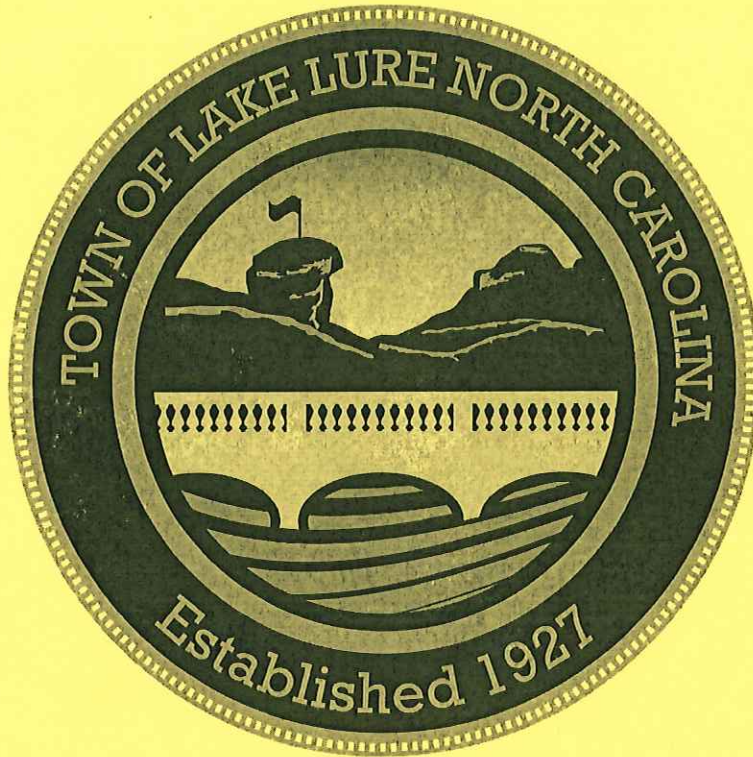


# **LAKE LURE TOWN COUNCIL REGULAR MEETING PACKET**

Tuesday, July 12, 2016



**Mayor Bob Keith**

**Commissioner John Moore**

**Commissioner Mary Ann Silvey**

**Commissioner Stephen Webber**

**Commissioner Bob Cameron**



## REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL

July 12, 2016

6:00 p.m.

Lake Lure Municipal Center

### AGENDA

1. Call to Order  
Mayor  
Bob Keith
2. Invocation (*Please rise and remain standing*)  
Attorney  
Chris Callahan
3. Pledge of Allegiance
4. Approve the Agenda  
Council
5. Staff Reports  
Sam Karr,  
Interim Town Manager
6. Council Liaison Reports & Comments
7. Public Forum: *The public is invited to speak on any non-agenda and/or consent agenda topics. Comments should be limited to less than five minutes.*
8. Consent Agenda:
  - a. Approve Minutes of the June 10, 2016 Special Meeting and the June 14, 2016 Regular Meeting
  - b. Task the Incoming Town Manager, Arriving August 1, 2016, to Make Further Research and Study of a Potential New Job Position for a Full Time Board Clerk an Extremely High Priority and Provide a Recommendation for Action to Council at the September 13, 2016 Regular Town Council Meeting
  - c. Approve a Budget Amendment Concerning Payment to Developmental Associates for the Town Manger Search
  - d. Approve a Fund Balance Transfer to the Fire Department for Fiscal Year 2016-2017 for a Certification Bonus

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**June 14, 2016**

- e. Approve Filling the Public Works Director Position Upon Retirement of the Current Public Works Director
- 9. Unfinished Business
- 10. New Business:
  - a. Consider Approve of a Recommendation from the Parks and Recreation Board to Adopt the Name “Pool Creek Picnic Park” for the Park Area Beside to the ABC Store
  - b. Presentation – Buffalo Creek Park Public Trail Head and Parking Lot Agreement Proposal
  - c. Consider Approve of a Recommendation to Increase the Utility Deposit Required for Renters
  - d. Consider Approval of the Following requests Submitted by the Chamber of the Hickory Nut Gorge for The Dirty Dancing Festival Being Held on August 19-20, 2016:
    - Waive Sign Fees For Banners for the Event
    - Suspend the Peddling Ordinance for the Event
    - Permission to Use the Parking Lot For Attendees of the Festival
    - Permission to have a Beer Garden at the Event
- 11. Adjournment

## *Agenda Item: 8a*





**MINUTES OF THE SPECIAL MEETING OF THE LAKE LURE TOWN COUNCIL  
HELD TUESDAY, JUNE 10, 2016, 12:30 P.M. AT THE LAKE LURE CLASSICAL  
ACADMEY**

**PRESENT:** Mayor Bob Keith  
Commissioner John W. Moore  
Commissioner Mary Ann Silvey  
Commissioner Bob Cameron  
Commissioner Stephen M. Webber

**ABSENT:** Sam Karr, Interim Town Manager/Finance Director  
J. Christopher Callahan, Town Attorney

**CALL TO ORDER**

Mayor Bob Keith called the meeting to order.

**APPROVE THE AGENDA**

Commissioner Stephen Webber made a motion to approve the agenda as presented. Commissioner Bob Cameron seconded the motion and the vote of approval was unanimous.

**CLOSED SESSION IN ACCORDANCE WITH G.S. 143-318.11 (A) (6) FOR THE  
PURPOSE OF DISCUSSION PERSONNEL MATTERS – REVIEW APPLICANTS FOR  
THE TOWN MANAGER POSITION**

Commissioner Bob Cameron made a motion to go into closed session in accordance with G.S. 143-318.11 (a) (6) for the purpose of discussing personnel matters – review applicants for the Town Manager position.

Steve Straus and Heather Lee representing Developmental Associates were asked to join the meeting.

Mr. Straus described the process, exercises used, and the scoring system used during assessments of applicant for the town manager position.

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Groups that rated the applicants during accesement exercises joined the meeting when requested and gave council an overview of the exercises and each candidate's performance.

Heather Lee reviewed results of EQI testing.

Council unanimously agreed to extend a conditional offer to applicant Ron Nalley for appointment to the position of Town Manager for the Town of Lake Lure.

Commissioner Bob Cameron made a motion to leave closed session. Commissioner Stephen Webber seconded the motion and the vote of approval was unanimous.

|                            |
|----------------------------|
| <b>ADJOURN THE MEETING</b> |
|----------------------------|

With no further items of discussion, Commissioner Bob Cameron made a motion to adjourn the meeting. Commissioner Stephen Webber seconded the motion and the vote of approval was unanimous.

ATTEST:

\_\_\_\_\_  
Andrea H. Calvert

\_\_\_\_\_  
Mayor Bob Keith



**MINUTES OF THE REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL  
HELD TUESDAY, JUNE 14, 2016, 6:00 P.M. AT THE LAKE LURE MUNICIPAL  
CENTER**

**PRESENT:** Mayor Bob Keith  
Commissioner John W. Moore  
Commissioner Mary Ann Silvey  
Commissioner Bob Cameron  
Commissioner Stephen M. Webber

Sam Karr, Interim Town Manager Finance Director  
J. Christopher Callahan, Town Attorney

**ABSENT:** N/A

**CALL TO ORDER**

Mayor Bob Keith called the meeting to order at 6:00 p.m.

**INVOCATION**

Attorney Chris Callahan gave the invocation.

**PLEDGE OF ALLEGIANCE**

Council members led the pledge of allegiance.

**APPROVE THE AGENDA**

Commissioner Stephen Webber asked that the following changes be made to the proposed agenda:

- correct the ordinance number listed on the agenda in items 6 and 7 for the proposed budget ordinance to Ordinance No. 16-06-14, as it is titled on the draft ordinance
- agenda item 8, a public hearing concerning Ordinance No. 16-06-14A, should also include a public hearing concerning the repeal of an ordinance permitting the posting of signs prohibiting the carrying of concealed weapons on certain municipal property adopted at the November 14, 1995 regular council meeting

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- add consideration of filling a vacant police officer position to the new business portion of the meeting between item 15d (discussion concerning signage) and item 15e (a closed session).

Commissioner Bob Cameron made a motion to approve the agenda as amended incorporating the changes suggested by Commissioner Webber. Commissioner Mary Ann Silvey seconded the motion and the vote of approval was unanimous.

**PRESENTATION OF THE TOWN BUDGET AND BUDGET MESSAGE FOR FISCAL YEAR 2016-2017**

Interim Town Manager Sam Karr gave a brief overview of the proposed budget for fiscal year 2016-2017 and read excerpts from his budget message.

**PUBLIC HEARING - PROPOSED ORDINANCE NO. 15-06-14 REGARDING THE TOWN BUDGET FOR FISCAL YEAR 2016-2017**

Mayor Bob Keith opened the public hearing for proposed Ordinance No. 16-06-14 regarding the Town Budget for Fiscal Year 2016-2017 and invited citizens to speak during the public hearing. No one requested to speak.

Council agreed to close the public hearing.

**CONSIDER ADOPTION OF ORDINANCE NO. 15-06-14 REGARDING THE TOWN BUDGET FOR FISCAL YEAR 2016-2017**

Public notices were duly given and published in the Daily Courier newspaper.

After discussion, Commissioner Stephen Webber made a motion to adopt Ordinance No. 16-06-14 adopting the fiscal year 2016-2017 budget for the Town of Lake Lure, North Carolina. Commissioner Mary Ann Silvey seconded the motion and the vote of approval was unanimous.

**ORDINANCE NO. 16-06-14**

**AN ORDINANCE ADOPTING THE FISCAL YEAR 2016-2017 BUDGET FOR THE TOWN OF LAKE LURE, NORTH CAROLINA**

**SECTION 1.** In accordance with G.S. 159-13 (a), the Town Council of the Town of Lake Lure adopts this ordinance entitled Town of Lake Lure 2016-2017 Budget.

