

REGULAR MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
SEPTEMBER 24, 2002
TUESDAY - 7:00 P.M.
TOWN HALL

The Board of Aldermen held a regular meeting on Tuesday, September 24, 2002. Members present were Mayor Henry Foy, Aldermen Gavin Brown, Gary Caldwell, Libba Feichter and Kenneth Moore. Also present were Town Manager A. Lee Galloway, Town Clerk Phyllis McClure and Town Attorney Michael Bonfoey. Mayor Foy called the meeting to order at 7:00 p.m.

Approval of Minutes of September 10, 2002

Alderman Moore moved, seconded by Alderman Caldwell, to approve the minutes of the September 10, 2002 meeting as presented. The motion carried unanimously.

Minor Subdivision Plat - Tom Hines - off Eagle Nest Road

Attorney Jack Kersten, representing Tom Hines, attended the meeting to request approval of a minor subdivision plat for property located off Eagle Nest Road. The plat shows a 20' right-of-way to serve as a back entrance to the 110 acres owned by the Shevelings. This was put in at the request of Mr. and Mrs. Sheveling to use as a back exit to their property, on which they planned to construct one house. Ken Wilson plans to buy this property, which when added to his existing property, will increase the size to 170 acres. Public Works Director Fred Baker has recommended a 45' right-of-way rather than the 20' which is proposed. However, Tom Hines said this road is a private driveway serving two lots and he felt that the 20' right-of-way is adequate for this purpose.

Town Manager Galloway said the Planning Board would need to review any further development of the property. Attorney Kersten and Tom Hines were agreeable with this.

Alderman Brown moved, seconded by Alderman Feichter, to approve the minor subdivision plat with the 20' right-of-way for Tom Hines located off Eagle Nest Road. The motion carried unanimously.

Reappointment of Parks and Recreation Advisory Commission Members

The terms of Lee Starnes, Wallace Messer and Dortha Evans on the Parks and Recreation Advisory Commission will expire on September 30, 2002. All three have been good and faithful members of the Commission and have helped carry the Town successfully into the new recreation center. All three have agreed to continue on the Commission for another three year term and it is recommended that they be reappointed.

Alderman Moore moved, seconded by Alderman Feichter, to reappoint Lee Starnes, Wallace Messer and Dortha Evans to serve another three year term on the Parks and Recreation Advisory Commission. This term will expire September 30, 2005. The motion carried unanimously.

Street Closing Change - Apple Festival on October 19, 2002

The Downtown Waynesville Association has requested a change in the original schedule for the closing of Main Street during the Apple Festival on October 19, 2002. The plans now include an evening street dance and wagon rides between the hours of 6:30 and 8:30 p.m. DWA has requested that the Town extend the hours for Main Street to be closed on this date.

Alderman Brown moved, seconded by Alderman Caldwell, to extend the hours to close Main Street until 9:30 p.m. rather than the original 7:00 p.m. closing time. The motion carried unanimously.

Brook Street Drainage

Following the last Board meeting, the Town Attorney researched the property owners along the east side of Brook Street and prepared easements for signature. Town Manager Galloway has spoken with one of the property owners, Mr. J. D. Greene, a resident of California, and he expressed his willingness to consider the easement if it was needed to help correct the drainage problems for the residents in that area. Prior to proceeding with getting the property owners to sign the easement, some direction was requested from the Town Board. Manager Galloway said there were at least four options on this issue:

- 1) Daylight the creek, digging out the pipe that is there and returning it to an open creek and flow of water with 42" driveway culverts;
- 2) Digging up the pipe that is there and seeing if portions need to be replaced or opened;
- 3) Removing the pipe that is there and replacing it with an adequately sized pipe, which Fred Baker estimates would need to be between 36 and 42 inches in diameter based upon the drainage basin;
- 4) Do nothing.

Manager Galloway said there is definitely a problem for the citizens in the Spruce Street neighborhood and he believes that everyone would like to be able to assist them in addressing this situation. Therefore, he said the last option, to do nothing, is not one that is recommended.

If adequate funds were not a problem, then option 3 would be the logical choice. Fred Baker has given a preliminary estimate of about \$60,000 to remove what exists and replace it with a 42 inch corrugated metal pipe. Based on some recent prices he has seen for other pipe installation, he feels the \$60,000 number may be low, with the actual potential cost being more in the range of \$75,000. That is a sizable expense when it is unbudgeted and when it is uncertain as to whether the Town will actually receive the Powell Bill appropriation of \$350,000 this year. When the Town entered this fiscal year, it was unsure if the State will distribute the Utility Franchise Tax and/or Beer and Wine Tax. The Board froze \$509,615 in General Fund expenditures, with \$196,000 coming from the Street Department. To produce the money needed for a new storm drain line along Brook Street will

require that the Board either halt another of the projects currently funded in the budget and replace it with the Brook Street project or take the money out of the General Fund reserves.

