



Incorporated 1927

Town of Lake Lure

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MINUTES OF THE REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL HELD TUESDAY, JULY 9, 2002, 7:00 P.M. AT THE LAKE LURE MUNICIPAL CENTER

PRESENT: Mayor Jim Proctor
Commissioner Blaine Cox
Commissioner Lea Hullender
Commissioner Dick McCallum
Commissioner George Pressley

Sam A. Karr, Assistant Town Manager

ABSENT: H. M. Place III, Town Manager
J. Christopher Callahan, Town Attorney

CALL TO ORDER

Mayor Proctor called the meeting to order at 7:00 p.m.

INVOCATION

Commissioner McCallum gave the invocation.

APPROVE AGENDA

A motion was made by Commissioner Hullender to approve the agenda as presented. Commissioner McCallum seconded the motion and the vote of approval was unanimous.

PUBLIC FORUM

Mayor Proctor invited the audience to speak on any non-agenda item. No one requested to speak during public forum.

COMMITTEE REPORT: LAKE LURE GOLF COURSE ADVISORY COMMITTEE

Golf Course Manager Chris Shute gave a brief report on activities at the golf course.

CONSENT AGENDA

Mayor Proctor presented the consent agenda and asked if any item should be removed before calling for action. A motion was made by Commissioner Cox to approve the following consent agenda items as presented and Commissioner Pressley seconded the motion. Therefore, the consent agenda, incorporating the following items was unanimously approved:

- a. minutes of June 11, 2002 (regular meeting) as amended revising the following motion on page 5 inserting a property description to read as follows:

After hearing a request from Arthur Killian, Commissioner Pressley made a motion to waive the requirement to hook up to the town water system for Arthur Killian's property located at Marina Drive (This property is recorded in the Rutherford County Tax Office under tax map 541, block 738, lots 3, 4, 5, and 6) for a period of two years or until the water pressure is brought up to minimum standards, whichever comes later. Commissioner McCallum seconded the motion and the vote of approval was unanimous; and

- b. fabric structure permit for the Pediatric Brain Tumor Foundation and request to hold the annual Asheville "Ride for Kids" fund raiser event on August 25, 2002; space to set up a 60 ft. by 80 ft. tent with a stage and 400 chairs; space for a 20 ft. by 20 ft. frame tent for premiums; space for 8 portable toilets; electrical power to operate a sound system and fans (they will supply extension cords); and assistance with traffic control to allow motorcyclists safe entry into the parking area. The tents, chairs and stage will be setup on Thursday, August 22nd or Friday, August 23rd and will be removed on Monday, August 26, 2002. The portable toilets will likely be delivered on Friday, August 23, 2002 (Copy of letter dated June 27, 2002 from Larry Moore, National Ride for Kids Manager attached).

End of Consent Agenda

Commissioner McCallum encouraged individuals to support the "Ride for Kids" fund raiser event. Mayor Proctor said he would be participating in this event and he asked for donations supporting the Pediatric Brain Tumor Foundation.

UNFINISHED BUSINESS

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| <p>a. Consider Revised Fee Rates for the Lake Lure Gazebo Rental and the Community Hall</p> |
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Mayor Proctor read into the record the proposed fee schedule for the Lake Lure gazebo rental and the community hall furnished by Deputy Town Clerk Anita Taylor. (Copy of fee schedule attached).

Council members talked about the need for posting a sign reserving the town gazebo.

After review, Commissioner Cox made a motion to approve the proposed fee schedule as furnished by Deputy Town Clerk Taylor. Commissioner McCallum seconded the motion and the vote of approval was unanimous.

**FEE SCHEDULE FOR TOWN GAZEBO RENTAL
AND COMMUNITY HALL**

COMMUNITY HALL

Monday - Friday (holidays excepted), 9:00 a.m. - 4:00 p.m.
\$65.00 per half day (4 hours or less)
\$85.00 per day (in excess of 4 hours)

Monday - Friday (holidays excepted), 5:00 p.m. - 9:00 p.m.
\$85.00 for the evening or any fraction thereof

Weekends, 9:30 a.m. - 9:00 p.m.
\$85.00 per half day (4 hours or less)
\$100 per day (in excess of 4 hours)

GAZEBO

\$75.00 per half day (4 hours or less)
\$100.00 per day (in excess of 4 hours)

NEW BUSINESS

a. Authorize the Town Manager to have Certain Town Property Surveyed

Louis W. Hughes, owner of Lake Lure RV Park, Inc. submitted a letter to the town offering to purchase town property on the west side of the Lake Lure RV Park plus the cost of a survey. (Copy of letter attached.)