**SECTION 2.** This ordinance includes revenues and expenditures in the General Fund, Water/Sewer Fund and Electric Fund. Revenues and expenditures in those funds are as follows:

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**REVENUES**

| <b>I. GENERAL FUND</b>                  |                    |
|-----------------------------------------|--------------------|
| Ad Valorem and Vehicle Taxes            | \$2,384,146        |
| State Shared Revenues                   | \$1,261,927        |
| Installment Loan                        | \$182,595          |
| Lake                                    | \$304,000          |
| Beach & Tours                           | \$102,500          |
| Marina                                  | \$97,500           |
| Facilities Rentals                      | \$33,030           |
| Miscellaneous Revenues                  | \$36,264           |
| Land Use Fees                           | \$22,225           |
| Admin. charge from Water/Sewer Fund     | \$10,000           |
| Admin. charge from Electric Fund        | \$10,000           |
| Appr. Fund Balance-Electric Fund        | \$150,000          |
| Appr. Fund Balance-Silt Reserve Fund    | \$150,000          |
| Appr. Fund Balance-Capital Reserve Fund | \$181,747          |
| Appr. Fund Balance-General Fund         | \$152,359          |
| <b>TOTAL GENERAL FUND</b>               | <b>\$5,078,093</b> |

| <b>II. WATER/SEWER FUND</b> |                    |
|-----------------------------|--------------------|
| Water and Sewer             | \$1,173,050        |
| <b>TOTAL WATER/SEWER</b>    | <b>\$1,173,050</b> |

| <b>III. ELECTRIC FUND</b>      |                  |
|--------------------------------|------------------|
| Electric Receipts              | \$350,500        |
| Appropriated from Fund Balance | \$434,651        |
| <b>TOTAL ELECTRIC</b>          | <b>\$785,151</b> |

|                                       |                           |
|---------------------------------------|---------------------------|
| <b><u>GRAND TOTAL - ALL FUNDS</u></b> | <b><u>\$7,036,294</u></b> |
|---------------------------------------|---------------------------|

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**EXPENDITURES**

|                                   |                    |
|-----------------------------------|--------------------|
| <b>I. GENERAL FUND</b>            |                    |
| Governing Board                   | \$29,210           |
| Administration                    | \$670,781          |
| Central Services                  | \$99,050           |
| Police                            | \$724,219          |
| Fire                              | \$702,311          |
| Sanitation                        | \$216,720          |
| Public Works                      | \$358,642          |
| Economic Development              | \$49,500           |
| Community Development             | \$320,256          |
| Parks & Recreation                | \$140,867          |
| Beach & Marina                    | \$12,720           |
| Golf                              | \$81,000           |
| Lake                              | \$218,523          |
| Capital Outlay                    | \$802,942          |
| Debt Service                      | \$266,521          |
| Non-Governmental                  | \$129,000          |
| Transfers to Capital Reserve Fund | \$255,831          |
| Contingency Reserve               | \$0                |
| <b>TOTAL GENERAL</b>              | <b>\$5,078,093</b> |

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|                             |                    |
|-----------------------------|--------------------|
| <b>II. WATER/SEWER FUND</b> |                    |
| Water                       | \$178,487          |
| Sewer                       | \$411,052          |
| Capital Outlay              | \$0                |
| Debt Service                | \$132,843          |
| <b>TOTAL WATER/SEWER</b>    | <b>\$1,173,050</b> |

|                              |                    |
|------------------------------|--------------------|
| <b>III. ELECTRIC FUND</b>    |                    |
| Operations                   | \$216,651          |
| Capital Outlay               | \$358,500          |
| Transfer to Silt Fund        | \$50,000           |
| Transfer to General Fund     | \$160,000          |
| <b>TOTAL ELECTRIC FUND</b>   | <b>\$785,151</b>   |
| <b>GRAND TOTAL ALL FUNDS</b> | <b>\$7,036,294</b> |

SECTION 3. To achieve this budget program, the Town Council of the Town of Lake Lure, in accordance with G.S. 159-13 (c), the tax rate shall be 0.276 per \$100.00 of property valuation (municipal services at 0.1943 per \$100.00 and fire district tax at 0.0817 per \$100.00 of property valuation).

SECTION 4. Pursuant to the authority set forth in Article 20, Chapter 160A of the North Carolina General Statutes, the Town of Lake Lure and Rutherford County have entered into a contractual agreement to provide for centralized and systemized billing and collection of property taxes in Rutherford County. Under this agreement the County will perform for itself and the Town all of the tax collection functions prescribed in Subchapter 50 of Chapter 105 of the North Carolina General Statutes (often referred to as the Machinery Act). This joint tax collection system shall commence with the tax levy for the fiscal year beginning July 1, 2016 In accordance with section V. of this agreement, the Town of Lake Lure hereby adopts the same tax discount schedule as the County for the Town's tax levy for the fiscal year commencing July 1, 2016.

Adopted the 14th day of June, 2016.



**PUBLIC HEARING - PROPOSED ORDINANCE NO. 15-06-14A**

Mayor Bob Keith opened the public hearing regarding proposed Ordinance No. 16-06-14A, an ordinance amending Chapter 84: Miscellaneous Offenses of the Code of Ordinances of the Town of Lake Lure regarding the possession of firearms, carried openly or concealed, on certain municipal property.

Tyrone Phillips of 239 Luther Burbank Drive asked for clarification as to what the current ordinance states versus what the proposed ordinance would involve.

Mayor Bob Keith agreed to allow Mr. Phillips to ask additional questions after the ordinance overview if necessary.

**CONSIDERED ADOPTION OF ORDINANCE NO. 16-06-14A AND CONSIDER REPEAL OF AN ORDINANCE PERMITTING THE POSTING OF SIGNS PROHIBITING THE CARRYING OF CONCEALED WEAPONS ON CERTAIN MUNICIPAL PROPERTY ADOPTED DURING THE NOVEMBER 14, 1995 REGULAR COUNCIL MEETING**

Commissioner Stephen Webber gave an overview of the current ordinance concerning concealed weapons on certain municipal property and proposed Ordinance No. 16-06-14A. Commissioner Webber explained that since adoption of the original ordinance in 1995 the state statute concerning concealed weapons has been revised and modified several times, but the town ordinance has not been updated.

Commissioner Stephen Webber moved that an ordinance permitting the posting of signs prohibiting the carrying of concealed weapons on certain municipal property adopted during the November 14, 1995 regular council meeting be repealed effective immediately. Commissioner Webber further moved that Ordinance No. 16-06-14A: an ordinance amending Chapter 84: Miscellaneous Offenses of the Code of Ordinances of the Town of Lake Lure regarding the possession of firearms, carried openly or concealed, on certain municipal property be adopted. Commissioner Bob Cameron seconded the motion.

Council members discussed the proposed ordinance and showed general support for the ordinance.

Town Attorney Chris Callahan stated that, per state statute, carrying of concealed weapons in a law enforcement agency is prohibited and suggested that the ordinance better define the area considered as the Lake Lure Police Department since the town hall and police department are in the same building. Mr. Callahan suggested that concealed weapons either be

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prohibited in both town hall and the police department or additional description be given to distinguish between the police department at town hall.

Council members suggested that the ordinance be amended that include the addresses for Town Hall (2948 Memorial Highway) and the Police Department (2950 Memorial Highway) to better distinguish between the two.

Tyrone Phillips inquired about the signs posted on the doors of town hall prohibiting carrying of weapons. Commissioner Webber explained that a concealed weapon permit holder will be allowed to carry a concealed weapon in town hall. Mr. Phillips thanked council for their efforts in revising the ordinance.

Ed Dittmer, member of the Parks and Recreation Board, asked for direction concerning new signage being created for the Dittmer/Watts Nature Trail. Council suggested that the new signage at the trail state that hunting is prohibited on the property and mention of firearms be omitted from the sign.

Council members unanimously voted to adopt Ordinance No. 16-06-14A as amended to include addresses for town hall and the police department.

**ORDINANCE NO. 16-06-14A**

**AN ORDINANCE AMENDING CHAPTER 84: MISCELLANEOUS OFFENSES OF THE CODE OF ORDINANCES REGARDING THE POSSESSION OF FIREARMS, CARRIED OPENLY OR CONCEALED, ON CERTAIN MUNICIPAL PROPERTY**

**WHEREAS**, North Carolina General Statute (N.C.G.S.) 14-409.40(f) allows municipalities to prohibit the possession of firearms in public-owned buildings, on the grounds or parking areas of those buildings, or in public parks or recreation areas;

**WHEREAS**, N.C.G.S. 14-409.39(2) defines a firearm as a handgun, shotgun, or rifle which expels a projectile by action of an explosion;

**WHEREAS**, N.C.G.S. Chapter 14, Article 54B establishes a statewide system that allows a person with a permit, to carry a concealed handgun;

**WHEREAS**, N.C.G.S. 14-415.11(c) and 14-415-23 authorizes municipalities to prohibit the carrying of concealed handguns on certain municipal property and appurtenant premises;

**WHEREAS**, it is the desire of Town Council to regulate the possession of firearms on certain town property to enhance the health and safety of municipal employees and the community at large;

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**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Lake Lure, North Carolina, that;

**CHAPTER 84: MISCELLANEOUS OFFENSES** to the Lake Lure Code of Ordinances be amended as follows:

Section 84.04 ~~Unreasonable Noise~~ **POSSESSION OF FIREARMS ON CERTAIN MUNICIPAL PROPERTY**

(A) DEFINITIONS.

(1) Firearm. A handgun, shotgun, or rifle which expels a projectile by action of an explosion.

(2) Handgun. A pistol, revolver, or other gun that has a short stock and is designed to be held and fired by the use of a single hand.

(B) The possession of firearms, carried openly or concealed, is hereby prohibited within the following municipal buildings:

(1) Lake Lure Police Department located at 2950 Memorial Highway, Lake Lure, N.C.

(2) Town Alcoholic Beverage Control (ABC) Store located on Memorial Highway, Lake Lure, N.C.

(C) The possession of firearms, carried openly or concealed, is hereby prohibited within the following municipal buildings; however, this paragraph **shall not apply** to a person who is legally carrying a concealed handgun and has a concealed handgun permit that is valid under N.C.G.S. Chapter 14, Article 54B, or who is exempt from obtaining a permit pursuant to that Article. Open carry is still prohibited.

(1) Town Hall located at 2948 Memorial Highway, Lake Lure, N.C.

(2) Lake Operations located on Buffalo Shoals Road, Lake Lure, N.C.

(D) Appropriate decals or signs indicating that firearms are prohibited within, shall be conspicuously displayed at each entrance by which the general public can access the municipal buildings specified in paragraphs (B) and (C) above. Decals or signs shall not be posted at or on municipal properties not identified herein, or where no prohibitions exist.