Manager Galloway said in the past seven years since the merger of Hazelwood and Waynesville, the only time he could recall serious storm water problems in this area was during the past year, when it was discovered that portions of the line are collapsed and blocking the flow of the water. There is the question if the existing pipe were opened and functioning properly, if the majority of the storm drainage problems in this area would be resolved? If this is found to be the case, the Town could start digging up the barrels at the southern end of the pipe line, closest to Main Street, continuing until the clay or concrete pipes were found. Then the Town could assess the condition of the clay or concrete pipe and determine whether to leave it or decide if it needed to be replaced as well. At that point, if the entire line needs to be replaced, the Town would need to use the proper size pipe, and the cost would be back to the \$75,000 figure. If the clay or concrete pipe is satisfactory, the Town could replace the barrels, installing new pipe back toward Main Street, and the cost would likely be less than \$20,000.

The possibility of digging out the old pipe so that the creek is open would have the lowest cost; however, it would likely be less attractive to the four property owner and tenants along the east side of Brook Street.

Several property owners attended the meeting. Charles McDaniel said in the late 1930's or early 1940's WPA installed 3' sections of concrete culverts for the Town of Hazelwood. At that time the Hyatt family owned this property. Mr. McDaniel bought his house from Palarski. Since that time he has had to dig up some of this on his property and he found that the bells were installed the wrong way. The Greene property is still the way it was originally. Haywood County installed the next portion of drainage pipe along the school property and Mr. McDaniel felt that this section is still in good shape. Mr. McDaniel said the drainage problem has gotten worse over the last 4 - 5 years and the recent rain in August caused the worst problems he has seen since he moved there.

Gene Plemmons said he could remember 55 gallon drums being used rather than culvert on the Hyatt property. Manager Galloway said the drums could be removed and the Town would then have a better idea of what is needed to improve the drainage problems. Manager Galloway said Fred Baker did some calculations and said that "squash" pipe could be used (43" wide, 27" tall) which could carry the same volume of water as a 36" round pipe. It is unknown what problems may be encountered with the sewer lines if this work is done. Manager Galloway said in reviewing the minutes of the Town of Hazelwood, it was discovered that in 1961 the Town planned to lay a line to drain water in the vicinity of Joel Setzer's residence on Brook Street. Later, in 1964, the purchasing agent was instructed to purchase 300' of tile to lay in the branch on the east side of Brook Street running to Spruce Street.

Alderman Brown moved, seconded by Alderman Caldwell, to authorize Town Manager Galloway to proceed with the project, not to exceed \$75,000, to correct the flooding problems in the Brook Street area, by obtaining the proper easements, opening the barrels beginning at the end on South Main Street and continuing this work until the other pipes are encountered. At that time a decision should be made regarding any additional work which may be needed. The motion carried

unanimously.

Minor Subdivision Plat - Knollwood Drive

Mr. John McCann is subdividing a .762 acre tract from a 15.594 acre parent tract owned by William Burgin (PIN #8605-67-9211). The property is located on Knollwood Drive across from Briarwood Road. As this subdivision meets all of the Town's subdivision requirements, the Planning Staff recommends approval of the minor subdivision as requested.

Alderman Brown moved, seconded by Alderman Feichter, to approve the minor subdivision plat as recommended. The motion carried unanimously.

Report by Town Manager Galloway Regarding 1/2¢ Sales Tax

Manager Galloway said the 1/2¢ sales tax was approved on three readings by the House. This sales tax will be effective December 1, 2002 and will end July 1, 2003. The Haywood County Commissioners will need to have another set of public hearings regarding this sales tax.

Authorization to Purchase New Tires for 1922 La France Fire Truck

Mayor Foy said the Waynesville Fire Department has the 1922 La France Fire Truck in operation at this time; however, new tires are needed and will cost \$1,736.

Alderman Moore moved, seconded by Alderman Brown, to authorize the purchase of new tires for the fire truck in the amount of \$1,736. The motion carried unanimously.

Adjournment

With no further business, it was the consensus of the Board to adjourn the meeting at 8:02 p.m. The motion carried unanimously.

Phyllis R. McClure
Town Clerk

Henry B. Foy
Mayor