yacht Club Island bridge and the Tryon Cove bridge report frequent violations of the no wake speed under these bridges. Therefore, the Lake Advisory Committee recommends erection of signs on both sides of both bridges.

For the Yacht Club Island bridge, the Committee recommends on the side of the bridge facing the main body of the lake, a sign to read "Slow No Wake Speed in Cove", and on the side of the bridge facing the cove, a sign to read, "Leaving No Wake Speed Area".

The Committee feels that these measures will help to remind boaters to use a safe speed when passing under the bridges and that this will make these areas safer for residents.

Jack Powell, Member of the Lake Advisory Committee, was present. Mr. Powell announced that the next regular meeting of the Lake Advisory Committee would be held at the Lake Lure Community Center Monday, July 12, 1993 at

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5:30 p.m. It was the consensus of Council to meet jointly with the Lake Advisory Committee at their regular meeting July 12, 1993 in order to get more clarification on the subjects presented by the Committee.

### **TAX RELEASES**

Betty Hinson, Tax Collector, requested that Council release the taxes of Van Simpson in the amount of \$56 due to the fact that two bills were produced for the same account. Only paper work is involved in this release.

Commissioner Lehner moved, seconded by Commissioner Karr, to approve the tax release in the amount of \$56 as presented by the Tax Collector. The vote of approval was unanimous.

### **STAFF REPORTS**

Mr. Hord reported on the status of the abandoned structures and unfit dwellings within the Town of Lake Lure. Six structures have been put on notice and have either been corrected or show willingness to correct.

Mr. Hord also reported that debris clean up is still underway.

### **COUNCIL COMMENTS**

Council announced the July 4th fireworks which will be sponsored by the Hickory Nut Gorge Chamber of Commerce Saturday, July 3, 1993. There will also be several chamber sponsored events preceding the fireworks. Among the festivities, there will be a softball game beginning at 3:00 p.m. and a steak roast beginning at 4:00 p.m.

The Chamber of Commerce requested to be allowed to serve beer in the Community Center area for the event. Therefore, Commissioner Bush moved,



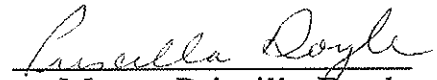
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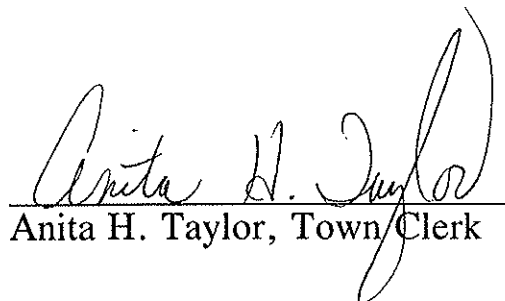
seconded by Commissioner Donovan, to approve the request based on the ordinance titled, Ordinance Governing Consumption of Malt Beverages, Unfortified Wine, Fortified Wine, Spirituous Liquor, or Mixed Beverages on Certain Public Places, that the portion of the ordinance pertaining to malt beverages, will be suspended Saturday, July 3, 1993 from 3:00 p.m. until 9:00 p.m. for the sole purpose of the Chamber sponsored July 4th celebration.

The decision was based upon the guidelines of Section 2 of the ordinance which reads as follows: Permit: The Town Council of the Town of Lake Lure may grant a permit allowing consumption of either malt beverages, unfortified wine, fortified wine, spirituous liquor and/or mixed beverages for speciala events on the Town Beach or within the Community Center, and the permit shall be in writing and describe the date and hours in which the operation of this ordinance shall be temporarily suspended for said special event.

With no further items of discussion, Commissioner Karr moved, seconded by Commissioner Bush, to recess to Monday, July 12, 1993 at 5:30 p.m. at the Lake Lure Community Center for the purpose of meeting jointly with the Lake Advisory Committee. The vote of approval was unanimous.