(E) If this ordinance or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be



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given separate effect and to that end the provisions of this ordinance are declared to be severable. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

(F) This ordinance shall be effective immediately upon adoption by majority vote of the Lake Lure Town Council.

**ADOPTED this the 14<sup>th</sup> day of June, 2016.**

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| <b>STAFF REPORTS</b> |
|----------------------|

Interim Town Manager/Finance Director Sam Karr presented the town manager's report.

|                                               |
|-----------------------------------------------|
| <b>COUNCIL LIAISON REPORTS &amp; COMMENTS</b> |
|-----------------------------------------------|

Commissioner Stephen Webber reported the activities of and the Lake Lure Board of Adjustment/Lake Structures Appeals Board.

Commissioner John Moore reported the activities of the Parks and Recreation Board.

Commissioner Bob Cameron reported the activities of the Utility Advisory Board.

Commissioner Mary Ann Silvey reported the activities of the Lake Advisory Board and the Lake Lure ABC Board.

|                     |
|---------------------|
| <b>PUBLIC FORUM</b> |
|---------------------|

Mayor Bob Keith invited the audience to speak during public forum.

Kevin Cooley, representing the Chamber of the Hickory Nut Gorge, asked council to consider reviewing the policy concerning banners. Mr. Cooley stated that the chamber has found that two weeks is often not enough time to promote events and allow time for planning and purchasing tickets. Mr. Cooley asked council to consider asking the Zoning and Planning Board to review the matter and suggested that event banners be allowed in at least some of the banner racks for four weeks with the fee being commensurate for the extended time.

After discussion, Commissioner John Moore made a motion to direct the Zoning and Planning Board to review the town ordinance concerning banners and make a recommendation to town council concerning the topic. Commissioner Mary Ann Silvey seconded the motion and the vote of approval was unanimous.

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| <b>CONSENT AGENDA</b> |
|-----------------------|

Mayor Bob Keith presented the consent agenda and asked if any items should be removed before calling for action.

Commissioner Stephen Webber stated that a motion to leave closed session was omitted from the April 28, 2016 special meeting minutes and asked that the April 28, 2016 special meeting minutes be amended to include that motion.

Commissioner Bob Cameron made a motion to approve the consent agenda as amended including the proposed change to the April 28, 2016 special meeting minutes. Commissioner Mary Ann Silvey seconded the motion and the vote of approval was unanimous. Therefore, the consent agenda incorporating the following items was unanimously approved:

- a. minutes of the April 28, 2016 special meeting, the May 23, 2016 special meeting, the May 10, 2016 regular meeting and closed session and the May 18, 2016 special meeting;
- b. the following budget amendment concerning end of year budget overruns:

**Section 1.** To amend the Project Ordinance, the appropriations are to be changed as follows:

| <u>Account</u>                         | Decrease         | Increase         |
|----------------------------------------|------------------|------------------|
|                                        |                  | \$               |
| Contingency (10-99100-970)             | \$ 13,694        | -                |
| Non-Gov't (10-920000)                  | 16,306           |                  |
| Central Services-Technology (10-42000) |                  | 8,000            |
| Beach & Marina (10-61500-351-Grounds)  |                  | 22,000           |
|                                        | <u>\$ 30,000</u> | <u>\$ 30,000</u> |

**Section 2.** To amend the Project Ordinance, the estimated revenues are to be changed as follows:

| <u>Account</u> | Decrease | Increase |
|----------------|----------|----------|
|                | \$       | \$       |
| No Change      | -        | -        |

**End of Consent Agenda.**



**NEW BUSINESS:**

**a. DISCUSSION REGARDING THE ASSET MANAGEMENT TASK FORCE AND  
CONSIDER ADOPTION OF RESOLUTION NO. 16-06-14 CONCERNING THE ASSET  
MANAGEMENT TASK FORCE**

Commissioner Stephen Webber gave an overview of proposed Resolution No. 16-06-14. Mr. Webber also stated that there has been some question concerning the ability of the proposed Asset Management Advisory Board to potentially go into closed session as needed to discuss property acquisition.

Attorney Chris Callahan explained that as, an appointed board, closed session would be allowed under the same restrictions that apply for town council's closed sessions.

Commissioner Webber suggested that Section 2 of the proposed resolution state that the ex-officio position shall be the town manager, instead of stating that the ex-officio position shall be reappointed by the town manager.

Commissioner Bob Cameron made a motion to adopt Resolution No. 16-06-14 creating an asset management advisory board as amended.

Commissioner Webber suggested that Commissioner John Moore be appointed to serve as council liaison for the Asset Management Advisory Board.

Commissioner Bob Cameron amended his motion to include adoption of Resolution No. 16-06-14 and appointment of Commissioner John Moore to serve as council liaison for the Asset Management Advisory Board. Commissioner John Moore seconded the motion and the vote of approval was unanimous.

**RESOLUTION NO. 16-06-14**

**RESOLUTION CREATING AN ASSET MANAGEMENT ADVISORY  
BOARD**

**WHEREAS**, the Town Council of Lake Lure, North Carolina finds that it is in the best interest of the town to authorize and create an Asset Management Advisory Board to study and make recommendations to council concerning management of Town assets;

**WHEREAS**, an asset management task force was established by town council in June of 2014 to assess the inventory of town-owned assets (primarily land and buildings) in light of the Town's long-term objectives and needs.

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**WHEREAS**, the asset management task force was established with an indefinite roster, timeframe and terms.

**WHEREAS**, Town Council acknowledges the continuing value of the group and would like to establish a more formal board.

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

**SECTION 1.** There is hereby and herewith created an Asset Management Advisory Board to provide recommendations and advice to the Town Council on matters concerning management of Town assets.

**SECTION 2.** Members; Terms; Vacancies; Attendance.

The Asset Management Advisory Board shall consist of seven regular members appointed by Town Council plus one ex-officio member who shall be the town manager. That the term of appointment of each member (excluding the ex-officio member) shall be for three years, except in appointing the original members of such board, the Council shall designate two members for one year terms, two members for two year terms, and the three other original member being appointed to the usual three year term, thereafter the terms of all members shall not expire at the same time.

Any board member who is absent from three consecutive regularly scheduled meetings in a calendar year, and/or a total of four meetings in a calendar year may be subject to removal off the Asset Management Advisory Board by Town Council.

Any vacancy on the Board other than the ex-officio member shall be filled by vote of Town Council to fill the unexpired term. The ex-officio position shall be ~~reappointed~~ by the town manager. In appointing members, the Council shall aim to appoint individuals with an interest in this topic and a variety of experiences – in real estate, commercial development, urban planning, etc.

The ex-officio member shall have the right to participate in all deliberations of the board but shall not have the right to vote.

**SECTION 3.** Officers;

The members of the Asset Management Advisory Board annually shall elect from their membership a Chairman and Vice-Chairman to fulfill the normal responsibilities of such offices.

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**SECTION 4.** Duties.

That the Asset Management Advisory Board advise and make recommendations to Town Council on matters referred to it by Council relating to management of Town assets in light of the Town's long-term plans and needs.

That the Board make its recommendations to Town Council in written form in a timely manner and may be requested to make oral reports at Council meetings.

**SECTION 5.** Effective Date.

This resolution shall be effective upon its adoption.

**NEW BUSINESS:**

**b. APPOINTMENT – ASSET MANAGEMENT ADVISORY BOARD**

Council members discussed the applicants to be considered to fill a vacant position on the Asset Management Advisory Board.

Council members voted by written ballot. Interim Town Manager Sam Karr announced that Bob Wald was appointed to serve on the Utility Advisory Board.

Commissioner Stephen Webber made a motion to stagger the terms of the Asset Management Advisory Board as follows:

Andy Bell – 3 years  
Charlie Ellis – 2 years  
Jonathan Hinkle – 3 years  
Nike Holden – 2 years  
Tom McKay – 1 year  
Linda Turner – 1 year  
Bob Wald – 2 years

After the initial, term board members will be considered for regular three year terms.

Commissioner Bob Cameron seconded the motion and the vote of approval was unanimous.



**NEW BUSINESS:**

**c. CONSIDER APPROVAL OF REQUESTS SUBMITTED BY THE CHAMBER  
THE HICKORY NUT GORGE CONCERNING EVENTS TO BE HELD ON JULY 3,  
2016**

Wyn Hardy representing the Chamber of the Hickory Nut Gorge explained that there will be an event on July 3, 2016 which will include vendors in Morse Park Meadows and town sponsored fireworks.

Council members discussed eliminating the need for fee waiver for events sponsored by the town (such as the annual fireworks event).

Commissioner Stephen Webber inquired about the dumpster fee that the Chamber requested be waived. Mr. Hardy explained that the Chamber will provide their own trash removal.

After further discussion, Commissioner Mary Ann Silvey made a motion to add to the fee schedule on the rental form an exemption stating that only town sponsored events are exempt from rental fees. Commissioner John Moore seconded the motion with the amendment that the fee schedule should state that "town sponsored events shall be exempt from rental fees." Council unanimously voted in favor of the amended motion.

Commissioner Stephen Webber made a motion to suspend the peddling ordinance for the event being held on July 3, 2016 and that council dismiss discussion of fees for the event since it is exempt from fees as a town sponsored event. Commissioner Bob Cameron seconded the motion and the vote of approval was unanimous.

Mr. Hardy thanked Council on behalf of the chamber for their support.

**NEW BUSINESS:**

**d. DISCUSSION REGARDING THE PROCESS FOR REVIEW AND APPROVAL  
OF GOVERNMENT SIGNAGE, CONTENT, SIZE, AND CONSISTENCY WITH THE  
VARIOUS TOWN PLANS AND BRANDING**

Commissioner Stephen Webber presented information and stated that there is a need to develop a policy to establish a process for placement of governmental signs.

After discussion, Commissioner John Moore made a motion to direct the Zoning and Planning Board to discuss a process for review and approval of government signage, content,

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size, and consistency with the various town plans and branding and bring a recommended procedure to town council. Commissioner Bob Cameron seconded the motion.

Fran Nordt of 156 Hilltop Court explained that the signs currently on Boy's Camp Road are helpful and needed and asked that the branded signs on Boys Camp road not be taken down.

