

**MINUTES OF THE REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL
HELD TUESDAY, NOVEMBER 12, 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

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

ABSENT: N/A

CALL TO ORDER

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

INVOCATION

Attorney Callahan gave the invocation.

APPROVE AGENDA

A motion was made by Commissioner McCallum to approve the agenda as amended adding an item as 8g. consider leasing a portion of the Lake Lure Municipal Golf Course club house for golf club repairs and golf lessons. Commissioner Cox seconded the motion and the vote of approval was unanimous.

PUBLIC FORUM

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

PRESENTATION BY THE LAKEFRONT OWNER'S ASSOCIATION OF DONATION TO FIRE COORDINATOR RON MORGAN TO BE USED TOWARD A NEW FIRE BOAT

Council members agreed to table the presentation by the Lakefront Owner's Association of a Donation to Fire Coordinator Ron Morgan to be used toward a new fire boat until the next regular Town Council meeting.

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 item as presented and Commissioner Hullender seconded the motion. Therefore, the consent agenda, incorporating the following item was unanimously approved:

- a. minutes of October 8, 2002 (regular meeting).

End of Consent Agenda

NEW BUSINESS

a. Presentation on Rutherford Life Care Services

Kim Cole and Mary Johnson gave a presentation on Rutherford Life Care services. (Copy of brochure attached.)

NEW BUSINESS

b. Adopt Resolution No. 02-11-12 Fixing the date of the Public Hearing Regarding a Request from Ed Younger for an Area Contiguous to the Town of Lake Lure be Annexed Voluntarily Pursuant to G.S. 160A-31 and Resolution No. 02-11-12A calling for a Public Hearing for Initial Zoning for Ed Younger's Property to be Zoned R-3 (Resort Residential District)
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After review, Commissioner Cox made a motion to adopt Resolution No. 02-11-12 fixing the date of the public hearing regarding a request from Ed Younger for an area contiguous to the Town of Lake Lure pursuant to G. S. 160A-31 and Resolution No. 02-11-12A calling for a public hearing for initial zoning for Ed younger's property to be zoned R-3 (Resort Residential District) as presented by Town Attorney Callahan. (Copy of Resolution No. 02-11-12 and Resolution No. 02-11-12A attached.) Commissioner McCallum seconded the motion and the vote of approval was unanimous.

NEW BUSINESS

c. Approve Lease Agreement between the Town of Lake Lure and J. & M. Properties Regarding Sign on Town Property
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Town Manager Place read his memorandum of November 12, 2002 into the record regarding a lease for Arcade Building off-site sign. (Copy of memo attached.)

Attorney Callahan stated that an advertisement would need to be placed in the newspaper regarding the proposed lease agreement.

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After review, Commissioner McCallum made a motion to approve the lease agreement between the Town of Lake Lure and J. & M. Properties as presented by the Town Manager. Commissioner Pressley seconded the motion and the vote of approval was unanimous.

NEW BUSINESS

d. Budget Amendment Regarding Wastewater Treatment Plant Improvements - EPA/STAG Funding

Town Manager Place read his memorandum of November 7, 2002 into the record regarding wastewater treatment plant improvements - EPA/STAG funding. (Copy of memo attached.)

A motion was made by Commissioner McCallum to approve budget amendments regarding the wastewater treatment plant improvements (EPA/STAG funding); by increasing the revenue account to \$305,000 and increasing the expenditure account to \$320,200. Commissioner Hullender seconded the motion and the vote of approval was unanimous.

e. Request from Mary Ann Hollifield on Behalf of the Crafty Tarheels Regarding Craft Shows

A motion was made by Commissioner Cox to approve a request from Mary Ann Hollifield for the Crafty Tarheels to (1) hold craft shows on July 4-6, 2003, August 30-31, 2003, September 1, 2003, and October 11-12, 2003; (2) suspend the town peddling ordinance to allow vendors to sell crafts and food; (3) use of the town community center kitchen area and the grassy area adjacent to the town community center/visitor center and between the town marina; and (4) suspend the town ordinance prohibiting overnight camping for these events to allow two self-contained campers to stay on town property located on the grassy area adjacent to the town community center/visitor center. Commissioner Hullender seconded the motion and the vote of approval was unanimous.

f. Set Fee Rates for Boat Permits to be Issued January 2003 and Review Recommendations from the Lake Advisory Committee

After discussion, it was the consensus of Town Council to table the adoption of fee rates for boat permits to be issued January 2003 for further review at the next Town Council meeting December 10, 2002.