ATTEST:

  
Mayor Priscilla Doyle

  
Anita H. Taylor, Town Clerk

BUDGET ORDINANCE  
1993-1994 FISCAL YEAR

In accordance with G.S. 159-13 (a), the Town Council of the Town of Lake Lure adopts the attached document entitled Town of Lake Lure 1993-1994 Budget. This ordinance includes revenues and expenditures in the General Fund as follows:

REVENUES

Taxes and Penalties	521,550.00
Miscellaneous	93,205.00
State Shared Revenues	332,350.00
Land Use Fees	3,975.00
Golf Course	88,100.00
Beach	87,550.00
Marina	27,700.00
Lake	53,000.00
Transfers	146,982.00
Cont. For Capital	<u>71,122.00</u>
<b>TOTAL</b>	<b>1,425,534.00</b>

EXPENDITURES

Governing Body	28,210.00
Administration	266,662.00
Police	266,794.00
Fire Dept.	75,582.00
E.M.S.	500.00
Public Works	238,368.00
Sanitation	78,200.00
Golf Course	168,123.00
Lake	11,875.00
Beach	58,932.00
Community Center	5,530.00
Marina	36,280.00
B.R.E.C.	0.00
Insurance and Bonds	59,356.00
Contingency Reserve	60,000.00
Cont. To Capital Fund	<u>71,122.00</u>
<b>TOTAL</b>	<b>1,425,534.00</b>

This ordinance includes revenues and expenditures in the Water Fund as follows:

REVENUES	
Water and Wastewater Charges	230,200.00
<b>TOTAL</b>	<b>230,200.00</b>

EXPENDITURES	
Sewer	91,205.00
Water	97,297.00
Contribution	41,698.00
<b>TOTAL</b>	<b>230,200.00</b>

This ordinance includes revenues and expenditures in the Hydro-Electric Fund as follows:

REVENUES	
Hydro-Electric Sales	360,000.00
<b>TOTAL</b>	<b>360,000.00</b>

REVENUES	
Hydro-Electric Contribution to Capital	49,570.00
	310,430.00
<b>TOTAL</b>	<b>360,000.00</b>

TOTALS FOR ALL FUNDS	
GENERAL FUND	1,425,534.00
WATER FUND	230,200.00
HYDRO-ELECTRIC	360,000.00
<b>TOTAL</b>	<b>2,015,734.00</b>

To achieve this budget program, the Town Council of the Town of Lake Lure, in accordance with G.S. 159-13 (c) sets the ad valorem tax rate at .28 per \$100 of property valuation.

Adopted the 22nd day of June, 1993.

  
Mayor Priscilla Doyle

ATTEST:

Anita H. Taylor, CMC

June 22, 1993

MAYOR AND COUNCILMEN OF THE TOWN OF LAKE LURE

TOWN MANAGER'S MESSAGE AND BUDGET ESTIMATES  
FISCAL YEAR 1993-1994

In accordance with the General Statutes of North Carolina Chapter 159, Article 3, the Budget Estimates for Fiscal Year 1993-1994 are herewith presented for your consideration.

Budgeting is more than a process of balancing revenues and expenditures. It is a plan of action by which various goals and objectives are to be obtained. A Town budget serves three major functions. First, it is a policy statement by which the governing body of the Town sets out what it hopes to accomplish during the next fiscal year. Secondly, it is a financial plan in which the Town sets out how it is going to implement the various policy decisions which it has made, this includes the amount of money to be spent for various Town services and capital improvements and the means by which the necessary funds will be raised to pay for these services and improvements. Finally, the budget is an accounting document which is used as a basis for setting up the Town's books for the following fiscal year and is one of the source materials for the next Town audit.

Total Operating and Capital Budget Estimates for Fiscal Year 1993-1994 equal \$2,015,734. This represents an actual decrease of \$67,438 or a 3.7 percent reduction over the previous year budget. This is the second year that the overall budget has been reduced. Even with general inflationary trends in the cost of delivery of services, a modest pay raise of five percent for Town employees, and substantial investment in capital expenditures, it was still possible to slightly reduce this budget. These anticipated budget savings can be realized through increased budgetary controls, revised means of accounting, and a thorough line item by line item review by Town Council. Therefore, no increase in property tax will be needed to fund these budget estimates.