Brand Manager Valerie Hoffman stated that she was asked to create a campaign of signs for Boys Camp Road. Ms. Hoffman further stated that the branding style guide is the process currently in place for governmental signs and indicated that she supports creating a procedure for placement of governmental signs.

Community Development Director Shannon Baldwin suggested that town council review all proposed governmental signs until the Zoning and Planning Board recommends a process.

Council members discussed signage for the Dittmer-Watts Nature Trail with Ms. Hoffman and Ed Dittmer, member of the Parks and Recreation Board, and agreed to move forward with signage for the Dittmer-Watts Nature Trail.

After further discussion, Council unanimously voted in favor of Mr. Moore's motion to direct the Zoning and Planning Board to discuss a process for review and approval of government signage, content, size, and consistency with the various town plans and branding and bring a recommended procedure to town council.

**NEW BUSINESS:**

**d. DISCUSSION CONCERNING FILLING A VACATE POLICE OFFICER POSITION**

Mayor Bob Keith explained that one of the Town's current police officers put in a resignation and stated the police department is requesting that the vacant position be filled.

Commissioner John Moore made a motion to allow the police department to fill the vacant police officer position. Commission Bob Cameron seconded the motion and the vote of approval was unanimous.

**NEW BUSINESS:**

**e. CLOSED SESSION:  
• IN ACCORDANCE WITH G.S. 143-318.11(A)(6) FOR THE PURPOSE OF DISCUSSING PERSONNEL MATTERS CONCERNING APPLICANTS FOR THE TOWN MANAGER POSITION; AND**



- **IN ACCORDANCE WITH G.S. 143-318.11(A) (3) FOR ATTORNEY CLIENT PRIVILEGE TO DISCUSS LITIGATION BETWEEN THE TOWN OF LAKE LURE AND EISENBROWN, SELF, JONES, ET. AL.**
- **IN ACCORDANCE WITH G.S. 143-318.11(A) (3) FOR ATTORNEY CLIENT PRIVILEGE TO DISCUSS PROPERTY OWNED BY LUCIA HODGE**

Commissioner Stephen Webber made a motion to enter into closed session:

- in accordance with G.S. 143-318.11(a)(6) for the purpose of discussing personnel matters concerning applicants for the town manager position; and
- in accordance with G.S. 143-318.11(a) (3) for attorney client privilege to discuss litigation between the Town of Lake Lure and Eisenbrown, Self, Jones, et. al. and
- in accordance with G.S. 143-318.11(a) (3) for attorney client privilege to discuss issues relating to property owned by Lucy Hodge.

Commissioner Mary Ann Silvey seconded the motion and the vote of approval was unanimous.

While in closed session council members discussed a contract proposed for the town manager, discussed legal matters with the town attorney and were provided an update on current litigation.

Commissioner Bob Cameron made a motion to leave closed session. Commissioner Stephen Webber seconded the motion.

**ADJOURN THE MEETING**

With no further items of discussion, Commissioner Stephen Webber made a motion to adjourn the meeting. Commissioner Bob Cameron seconded the motion and the vote of approval was unanimous.

ATTEST:

\_\_\_\_\_  
Andrea H. Calvert, Town Clerk

\_\_\_\_\_  
Mayor Bob Keith



## *Agenda Item: 8b*

July 5, 2016

SUBJECT: Potential New Job Position For Full-Time Board Clerk/Permit Specialist

My fellow Commissioners and Mayor, during our budget workshop on May 18, 2016, Commissioner Silvey mentioned the need for additional assistance in the Community Development Department. At that time, I was not convinced such a need existed but I have done further research and I believe a full-time job position may need to be created. Indicators show a potential morale problem and decreased quality of work and/or service to the citizens.

We currently have 8 advisory boards for the town. We pull our Receptionist (Michelle Jolley) to clerk for the Board of Adjustment, Lake Structure Appeals Board, and Zoning and Planning Board. This was initially set up on a temporary basis to reduce the workload of our Zoning Administrator (Sheila Spicer). When this happens, the Customer Service Supervisor (Linda Ward) fills in as the Receptionist. We pull the Customer Service Supervisor to clerk for the Utility Advisory Board leaving that office unmanned. We pull our Administrative Police Assistant (Kat Canant) to clerk for the Parks and Recreation Board which leaves that position unmanned or an officer has to be pulled off patrol to fill in. There has been some discussion of the Administrative Police Assistant being the clerk for the Asset Management Advisory Board which would only compound the current problem. We pull our Town Clerk (Andi Calvert) to clerk for the Lake Advisory Board, removing her from her other Town Clerk duties. Currently, I am not aware of any clerk for the ABC Board, any minutes being recorded, nor any agendas published for meetings; however, that board is subject to the same requirements as all the others. In addition, demands on all departments have increased over the past couple of years.

The above is just a quick synopsis of job functions affected by our current method of operations. My recommendation at this time is simple. **I recommend we task our incoming Town Manager, arriving August 1, 2016, to make this an extremely high priority for further research and study, and to provide a recommendation for action to council at our September 13, 2016 Regular Town Council meeting.** If there truly is a morale issue within our staff, it needs to be addressed and fixed quickly.

Respectfully submitted,



Stephen M. Webber

**RESULTS – not excuses!**

## *Agenda Item: 8c*





**Finance Director**  
**MEMORANDUM**

**TO:** Town Council

**FROM:** Sam A. Karr, Interim Town Manager/Finance Director *SAK*

**DATE:** July 6, 2016

**SUBJECT:** Budget Amendment-Town Manager Search

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Please find enclosed invoice from Developmental Associates for their work on the Town Manager recruitment which included recruitment, screenings, and assessments. Payment will need to come from fund balance moved to Town Council's budget. Let me know if you have any questions.

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**BE IT ORDAINED** by the Town Council of the Town of Lake Lure, North Carolina, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2017:

**Section 1.** To amend the Project Ordinance, the appropriations are to be changed as follows:

| <u>Account</u>                                              | Decrease  | Increase            |
|-------------------------------------------------------------|-----------|---------------------|
| Commission-Contractual (10-411000-691)                      | \$        | \$18,095            |
| Transfer from Fund Balance (10-398604)<br>(Revenue account) |           | \$18,095            |
|                                                             | <u>\$</u> | <u>\$ 36,190.00</u> |

**Section 2.** To amend the Project Ordinance, the estimated revenues are to be changed as follows:

| <u>Account</u> | Decrease    | Increase    |
|----------------|-------------|-------------|
| No Change      | \$ -        | \$ -        |
|                | <u>\$ -</u> | <u>\$ -</u> |

Adopted this 12<sup>th</sup> day of July, 2016.

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**Developmental Associates, LLC****Suite 209****1804 Martin Luther King Pkwy****Durham, NC 27707-3587****Invoice**

| Date      | Invoice # |
|-----------|-----------|
| 6/20/2016 | 621       |

| Bill To                                           |
|---------------------------------------------------|
| Town of Lake Lure<br>Selection<br>Mayor Bob Keith |

| Tax ID #   | Terms  | Project   |
|------------|--------|-----------|
| 34-2019553 | Net 30 | Selection |

| Qty                                                                                                                                                                                                                                                                                                                                                                                                                               | Item Description                                              | Service Provider | Rate      | Amount    |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------|------------------|-----------|-----------|
| 1                                                                                                                                                                                                                                                                                                                                                                                                                                 | Recruitment of Town Manager                                   | Steve Straus     | 16,500.00 | 16,500.00 |
| 1                                                                                                                                                                                                                                                                                                                                                                                                                                 | Recruit, Screen and Assessment of Candidates for Town Manager | Heather Lee      | 250.00    | 250.00    |
| 1                                                                                                                                                                                                                                                                                                                                                                                                                                 | Coach the Successful Candidate                                | Heather Lee      | 65.00     | 845.00    |
| 13                                                                                                                                                                                                                                                                                                                                                                                                                                | Administer EQi                                                | Heather Lee      | 100.00    | 500.00    |
| 5                                                                                                                                                                                                                                                                                                                                                                                                                                 | Analyze EQi                                                   |                  |           |           |
| <div><p>Please make a note of and remit to our new mailing address:<br/><b>Developmental Associates, LLC</b><br/><b>Suite 209</b><br/><b>1804 Martin Luther King Parkway</b><br/><b>Durham, NC 27707-3587</b></p><p>Invoices may be paid electronically by credit card by visiting:<br/><a href="http://www.developmentalassociates.com">www.developmentalassociates.com</a><br/>and clicking on the Client Payment tab</p></div> |                                                               |                  |           |           |

Thank you for your business.

**Total****\$18,095.00**

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## Sam Karr

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**From:** Bob Keith  
**Sent:** Tuesday, June 21, 2016 12:47 PM  
**To:** Sam Karr  
**Subject:** FW: Invoice  
**Attachments:** 621 - Town of Lake Lure.pdf

Here's the invoice

**From:** Stephen Straus [mailto:skstraus@developmentalassociates.com]  
**Sent:** Tuesday, June 21, 2016 11:11 AM  
**To:** Bob Keith <mayor@townoflakelure.com>  
**Subject:** Invoice

Dear Mayor Keith,

I am attaching our invoice for the TM process.

It was an honor working with you and the board.

Steve

--

Stephen K. Straus, Ph.D.  
Developmental Associates, LLC

### **IMPORTANT CONFIDENTIALITY STATEMENT**

This communication and any attachments hereto are the property of Developmental Associates, LLC or its affiliated companies or third parties, as the case may be, and may be confidential, privileged, and/or otherwise protected from disclosure and use. This communication is intended solely for the use of the intended recipient(s) of the communication. If you receive this communication in error, please telephone or e-mail the sender to advise of this error and delete this message and any attachments hereto from your system. If you are not an intended recipient of this communication, you are strictly prohibited from disclosing, copying, distributing, or using any of the information included within or attached to this communication.

## *Agenda Item: 8d*

MEMORANDUM

TO: Lake Lure Town Council

FROM: Anita H. Taylor, Human Resources Director

DATE: July 8, 2016

SUBJECT: Funds Transfer

Due to timing of circumstances, I am asking town council to consider approval of a transfer in the amount of \$3,252.85 from fund balance to fire department salaries account to pay for a certification bonus. Certification was received June 10, 2016, but the actual certificate was not in hand until June 20, 2016. Town Council adopted Fiscal Year 2016-2017 budget on June 14, 2016.