A motion was made by Commissioner McCallum to authorize the Town Manager to order boat permit stickers. Commissioner Cox seconded the motion and the vote of approval was unanimous.

Commissioner McCallum made a motion to approve the delayed harvest (catch and release) of all fish to be caught in Lake Lure during the period of December 1, 2002 through March 1, 2003. Commissioner Pressley seconded the motion and the vote of approval was unanimous.

g. Consider Leasing a Portion of the Lake Lure Municipal Golf Course Club House for Golf Repairs and Golf Lessons

Town Manager Place read his memorandum of November 4, 2002 into the record pertaining

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to leasing a portion of the Lake Lure Municipal Golf Course Club House for golf repairs and golf lessons. (Copy of memo attached.)

A motion was made by Commissioner Cox to authorize the town manager to draft a lease agreement between the Town of Lake Lure and Alvin Coggins regarding use of the golf course club house for golf club repairs and golf lessons. Commissioner McCallum seconded the motion and the vote of approval was unanimous.

STAFF REPORTS

Town Manager Place reported on the following:

1. Rutherford County has formally adopted the Water Extension Ordinance. Mr. Place explained this ordinance puts into place a mechanism that will allow providers of public water and sewer systems in the county to receive grants and loans directly from Rutherford County for the expansion of those systems. The intent is to encourage providers to eventually be able to connect everyone in the county to central water and sewer. Mr. Place said while this is a lofty and probably unattainable goal, this program will certainly be a step in that direction. The program will initially be funded by a low interest loan from the state that will be backed up by proceeds from 1/10 of one cent of the sales tax and the fund will be perpetuated through a share of access (hook-up) fees and/or billing fees over a 20 year period.
2. Chimney Rock Village and Lake Lure officials met with McGill & Associates in October to review the progress of the joint utilities system study. The general consensus was that there would be economic benefit as well as operating efficiencies resulting from a combination of the two utility systems. Mr. Place said there was a suggestion that both councils meet in joint session in early December to hear the final report from McGill and determine what action should be taken.

After discussion, Commissioner Pressley made a motion to schedule a joint workshop meeting with Lake Lure Town Council and the Chimney Rock Village Council on December 3, 2002, 2:00 p.m., in the Town Council meeting room of the Lake Lure Municipal Center regarding a joint utilities system. Commissioner Cox seconded the motion and the vote of approval was unanimous.

3. Mr. Place said he is still exploring options regarding dredging Tryon Bay Cove as well as the river this year. Discussions are underway with Lake Norman Dredging, Deck Sand and TCB Paving. At the heart of the discussions is the town-owned dredge. It is the opinion of the Director of Public Works and Mr. Place that this dredge does not meet today's needs and should be declared surplus. I have prepared a discussion outline listing options regarding the disposition of the dredge. At the same time, the town needs to act on the proposals from Lake Norman Dredging regarding the clean-out of Tryon Bay Cove this winter and from TCB Paving regarding the sale of the dredge. Mr. Place said if Town Council agrees to proceed with the dredging project, Town Council will have to either accept Lake Norman's offer to swap the dredge for the balance of the project cost beyond the budgeted amount (\$38,520) or to amend the budget to include that additional amount.

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After discussion, Commissioner Pressley made a motion to authorize the town manager to negotiate a contract with Lake Norman Dredging to dredge Tryon Bay Cove in 2003. Commissioner Cox seconded the motion and the vote of approval was unanimous.

A motion was made by Commissioner Cox to authorize the town manager to negotiate a contract with Deck Sand Company to dredge the river this winter. Commissioner McCallum seconded the motion. Commissioners Cox, Hullender, and McCallum voted in favor of the motion. Commissioner Pressley voted against the motion. Therefore, the motion carried with a vote of 3 to 1.

4. Mr. Place recognized town employee William Grimes for his 20th anniversary with the town.

COUNCIL COMMENTS

Council members briefly discussed the pros and cons of keeping the town dredge.

Commissioner Hullender thanked everyone who worked on the town's 75th Diamond Jubilee Ball.

Mayor Proctor stated that the Diamond Jubilee will return the loan of \$5,000 plus an additional 9,000. He said some of the money will be earmarked for upkeep of maintaining the landscape in Lake Lure.

ADJOURNMENT

With no further items of discussion, Commissioner Cox made a motion to adjourn the meeting at 9:15 p.m. Commissioner McCallum seconded the motion and the vote of approval was unanimous.

ATTEST:

Mary A. Flack, MMC
Town Clerk

Mayor Jim Proctor