The major areas of expenditures for the fiscal year beginning July 1, 1993 and ending June 30, 1994 are as follows:

FISCAL YEAR 1993-1994  
BUDGET ESTIMATES

I. GENERAL FUND	
Governing Board	28,210
Administration	266,662
Police	266,794
Fire Departments	75,582
EMS	500
Public Works	238,368
Sanitation	78,200
Golf Course	168,123
Lake	11,875
Beach	58,932
Community Center	5,530
Marina	36,280
Insurance and Bonds	59,356
Reserve for Contingency	<u>60,000</u>
 TOTAL GENERAL FUND	 \$1,354,412
 II. WATER FUND	 188,502
 III. ELECTRIC FUND	 <u>\$ 49,570</u>
 TOTAL OPERATING BUDGET	 \$1,592,484
 CAPITAL IMPROVEMENT PROGRAM	 <u>\$ 423,250</u>
 TOTAL OPERATING AND CAPITAL BUDGET	 \$2,015,734

The Lake Lure Town Council held several workshop meetings over a two month period of time to consider and debate this year's budget. This was in addition to the public hearings and budget discussions held during Regular Council Meetings. All of these meetings represent several hundred man hours of work devoted entirely to budget discussions.

There were many hard decisions associated with the budget. As is the usual case with all budgets, needs of the Town were greater than the means to pay. This meant there was a need to prioritize the many competing good projects or agencies that requested funding. Many hours of hard work and study were required by each Council member to reach the various decisions required during the budget formulation process.

Examples of the many hard decisions facing the Council were (1) funding to maintain and operate the Hydro-Electric Plant; (2) the need for additional police cruisers to replace old worn out models; (3) fair pay to Employees; (4) garbage disposal; (5) repair pot holes in streets and repave those streets in worst shape; (6) mow street rights-of-way and the mowing machines required to get the job done; (7) maintain and improve the recreational and open space throughout the Town. The list could go on and on, but this should give some idea of the many decisions and priorities that have to be made.

In closing, please let me briefly cover with you the major items that this proposed fiscal year 1993-1994 budget does and does not provide for:

1. This budget assumes no annexations or major growth in population served. If major annexations or population increases occur, adjustments in the budget would be necessary.

2. Capital Expenditures of \$423,250 are allocated to various projects. Included in this total are \$12,000 for street repairs, \$65,000 for repaving, \$25,000 to make improvements on Marina Point, \$25,000 for manhole repairs, \$26,000 to purchase emergency generators, \$22,000 for firefighting boat, and \$10,000 to purchase Emergency Medical Services Equipment.

3. Money has been appropriated in the water fund to have prepared a comprehensive water system study. The purpose of this professionally prepared study would be to evaluate the existing and future needs of the water system and make recommendations as needed. Water for firefighting and fire hydrants will be a vital part of this proposed study.

4. The proposed budget has only a five percent pay increase for each Town employee. Although a pay classification study is planned for the near future, it is clear that our employees still remain below their counterparts in other southeastern towns. Despite the consistent dedication of our Town employees, it will be necessary to address the competitiveness of our compensation plan if we are to continue to retain and attract the talent and dedication that we currently enjoy.

5. The operational and maintenance portion of the budget will provide for about the same levels of public services as in last years budget with no anticipated increase in property tax.

Even though this proposed budget does not provide for all of the projects or programs we all had hoped for, it does provide for a continuance of basic urban services. In these economic times, this is a major accomplishment in itself. I think we can all hold our heads up high and be proud of this budget and by working and pulling together much can be accomplished.

Cooperation of departments, agencies, and administrative employees in formulating this budget has been outstanding and is gratefully acknowledged. I wish to particularly acknowledge the Town Council, the Finance Director, his staff, and other Department Heads of this Town for their conscientious and dedicated work in the preparation of the 1993-1994 Budget Estimate.