Article V. The Pay Plan, Section 16. Employee Incentive Bonus Plan of the town's personnel manual reads: "Upon successful completion of the approved course of study, and receipt of the associated certificate, the employee will receive the bonus incentive payment in the fiscal year following the fiscal year in which the certification was obtained." The certificate was in hand by the end of the fiscal year but not before the new budget was adopted.

Thank you for your consideration, and should you have further questions or concerns, please do not hesitate to contact me and I will do my best to assist.

AHT/at

Copy: Personnel File LLFD/2016

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## *Agenda Item: 8e*



Town of Lake Lure  
Public Works Director Position

Lake Lure, permanent population 1200, seasonal population several thousand, is seeking qualified applicants for a full-time public works director. Applications can be obtained online at [www.townoflakelure.com](http://www.townoflakelure.com), at Lake Lure Municipal Center or may contact the Human Resources Director at 828-625-9983, ext. 106. This is a salaried position that will require work on some weekends and emergency callback. Applicants should meet the following qualifications: Valid NC Class Driver's License, Possession of a NC Class "C" well-water certificate, and possession of a NC Class "B" water distribution certificate. Bachelor's Degree in civil, electrical or environmental engineering or related field and considerable experience in a responsible position in the public works or utilities field, including some supervisory and administrative experience that provides the required knowledge, skills and abilities is desired. Must be able to perform work exerting up to 100 pounds of force occasionally; and/or up to 20 pounds of force frequently, and/or up to 20 pounds of force constantly to move objects. Must possess visual acuity to produce and review written reports and records including mathematical calculations, to analyze data, and to read maps, schematic drawings and plans, to perform mechanical and skill trades, to operate trucks and other equipment, and to determine the accuracy, neatness and thoroughness of the work assigned. Must possess or be able to obtain a Class B CDL Driver's License within one year of employment. Must have knowledge with public utilities administration, water and sewer distribution and collection systems, knowledge of OSHA regulations and requirements, and have the ability to maintain effective working relationships with town officials, employees, contractors and the general public. The pay rate is commensurate with experience and town's pay classification plan. Applications should be submitted no later than Monday, August 1, 2016, by 5:00 p.m. to: Anita Taylor, Human Resources Director, Town of Lake Lure, PO Box 255, Lake Lure, NC 28746.

Equal Opportunity Employer

## PUBLIC WORKS DIRECTOR 300-01

### General Statement of Duties

Performs managerial work in planning, organizing, and directing varied public works services including: water utility, building, facilities, grounds, and streets repair and maintenance services, and coordination of lake dredging and cleaning.

### Distinguishing Features of the Class

An employee in this class plans, organizes and directs the work of employees engaged in varied municipal public works operations and services. Work involves extensive project management for the varied services including lake cleaning and dredging. The employee provides technical advice and assistance to the Town Manager and the Council in the improvement of the varied public works and water distribution, and insures that modern, safe, effective and efficient practices are utilized by staff. Work also includes contract management, handling citizen issues, and budget and personnel administration of the department. The employee represents the town with citizens and coordinates with the Lake Advisory Board and the Parks and Recreation Committee. Sound judgment, initiative and courtesy is required in performance of duties. Work is performed independently and in coordination with the Town Manager. Work involves participating in performing the technical aspects of the work of line staff. The employee is subject to working in inside and outside environmental conditions, noise, vibration, hazards associated with maintenance work, fumes, odors, dusts, mists, gases, and oils. Work is performed under the general direction of the Town Manager as to matters of policy, budget, long range plans, and personnel matters. Work is reviewed through reports, conferences, acceptance of the community, and compliance with required laws and regulations.

### Duties and Responsibilities

#### Essential Duties and Tasks

Plans, organizes and directs the activities of various service units in the department including organization structure and delegation of responsibilities; ensures coordination of activities between units and other Town departments; plans daily, supervises and coordinates work operations including building and grounds maintenance and repair, street maintenance and repair, street sign installation and maintenance, water system repair and maintenance, and landscaping.

Reports to and advises the Town Manager and officials with respect to short and long-range public works facilities, projects, and work programs; updates Town Manager on department activities to keep manager abreast of work and activities and advises on needed policy issues and project priorities.

Researches and develops recommendations for operational, system and service changes, improvements and expansion in conjunction with division supervisors and presents to the manager.

Develops and recommends goals, policies and procedures for various services and systems.

Oversees day-to-day operations and personnel functions; ensures department operates efficiently, that directed projects and work is completed, that public complaints are addressed, and that qualified personnel are hired, retained and evaluated.

Performs selection, promotion, training, coaching and disciplining of department personnel according to town policies, keeping the manager informed; confers with manager on classification and pay increases; meets with subordinate supervisors to solve more complex problems; sets priorities and deadlines; provides guidance and direction; and ensures proper training including all safety required training; takes appropriate disciplinary and dismissal actions.

Ensures the department stresses and implements active safety program to lessen the chance for accidents.



Confers with other municipal departments relative to mutual service planning and provision, problems and concerns.

Makes field inspections of public works/utilities projects to review progress and ensure completion and/or compliance with the town's standards and specifications; performs subdivision review.

Engages in considerable personal contact with citizens concerning service requests and complaints; investigates and decides or recommends actions; coordinates projects with other departments; attends council meetings to represent the department.

Prepares and reviews departmental long range capital improvement and expansion and annual operating budgets; monitors and approves expenditures; prepares and maintains reports and other required records.

Plans, organizes, and monitors a variety of contracted work involving building repair and maintenance, street repair and major proving projects, water line enhancements, etc.; develops specifications and contracts; coordinates with engineers, contractors, etc.

Prepares and maintains department files and reports so a clear record of departmental activities exists and meets local, state and federal requirements.

#### Additional Job Duties

Performs varied maintenance tasks in varied service functions as part of a two person crew on daily basis.

Performs other duties as assigned.

#### Recruitment and Selection Guidelines

#### Knowledges, Skills, and Abilities

Thorough knowledge of the principles and practices of public works and water utilities administration, planning and construction as applied to the development and construction of public works and water utilities projects.

Thorough knowledge of principles of water and sewer line distribution, and collections systems.

Thorough knowledge of related Town policies, state and federal laws and regulations regulating public services functions.

Thorough knowledge of OSHA regulations and requirements.

Thorough knowledge of the equipment and materials used in the construction, maintenance and repair of water lines.

Considerable knowledge of Town/governmental budgeting, personnel, bidding and purchasing and procurement laws and practices.

Considerable knowledge of the principles and practices, laws and regulations relating to supervised functions.

Considerable knowledge of public personnel administration principles and practices.

Considerable knowledge of modern and effective supervisory and management theories, principles and practices and skill to utilize effectively in managing a department through subordinate supervisors.

Demonstrated skills in leadership and management of a large staff.

Demonstrated skills in effective communications, motivation and coaching.

Ability to prepare complex and detailed contracts, records and reports.

Ability to maintain effective working relationships with Town officials, other public officials, employees, contractors and the general public.

Ability to perform detailed cost computations and to make recommendation to solve problems.

Ability to present ideas effectively in oral and written form and to deliver clear and concise written and

oral presentations.

Ability to exercise sound judgment in solving problems and during emergency situations.

Ability to deal tactfully and courteously with the public and government officials.

#### Physical Requirements

Must be able to perform the physical life functions of climbing, balancing, stooping, kneeling, crouching, crawling, reaching, standing, walking, pushing, pulling, lifting, fingering, grasping, talking, hearing and repetitive motions.

Must be able to perform medium work exerting up to 100 pounds of force occasionally; and/or up to 20 pounds of force frequently, and/or up to 20 pounds of force constantly to move objects.

Must possess visual acuity to produce and review written reports and records including mathematical calculations, to analyze data, and to read maps, schematic drawings and plans, to perform mechanical and skill trades, to operate trucks and other equipment, and to determine the accuracy, neatness and thoroughness of the work assigned.

#### Desirable Education and Experience

Graduation from college with a bachelor's degree in civil, electrical or environmental engineering or related field and considerable experience in a responsible position in the public works or utilities field, including some supervisory and administrative experience that provides the required knowledge, skills and abilities..

#### Special Requirement

Possession of a North Carolina Class "C" well-water certificate

Possession of a North Carolina Class "B" water distribution certificate

Possession of an appropriate valid North Carolina driver's license.



## *Agenda Item: 10a*

## Andi Calvert

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**From:** Shannon Baldwin  
**Sent:** Monday, June 27, 2016 8:16 AM  
**To:** Sam Karr  
**Cc:** Andi Calvert; Jim Walter  
**Subject:** FW: Wayfinding Sign System Sites  
**Attachments:** Wayfinding List 2013.pdf; ATT00001.htm

See below. Jim Walters is making a request to officially name the park area next to the ABC store.  
Shannon

---

**From:** Jim Walters [mailto:jandjwalters@gmail.com]  
**Sent:** Sunday, June 26, 2016 10:34 AM  
**To:** Linda Turner <kensrock211@gmail.com>; Melodie Potter <parks@townoflakelure.com>; Potter, Melodie <batman905@hotmail.com>; Valerie Hoffman <writerworks@mindspring.com>; Shannon Baldwin <cdd@townoflakelure.com>; John Moore <jwmoore@nctv.com>; John Moore <commissioner\_moore@townoflakelure.com>; Stephen Webber <ustabearmy@aol.com>; Ed Diittmer <eddittmer@bellsouth.net>; Martyn Watts <graffon@bellsouth.net>; Lawrence Czajkoski <larrycz62@bellsouth.net>; Vic Knight <vic@knightstrategies.org>; Lakelure Golf <lakeluregolf@aol.com>; Thomas Mckay <thomas.mckay@sothebysrealty.com>; Charlie Ellis <cee@collett.biz>; Jonathan Hinkle <jonathanhinkle@bellsouth.net>; Norman McGlohon <normanmc@outlook.com>; Bruce Barrett <brucebarrett@bellsouth.net>; Tommy Hartzog <hartzog0391@bellsouth.net>; Kevin Cooley <kcooley3955@gmail.com>; Don.Cason@rutherfordcountync.gov  
**Subject:** Re: Wayfinding Sign System Sites

Ladies and Gentlemen,

Based on the tremendous progress which Melodie Potter has made in repurposing the area which we have colloquially called "Pool Creek Park" for several years, I want to recommend that the Parks and Recreation Board formally recommend to the Lake Lure Town Council that the name "Pool Creek Picnic Park" be adopted for the area. This will distinguish this charming park from all others in the Town - realistically in the entire Hickory Nut Gorge area - and signal to residents and visitors that the park offers an inviting and enjoyable experience to those who wish to use it for picnics and family gatherings.