After discussion, Commissioner Pressley made a motion to authorize the town manager to have town property adjacent to the west side of the Lake Lure RV Park surveyed. Commissioner Cox seconded the motion and the vote of approval was unanimous.

NEW BUSINESS

b. Adopt Ordinance No. 02-07-09 Amending Chapter 50, Section 50.04 of the Town Code of Ordinances to Allow a Delay for the Mandatory Connection to the Town Water System and Provide for an Increase in Connection Fees where Connections are Delayed

Commissioner Hullender read into the record excerpts from the proposed Ordinance No. 02-07-09 Amending Chapter 50, Section 50.04 of the Town Code of Ordinances to allow a delay for the mandatory connection to the town water system and provide for an increase in connection fees where connections are delayed.

After review, Commissioner Hullender made a motion to adopt Ordinance No. 02-07-09 as presented. Commissioner McCallum seconded the motion and the vote of approval was unanimous.

ORDINANCE NO: 02-07-09

**AN ORDINANCE AMENDING CHAPTER 50,
WATER SYSTEM, CODE OF ORDINANCES
FOR THE TOWN OF LAKE LURE, NORTH
CAROLINA, TO ALLOW A DELAY FOR THE
MANDATORY CONNECTION TO THE TOWN
WATER SYSTEM AND PROVIDE FOR AN
INCREASE IN CONNECTION FEES WHERE
CONNECTIONS ARE DELAYED.**

WHEREAS, Sec. 50.04 of the Code of Ordinances states that all owners of improved property located within the corporate limits within a distance of 200 feet of any town water line shall connect their premises with the town water system; and,

WHEREAS, the council desires to allow owners of existing developed property to be allowed to delay said mandatory connection for a period of up to two years where needed to amortize the cost of existing wells and adjust the connection fee to compensate for said delay;

NOW, THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LAKE LURE, NORTH CAROLINA, MEETING IN REGULAR SESSION AND WITH A MAJORITY OF COUNCILMEN VOTING IN THE AFFIRMATIVE:

SECTION ONE: That Section 50.04, be amended as follows:

§ 50.04 WATER CONNECTIONS REQUIRED; SEPARATE CONNECTIONS

All owners of improved property located within the corporate limits ~~and on or~~ within a distance of 200 feet of any town water line shall connect their premises with the town water system. New construction shall be required to connect to an existing water line prior to receiving a certificate of occupancy. Existing developed property to be served by a new town water line may connect as soon as the new service is available, but will not be required to connect for a period of two years from the date the service is available. If the property is connected at the time the service is available, the current connection fee shall apply. If the connection is delayed, the fee will be increased by 10% during the first year and 20% during the second year after the service is available. Nothing in this section shall prohibit the continued use of water from private wells for any purpose other than domestic use. There shall be no cross connection of the town water system with any private well or any other source of water supply.

SECTION TWO: This ordinance shall be effective upon its adoption

Adopted this 9th day of July, 2002.

STAFF REPORTS

Assistant Town Manager Karr gave a brief report on the status of the pumps at the lift station. He said a letter has been submitted to Brown Utilities, Inc. requesting serial numbers for these pumps.

COUNCIL COMMENTS

Commissioner Pressley gave a brief report on the meeting held by the Lake Advisory Committee. He said the Lake Advisory Committee recommended that a press release be written by the town in response to false rumors about the quality of the water in the lake. Commissioner Pressley discussed the need for a policy allowing businesses to test boats which are being repaired.

Mayor Proctor agreed to work with the town manager on writing a press release detailing the town's efforts in keeping the lake clean.

Commissioner McCallum said he received a call from a citizen inquiring about getting a no wake buoy along the west shore of the lake in the Fairfield area near Highland Shores and Beaver Creek. Commissioner Pressley informed Council members that requests for buoys needed to be submitted in writing to the Lake Advisory Committee.

Commissioner Cox announced that the Rutherford County Community Meeting was being held on Thursday, July 11, 2002, 7:00 p.m., at Isothermal Community College at the Foundation regarding developing a strategic plan for Rutherford County.

ADJOURNMENT

With no further items of discussion, Commissioner Cox made a motion to adjourn the meeting at 7:45 p.m. Commissioner Pressley seconded the motion and the vote of approval was unanimous.

ATTEST:


Mary A. Flack, MMC
Town Clerk


Mayor Jim Proctor