Respectfully submitted



Thomas M. Hord  
Town Manager



A RESOLUTION ESTABLISHING A CAPITAL RESERVE FUND  
TOWN OF LAKE LURE

WHEREAS, the Town Council of the Town of Lake Lure, conducted a public hearing on the 22nd day of June, 1993, on the question of establishing a capital reserve fund;

AND WHEREAS, the Town Council deems it in the best interest of the Town of Lake Lure to enact a capital reserve fund for Fiscal Year 1993-1994 and to continue appropriations for the Capital Reserve Fund for Fiscal Year 1992-1993;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LAKE LURE:

In accordance with G.S. 159-18, the Town Council of the Town of Lake Lure adopts the attached document entitled Town of Lake Lure Capital Reserve Fund and continue appropriations for the Capital Reserve Fund for Fiscal Year 1992-1993 in the amount of \$118,620.00 This resolution establishes the approximate amount of accumulation, source, purposes, and approximated period of time for accumulation of funds for the following:

<u>Purpose</u>	<u>Amount</u>	<u>Period</u>	<u>Source</u>
ADMINISTRATIVE			
Lake Structure Planning & Implementation	\$15,000	1 Year	Capital Fund
Feasibility Study - Community Center & ABC	5,000	1 Year	Capital Fund
POLICE DEPARTMENT			
2 Vehicles	\$30,000	1 Year	Capital Fund
Cameras	4,000	1 Year	Capital Fund
Boat	12,000	1 Year	Capital Fund
Remodel Boat House	3,000	1 Year	Capital Fund

Resolution Establishing a Capital Reserve Fund  
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<u>Purpose</u>	<u>Amount</u>	<u>Period</u>	<u>Source</u>
PUBLIC WORKS			
Generator	\$ 1,500	1 Year	Capital Fund
Leaf Blower	4,000	1 Year	Capital Fund
2 Snow Plows	8,000	1 Year	Capital Fund
Paving & Patching	77,000	1 Year	Capital Fund
Fencing	12,000	1 Year	Capital Fund
Silt Removal	15,000	1 Year	Capital Fund
GOLF COURSE			
Mower	\$ 8,500	1 Year	Capital Fund
Cushman	9,750	1 Year	Capital Fund
5 New Carts	15,000	1 Year	Capital Fund
2 Utility Carts	5,000	1 Year	Capital Fund
Parking Improvements	5,000	1 Year	Capital Fund
EMERGENCY SERVICES			
Air Packs	\$ 8,000	1 Year	Capital Fund
Pumper Fire Boat	22,000	1 Year	Capital Fund
EMS Equipment	10,000	1 Year	Capital Fund
RECREATION			
4 Paddleboats	\$ 4,000	1 Year	Capital Fund
Gazebo & Point	25,000	1 Year	Capital Fund
Tank Removal	9,000	1 Year	Capital Fund
Downtown Park Area	10,000	1 Year	Capital Fund

Resolution Establishing a Capital Reserve Fund  
Page 3

<u>Purpose</u>	<u>Amount</u>	<u>Period</u>	<u>Source</u>
WATER/SEWER			
New Sludge Pumps	\$ 10,000	1 Year	Capital Fund
Mower	1,500	1 Year	Capital Fund
Sewer Study	12,500	1 Year	Capital Fund
Water Truck	18,000	1 Year	Capital Fund
Water Study	15,000	1 Year	Capital Fund
Manhole Repair	25,000	1 Year	Capital Fund
ELECTRIC			
Generator	\$ 16,000	1 Year	Capital Fund
Lake Monitoring	7,500	1 Year	Capital Fund
<b>TOTAL</b>	<b>\$423,250</b>		

To achieve this budget program, the Town Council of the Town of Lake Lure, in accordance with G.S. 159-13 (c) sets the ad valorem tax rate at .28 per \$100 of property valuation.

Adopted the 22nd day of June, 1993.

ATTEST:

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Mayor Priscilla Doyle

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Anita H. Taylor, Town Clerk