In that regard, I would like it to be added to the list of "Places in the Town of Lake Lure" as "Pool Creek Picnic Park," recognition which almost automatically advertises it as a destination for a specific purpose, and with particular amenities.

All the best,

Jim Walters  
(828) 625-9456

On Jun 20, 2016, at 9:48 AM, Shannon Baldwin <[cdd@townoflakelure.com](mailto:cdd@townoflakelure.com)> wrote:

To: Planning Board

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## Parks and Recreation Board

From: Shannon Baldwin

The Rutherford County Tourism Development Authority (TDA) is now working to establish a county wide wayfinding sign system tourists will use to easily locate desirable places to visit. In 2013 the TDA held a county wide summit on this subject and asked: What significant tourism sites in your community would you like identified? We had folks from the Town of Lake Lure and Chimney Rock Village attend the wayfinding meeting and respond to this question.

The sites below are the ones identified **in** the Town of Lake Lure. Chimney Rock Village will be identifying their sites although some of theirs were included in the attachment. If you will, please review the list of sites below and attached. Please add any other sites to the list you feel tourists would like to visit in the Town of Lake Lure. In the end, there are a couple of rules sites must comply with in order to be placed on a sign. However, for right now, let's just brainstorm the list. ***Please add any sites you feel have been left out and send them back to me for consideration.***

### Places in the Town of Lake Lure

1. Lake Lure Flowering Bridge
2. Chimney Rock State Park
3. Lake Lure Inn\*
4. Lake Lure Arcade\*
5. Morse Park
6. Bottomless Pools\*\*
7. Buffalo Creek Park
8. Lake Lure Beach
9. Rumbling Bald Resort\*\*\*
10. Washburn Marina
11. Lodge on Lake Lure\*
12. Donald Ross Nature Trail (Dittmer-Watts Nature Trail)

### Other Possible Sites in the Town of Lake Lure

13. Chimney Rock State Park Climbing Area
14. Pool Creek Park

\*Eligible If recognized as a Historic Building.

\*\*Perhaps If re-opened again to the general public.

\*\*\*Perhaps if resort amenities are made available to the general public. However, only "Resort" could be on the sign.



## Rutherford County Wayfinding Survey

12/11/2013

- 1 > Flowering Bridge
- 2 > Chimney Rock State Park; Chimney Rock
- 3 & 4 > Lake Lure Inn & Arcade\*
- 5 > Morse Park
- 6 > Bottomless Pools
- Canopy Ridge Farms; Lake Lure \*
- Cedar Creek Stables; Lake Lure \*
- Chimney Rock Village Main Street
- 7 > Buffalo Creek Park
- 8 > Lake Lure Beach
- 9 > Rumbling Bald Resort; Lake Lure\*
- 10 > Washburn Marina
- Chimney Rock Village Amphitheater
- Chimney Rock Village Riverwalk
- Esmeralda Inn \*
- Stoney Creek Farm and Cabins; Lake Lure
- Vandele Farms on Cedar Creek; Lake Lure
- 11 > The Lodge and Lake Lure; Lake Lure
- 12 > Donald Ross Nature Trail; Lake Lure
- Rocky Creek Riverwalk; Lake Lure

### Rutherford County Trails & Bike Routes

Camp Creek Trail, 34 miles  
 Tour de Cherry Trail, 30 miles  
 Chase-Cowpens Trail, 35 miles  
 Shiloh Loop Trail, 21 miles  
 Gilbert Windshield Trail, 32 miles  
 Bill's Creek Trail, 20.4 miles  
 Gillkey Loop Trail, 15.6 miles  
 Tanner Loop Trail, 17.6 miles  
 Sam's Tribute Trail (DOT)

\* Business name may not be used unless it is listed on historic register. Towns may use : hotels, shopping, marina, stables as long as they are open to the general public and meet NCDOT Wayfinding guidelines.



## *Agenda Item: 10b*

**Town of Lake Lure  
Buffalo Creek Park**

# **Public Trail Head & Parking Lot Agreement Proposal**

June, 2016

## **Buffalo Creek Park History**

- 2012 -2013: Town acquires 200 acres west of Buffalo Creek Road and north of RBR. (CMILC 1300 acres)
- October, 2013: Trail building begins on the first 3.5 mile loop at Buffalo Creek Park. (Discussions begin with Wyndham regarding purchase of property....and RBR regarding usage as a trail head and parking lot.)
- May, 2014: Trail building is complete on the loop.
- Spring, 2015: Trail building is complete on the first mile of trail extending the loop west.
- Spring, 2016: Trail building begins on the western extension to Eagle Rock (CMILC assumes project management responsibilities; target completion to Eagle Rock is end of 2016.)
- Greater than 7000 visitors (hiking and mountain biking) per year to BCP.

## **Buffalo Creek Park Future Enhancements**

- Transfer 1300 CMLC acres at Weed Patch Mountain to Town of Lake Lure.
- Establish permanent public Trail Head & Parking Lot at Buffalo Creek Park (BCP.)
- Add trails to the north of BCP (waterfalls in the area south of Grey Rock.)
- Add trail to reach the summit of Weed Patch Mountain.
- Connect BCP to the top of Young's Mountain (part of Summits Trail system around lake.)
- Connect Eagle Rock/Shumont to Blue Heron Point via the Rumbling Bald ridge trail (this will enable a loop trail from RBR for residents and guests.)



## **Buffalo Creek Park Public Trail Head**

- State authorized and prepared to purchase lot from Wyndham.
- State plans to lease or transfer property to Town for Town to maintain and operate.
- State wants to make sure usage is cleared with RBR before purchase.
- Trail head & parking lot renderings have been completed by Town.
- Requested items: Usage, Dues, Association Membership, additional restrictions,...(all outlined in draft agreement)
- Agreement Proposal needing approval (Included in Board Member packet): In general, As long as State or Town own lot and plan to use it for or do use it for Trail Head/Parking Lot they will not be subject to POA dues and not be subject to association membership or benefits, ...

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STATE OF NORTH CAROLINA

COUNTY OF RUTHERFORD

### PARKING LOT AGREEMENT

THIS PARKING LOT AGREEMENT, is made and entered into this the \_\_\_\_\_ day of \_\_\_\_\_, 2016, by and between the Fairfield Mountains Property Owners Association, Inc., a North Carolina Corporation ("Fairfield") and The State of North Carolina ("STATE"), and The Town of Lake Lure, North Carolina, a North Carolina body politic ("TOWN").

#### WITNESSETH:

THAT WHEREAS, the STATE and TOWN desires to have an Agreement for a parking lot for public ingress, transgress and egress on land located within Fairfield, commonly referred to as Bald Mountain Lake East Lot 56, and specifically identified as Rutherford County Tax ID 1618084 ("Subject Tract").

WHEREAS, Fairfield desires to utilize trail system common amenity, cooperate with the STATE and TOWN, and increase business visibility to the public using the trail system.

NOW THEREFORE, in consideration of the foregoing premises and for other good and valuable consideration, the receipt or consideration of which is hereby acknowledged, the parties do agree as follows:

1. **Parking Lot Permitted**. Subject to the terms of this Agreement.
  - (a) Fairfield hereby permits the STATE and TOWN to install a Parking Lot on the Subject Tract, for the sole purpose of parking automobile(s) for ingress, egress and transgress of its invitees and licenses for recreational pedestrian use of the Buffalo Creek Park Trail System for hiking, mountain biking and related activities. Fairfield expressly retains and reserves for itself, its successors and its assigns, all the rights and privileges afforded to it under its Governing Documents and under applicable law to access the Subject Tract. Fairfield is in no way responsible for any cost or expense related to the Parking Lot.
  - (b) Fairfield permits this use by the STATE and TOWN only for so long as and upon condition that:
    - (i) The Parking Lot is a necessary part of the Buffalo Creek Trail System and remains operative.
    - (ii) The STATE and TOWN complies with all terms of this Agreement.
    - (iii) The Parking Lot shall be used solely for the purposes state herein, and no other.

2. **Maintenance.** The STATE and/or TOWN shall maintain any improvements constructed or installed or associated with the use of the PARKING LOT in a good and workmanlike manner. The operation and maintenance of such improvements and of the PARKING LOT shall be at the STATE and/or TOWN's sole cost and expense, but such maintenance, repair or alteration shall be mutually agreed upon by all parties, and any reasonable request will not be withheld.

3. **Signs.** Fairfield will have the right to install up to two advertising and/or informational signs in the PARKING LOT at locations mutually agreed upon by all parties, and any reasonable request will not be withheld. The STATE and/or TOWN will have the right to install informational and directional signs, as well as other signs that recognize sponsors, donations received, and any other type recognition in the PARKING LOT, at locations mutually agreed upon by all parties, and any reasonable request will not be withheld. All signs will comply with the Town of Lake Lure Zoning Regulations.

4. **Commercial Use.** No commercial or business use shall be allowed by the STATE and/or TOWN in the PARKING LOT. This restriction includes, but is not limited to, concessions, tours, rental sales, merchandise sales, food sales, beverage sales, snack sales, timeshare sales, and real estate.

5. **Compliance with Laws, Directives, and ACC Rules and Regulations.** The STATE and/or TOWN shall construct and maintain the PARKING LOT in compliance with all applicable laws, ordinances and regulations, including but not limited to all applicable regulatory, environmental and safety requirements at their sole cost and expense. The STATE and/or TOWN shall construct and maintain the PARKING LOT in compliance with rules and regulations set forth by Fairfield's Architectural Control Committee (ACC), with any reasonable request not withheld. The ACC's rules and regulations are attached as Exhibit A. Provided below is a summary of the rules and regulations which will most likely have an impact upon the PARKING LOT:

(a) **Set-backs.** The STATE and TOWN must follow all Town of Lake Lure mandated set-back regulations. The STATE and TOWN are exempt from the ACC set-back regulations stipulated in Section 302.2.3.

(b) **Tree Removal.** Removal of trees in the PARKING LOT requires prior ACC approval, and any reasonable request will not be withheld. Fairfield encourages the STATE and/or TOWN to preserve as many trees as reasonably possible.

(c) **Construction of Restroom Facilities.** Covered in Section 11 of this Agreement.

(d) **Dumpsters.** Covered in Section 6 of this Agreement.

6. **Hazardous Substances; Debris.** The STATE and/or TOWN shall not use, deposit or permit the use or deposit of any hazardous material or toxic waste or other harmful substances on the PARKING LOT or on any other real property of Fairfield adjacent to the PARKING LOT. The PARKING LOT shall be kept clean and maintained by the STATE and/or TOWN. At its sole expense, the STATE and/or TOWN will be responsible for providing and maintaining a reasonable number of trash and recycling receptacles. Except for what is allowed in the ACC Policies and



Procedures (Section 304.4.1), use of a dumpster or large container is prohibited at the PARKING LOT.

7. **Roadside Natural Screen.** At the STATE and/or TOWN's sole expense, the STATE and/or TOWN will be required to maintain a natural screen which will run the length of the PARKING LOT along Buffalo Creek Road, except where the entrance is located. The natural screen will be created to provide a buffer strip of densely planted natural vegetation, which at maturity will screen the parking area from passing traffic and neighboring properties. The PARKING LOT is exempt from the ACC restriction which limits hedge height to not exceed four feet (Section 310.1). All other portions of Section 310.1 remain in force.

8. **Amenities Use and POA Rights.** The ownership of the PARKING LOT does not include any rights to access or use POA amenities, grounds, or common property. The PARKING LOT does not carry with it voting rights for the POA, or any other rights, privileges, discounts, or benefits provided by the POA. Neither the STATE nor the TOWN will be considered "members of the POA", as defined in the Declaration of Covenants and Restrictions of Fairfield, as recorded in the Rutherford County Registry in Deed Book 386, Page 404, Rutherford County, North Carolina.

9. **Dues Consideration.** In consideration for the POA's right to advertise (Section 3), and other rights and privileges afforded to Fairfield through this agreement and through use of the Buffalo Creek Trail System, the STATE and/or TOWN will receive a credit from the POA towards all assessments, special assessments, initiation fees, impact fees, and dues charged. The credit provided by the POA will always be equal to the amount of the assessments, special assessments, initiation fees, impact fees or dues charged.

10. **Restroom Facilities.** At its sole cost and expense, the STATE and/or TOWN may add restroom facilities to the PARKING LOT at an undefined time in the future. The location, type of restroom (i.e. permanent or temporary), quality of construction, and design of the restroom facility will be mutually agreed upon by all parties, and any reasonable request will not be withheld. If the STATE and/or TOWN elects to employ the use of temporary restroom facilities, the STATE and/or TOWN will be required to build at their sole expense a screen which will provide sufficient concealment of the restroom facilities. All construction, whether permanent or temporary, must comply with Section 5 Compliance with Laws, Directives, and ACC Policies and Procedures. At its sole cost and expense, the STATE and/or TOWN will be responsible for the regular maintenance, cleaning, and upkeep of the restroom facilities. The Restroom facilities will be placed at a location least offensive in smell and sight to people in neighboring houses and unimproved properties located with Fairfield. The STATE and/or TOWN will be responsible for taking all reasonable measures to ensure that smell from the restroom facilities does not impact neighboring properties.

11. **Liability.** This Agreement is subject to the express condition that Fairfield is to be free from all liability by reason of injury or death to persons or injury to property from whatever cause arising out of the STATE and/or TOWN's, or its agents, officers, employees, invitees (including contractors), visitors, guest, trespassers, or licensees' exercise of rights granted pursuant



to this Agreement or use of the PARKING LOT or of the improvements thereto or personal property of the STATE and/or TOWN thereon, including any liability for injury or death to persons or the property of the STATE and/or TOWN, or any of their contractors, agents, officers, members, owners, members, employees, invitees, or licensees. The TOWN is required to maintain a reasonable amount of liability insurance on the PARKING LOT at all times and to name Fairfield as an additionally insured, and to provide to Fairfield on an annual basis proof of this insurance. The STATE is an immune sovereign and is not ordinarily subject to suit, except as expressly described by the North Carolina Tort Claim Act, Article 31 of Chapter 143 of the General Statutes of North Carolina, and may be liable only as therein provided. The TOWN and Fairfield acknowledge and agree that the STATE's decision to self-insure satisfies any insurance requirement of Fairfield.

Should any member of the public enter onto property of Fairfield for the purposes contemplated in this agreement (i.e., recreational and educational uses of the Buffalo Creek Trail), Fairfield is afforded the statutory limitations upon liability of an "owner" under N.C.G.S. §38A-4, as may be amended from time to time.

**12. Default.** Upon breach of this Agreement by the STATE and/or TOWN and failure to cure upon ninety (90) days written notice, (except that no notice shall be required for emergency or dangerous or hazardous circumstances) then this Agreement shall terminate, provided, that if the STATE and/or TOWN has begun curing a breach that will take more than ninety (90) days to cure, that breach shall not be deemed uncured so long as the STATE and/or TOWN is engaged in a good faith effort to correct.

**13. Remedies.** Fairfield and the STATE and/or TOWN shall have all remedies available at law or equity, including specific performance and injunctive relief, for enforcement of this Agreement. The remedies are cumulative and may be exercised singly, cumulatively, independently or successively.

**14. Liens.** The STATE and/or TOWN shall, at all times, keep the PARKING LOT free from any liens or claims arising on account of any act or on behalf of the STATE and/or TOWN. In the event any lien is recorded with respect to the PARKING LOT on account of any activity of the TOWN or any use of the PARKING LOT by or on behalf of the TOWN, the TOWN shall, within ten (10) days of notice by Fairfield cause such mechanics' lien to be removed from the PARKING LOT by posting a bond as permitted by statute.

**15. Inurement.** The benefits and burdens of this Agreement shall inure to the benefit of and be binding upon the parties and their respective legal representatives, successors, and assigns. The rights and obligations set forth in this Agreement are intended to run with the land.

**16. Attorneys' Fees.** In the event of any litigation, arbitration, or other proceeding brought to enforce or interpret this Agreement, the prevailing party shall receive an award of its reasonable attorneys' fees and costs.

**17. Paragraph Headings.** Paragraph headings are included for reference purposes only

and do not constitute part of this Agreement.

**18. Governing Law.** This Agreement shall be governed and construed under the laws of the State of North Carolina.

**19. Severability.** Whenever possible, each provision of this Agreement will be interpreted in such a manner as to be effective and valid under applicable law, but if any provision of this Agreement is held to be prohibited by or invalid under applicable law, such provision will be ineffective only to the extent of such prohibition or invalidity, without invalidating the remainder of this Agreement.

**20. Notices.** All notices, demands, or other communications to any party under this Agreement shall be in writing (including facsimile transmission); shall be sent only by facsimile (with confirmation by United States Mail), by nationally recognized courier service, or by personal delivery; and shall be given:

*If to Fairfield, to:*

Fairfield Mountains Property Owners Association Inc.  
ATTN: Board of Directors  
112 Mountains Boulevard  
Lake Lure, NC 28746

*If to STATE to:*

*If to TOWN to:*

Town Manager  
Town of Lake Lure  
P.O. Box 255  
Lake Lure, NC 28746

All such notices, demands, requests, or other communications shall be deemed received on the date of receipt by the recipient if received prior to 5:00 p.m. in the place of receipt and such day is a business day in the place of receipt. Otherwise, any such notice, demand, request, or other communication shall be deemed not to have been received until the next succeeding business day in the place of receipt. Addresses for notice may be changed from time to time by notice to the other party.

**21. Waiver.** Waiver by either party of any one default will not be deemed to be a waiver of any other default under this Agreement.

22. **Exhibit.** The parties acknowledge and agree that the Exhibit attached to this Agreement form an integral part of this Agreement and by this reference are incorporated herein as if set forth in full verbatim.

IN WITNESS WHEREOF, Fairfield and the STATE and/or TOWN have each caused this instrument to be executed in its corporate or governmental name by its duly authorized officer all effective the date first above-written.

**FAIRFIELD MOUNTAINS PROPERTY  
OWNERS ASSOCIATION, INC,**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: President

**THE STATE OF NORTH CAROLINA**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**THE TOWN OF LAKE LURE, N.C.**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

STATE OF NORTH CAROLINA

COUNTY OF RUTHERFORD

I certify that the following person(s) personally appeared before me this day and is/are personally known to me or identified by me through satisfactory evidence, and acknowledged to me that he/she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated for Fairfield Mountains Property Owners Association, Inc.:

\_\_\_\_\_

Date: \_\_\_\_\_

Notary Public

Print Name: \_\_\_\_\_

[AFFIX SEAL BELOW]

My commission expires: \_\_\_\_\_

STATE OF NORTH CAROLINA

COUNTY OF \_\_\_\_\_

I certify that the following person(s) personally appeared before me this day and is/are personally known to me or identified by me through satisfactory evidence, and acknowledged to me that he/she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated for the State of North Carolina:

\_\_\_\_\_

Date: \_\_\_\_\_

Notary Public

Print Name: \_\_\_\_\_

[AFFIX SEAL BELOW]

My commission expires: \_\_\_\_\_

STATE OF NORTH CAROLINA

COUNTY OF RUTHERFORD

I certify that the following person(s) personally appeared before me this day and is/are personally known to me or identified by me through satisfactory evidence, and acknowledged to me that he/she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated for Town of Lake Lure, N.C.:

\_\_\_\_\_



**EXHIBIT A**  
**ACC Rules and Regulations**

## *Agenda Item: 10c*

## Andi Calvert

---

**From:** Linda Ward  
**Sent:** Tuesday, June 28, 2016 4:52 PM  
**To:** Andi Calvert  
**Subject:** Renter Utility Deposits

Mayor and Town Council,

I am requesting that the \$150 deposit required by renters, when placing the account in their name per owners request, be changed to \$200 or \$250.

I am making this request as the new sewer rate increase will be reflected on this July billing, and as the base rate without usage for water and sewer will now be \$193.00. Because we bill backwards, when someone does move out we could have up to two billings owed before we are notified that they have left. At the time the \$150 deposit was put in place the base rate for water and sewer without usage was \$92.00. The \$150 at that time would have covered one billing with usage.

I hate to put an even bigger hardship on renters but believe this is something that must be done.

Thank you for your consideration in this matter,

**Linda Ward**

*Customer Service Supervisor*

**2948 Memorial Hwy**

**Lake Lure, NC 28746**

**Office:** 828-625-9983, Ext. 129

**Web:** [townoflakelure.com](http://townoflakelure.com)

*"Where Customer Service Rocks and Runs Deep!"*

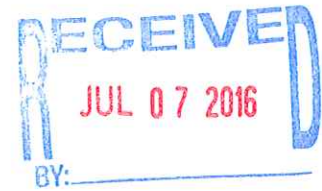


## *Agenda Item: 10d*





July 6, 2016



Town of Lake Lure  
Interim Town Manager & Town Council  
2984 Memorial Highway  
Lake Lure, NC 28746

Dear Interim Town Manager and members of Lake Lure Town Council,

As you may already know, the Chamber of Hickory Nut Gorge has acquired ownership of the annual Dirty Dancing Festival at Lake Lure. In years past, the event has not been properly organized, leaving attendees disappointed and our town blemished. For these reasons, the Chamber found it critical to bring the event under local ownership and operation. Attached is a press release about the acquisition and details of this exciting event. Each year, more than 3,000 attendees from multiple states and foreign countries attend, bringing fantastic exposure and positive economic impact to our Gorge area.

To welcome Dirty Dancing Festival attendees, the Chamber of Hickory Nut Gorge is producing the two-day festival featuring a free film screening on Friday, August 19, 2016 from 4pm – 10pm and Saturday, Aug. 20, 2016 from 9am – 5pm with live bands, DJ, performers, food and merchandise vendors, outdoor games and a beer and wine garden.

All of the necessary permit application forms are attached based on our event needs.

**Request for the following fees to be waived:**

- Sign permit fees (for 1-2 banners to be placed at the park welcoming attendees to the area)

**Request for the following permissions to be granted:**

- Vendors – suspension of the peddling ordinance to have food, craft and beverage vendors on site
- Parking Lot Use – permission to use the parking lot for attendees to the festival. Members of the Dirty Dancing Festival committee are involved in the parking discussions with the Town on how to best move traffic and park visitors during events.
- Beer Garden – permission for licensed breweries and wineries to sell beer and wine inside Morse Park Meadows. The Dirty Dancing Festival event is a gated and ticketed event. Access to purchase alcohol will be regulated and monitored by the Chamber of Hickory Nut Gorge. Attendees will be required to purchase a



\$2 beer garden wristband upon having proper, age-appropriate ID. The profit from the \$2 wristband sales will benefit nonprofit organizations. Only attendees with this uniquely designed wristband will be allowed to purchase and consume alcohol during the Dirty Dancing Festival event. We would also request police security during the event whether provided by the town complimentary or as paid for by the Chamber if necessary.

Thank you in advance for your consideration of these requests enabling Lake Lure to once again host the Dirty Dancing Festival at Lake Lure. Please feel free to contact me, Kevin Cooley or Tommy Hartzog should you have questions about any of these requests.

Sincerely,

Michelle Yelton, President  
McConnell Group Public Relations, Inc.  
On behalf of the Chamber of Hickory Nut Gorge  
828-980-2883 / michelle@mcconnellgrouppr.com



**FOR IMMEDIATE RELEASE**

## **Iconic Dirty Dancing Festival Under New, Local Management**

**Lake Lure, N.C.'s Chamber of Hickory Nut Gorge  
will now produce the annual event**



*The Asheville Ballet performs dances from the film at the annual Dirty Dancing Festival.  
Photo by Frantz Photography.*

**LAKE LURE, N.C. (May 26, 2016):** While the iconic film "Dirty Dancing" is undergoing a greatly anticipated remake, the annual [Dirty Dancing Festival](#) in Lake Lure, N.C. is also experiencing an exciting reinvention as it enters its seventh year this August 19-20. Several scenes from the original movie were filmed in Lake Lure including the staff and Johnny's cabins, dance scenes, and the famous "lift," which is a highly popular competition in the festival.

Earlier this month, the [Chamber of Hickory Nut Gorge](#) announced ownership of the Dirty Dancing Festival. The event was co-founded by Jo Beyersdorfer of JNB Events in Los Angeles, Calif. and Michelle McConnell Yelton of McConnell Group PR in Lake Lure. The McConnell Group is joining the chamber team to help with this year's event.



As a result, the renowned festival will now be a homegrown event, being completely produced and managed by the chamber and its team of local volunteers. The Chamber of HNG is looking forward to continuing the festival's legacy to the movie filmed in its backyard.

"Building on the tremendous successes of past partners who first envisioned this event and grew it to its current popularity, the chamber is thrilled to have the opportunity to produce this great festival," said Kevin Cooley, chamber president.

The Dirty Dancing Festival started in 2010 and has steadily grown into a signature event in Lake Lure, drawing thousands of "Dirty Dancing" fans to the two-day celebration. In 2013, the festival became an official event of the Pancreatic Cancer Action Network (PANCAN). A portion of event funds are donated to help find a cure for pancreatic cancer. The festival's dedication to this cause remains a standing tribute to the film's late star, Patrick Swayze, who died from the disease in 2009.

This year's event will take place August 19-20, kicking off on Friday with a screening of "Dirty Dancing" in Morse Park Meadows at sunset, but attendees are encouraged to come as early as 6 p.m. to get a good seat and enjoy music and vendors. The festival continues on Saturday from 9 a.m. – 5 p.m., with dance lessons and performances by the Asheville Ballet, live beach and soul music bands, watermelon games hosted by PANCAN, and several restaurant and retail vendors. At the end of the day, attendees can test their skills in the famous "lake lift" or shag dance contests. As tradition holds, multiple sites around town will get in on the fun with event after-parties.

Tickets are available online at [www.dirtydancingfestival.com](http://www.dirtydancingfestival.com). Admission to the Friday night film screening is free. Early bird admission to the Saturday Dance and Music Festival is \$20 for adults and \$5 for kids, 12-years-old and under. Ticket prices increase to \$25 for adults and \$10 for kids starting August 1, 2016. For all the latest updates and news on the Dirty Dancing Festival, like it on [Facebook](https://www.facebook.com/dirtydancingfestival)! For additional questions, please email [info@dirtydancingfestival.com](mailto:info@dirtydancingfestival.com).

For media inquiries, photos or videos, contact Michelle McConnell Yelton at 828-980-2883 or [michelle@mcconnellgrouppr.com](mailto:michelle@mcconnellgrouppr.com).

#### **About the Chamber of Hickory Nut Gorge**

In the Chamber's 30-year history much has been accomplished, most notably the progressive and innovative creation of the visitor's center in Lake Lure. Today and into the future, the new Chamber of Hickory Nut Gorge is re-energized about the opportunity to bring innovation and progress to our community. The Board of Directors, bolstered with strong community leaders, is embarking upon an exciting new direction involving a considerably more diverse range of initiatives. For more information, visit [www.hickorynutchamber.org](http://www.hickorynutchamber.org).

###



**TOWN OF LAKE LURE**  
**REQUEST FOR SUSPENSION OF TOWN ALCOHOL ORDINANCE**

§ 63.01 of the Code of Ordinances of the Town of Lake Lure states that no person shall consume malt beverages or unfortified wine, fortified wine, spirituous liquors, or mixed beverages, as defined in G.S.18B-101, on or within the rights-of-way of the public streets, alleys, or sidewalks or community center, or on the town beach, unless a permit is received therefor from the Town. It is further provided an open container shall be prima facie evidence of consumption under this chapter.

Date & Time of Event: Aug 19+20, 2016 from 4pm (am/pm) until 10 (am/pm) 19th  
9am - 5pm 20th  
By: Chamber of Hickory Nut Gorge Contact Phone # 828-625-2735 Email: info@hickorynutchamber.org  
(Name of Responsible Party)

Describe Request (included the type of event and type of alcohol to be consumed):

Dirty Dancing Festival at Morse Park Meadows  
Beer + Wine  
Please see ABC permit details attached.

**\*\*If a permit is issued, alcohol must be contained within the community hall building or the beach area.\*\***

Michelle Yelton  
Signature

7/7/16  
Date

**Comments from Lake Lure Police Department:**

Reviewed by: Sean Humphries  
Police Chief

7-7-2016  
Date

Reviewed by: Sam Pappas  
Town Manager

☒ Approved

☐ Denied

7/7/16  
Date

If your request for suspension of the Town of Lake Lure's alcohol ordinance is denied, you may appeal the decision to the Lake Lure Town Council.

## Andi Calvert

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**From:** Sheila Spicer  
**Sent:** Friday, July 8, 2016 4:31 PM  
**To:** Andi Calvert  
**Subject:** RE: sign permit fee - Dirty Dancing Festival

No, they do not need to request a waiver of the temporary sign permit fees. That fee is waived for "community events sponsored by non-profit organizations" per resolution number 07-07-10.

Sheila Spicer  
Zoning Administrator/Code Enforcement Officer

2948 Memorial Highway  
Lake Lure, NC 28746  
Office: 828.625.9983, Ext. 117  
Web: townoflakelure.com

-----Original Message-----

From: Andi Calvert  
Sent: Thursday, July 7, 2016 10:23 AM  
To: Sheila Spicer <za@townoflakelure.com>  
Subject: sign permit fee - Dirty Dancing Festival

The Chamber submitted a request for concerning permissions for the Dirty dancing Festival and included a request for waiver for fees for banners. This is the only fee waiver they are requesting for the event (they are paying the rental fees for the Meadows, etc.)

Is the request necessary since sign permit fees are waived for nonprofit organizations for community events? Or would this not fall under that category since they charge for the event? (I highlighted the request in the attached letter from the Chamber)

Thanks!

Andi Calvert  
Town Clerk

2948 Memorial Highway  
Lake Lure, NC 28746  
Office: 828.625.9983, Ext. 104  
Web: townoflakelure.com

-----Original Message-----

From: adns@townoflakelure.com [mailto:adns@townoflakelure.com]  
Sent: Thursday, July 7, 2016 9:54 AM

