

REGULAR MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
FEBRUARY 8, 2005
TUESDAY - 7:00 P.M.
TOWN HALL

The Board of Aldermen held its regular meeting on Tuesday, February 8, 2005. 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 Woodrow Griffin. Mayor Foy called the meeting to order at 7:00 p.m.

Approval of Minutes of January 25, 2005

Alderman Moore moved, seconded by Alderman Feichter, to approve the minutes of the January 25, 2005 meeting as presented. The motion carried unanimously.

Eddie Caldwell, Finance Director - Discussion of Requirements of Non-Profits Requesting Funding From the Town

In the Spring of 2004, representatives of Folkmoot approached the Town requesting a sizable donation to their capital campaign. During that discussion, the Town Board asked that staff investigate whether some type of reporting requirements should be placed upon Folkmoot and other non-profits seeking Town funding. At that time, questions were asked of other municipalities as to what they required of these agencies and organizations, and there was virtually no response.

When questions arose about the financial affairs of the Canton Papertown organization, the Board reminded Town Staff of their desire to have some type of report from the non-profits to which the Town of Waynesville provides funding. Finance Director Eddie Caldwell has been working on this issue for several months. State Law has been researched on the topic and found that reporting requirements are not specifically designated, though there are a number of exemptions from the requirements. Mr. Caldwell also consulted with the Town's auditors as well as other local government officials in attempting to find out what the requirements should be for non-profits.

Finance Director Eddie Caldwell presented results of a telephone survey conducted by his department. The results show that some organizations have audits and others don't. For example, HART has a review which is just one step from an audit. The Town contributes \$4,000 to HART, but requiring that they have an audit would cost them at least \$3,000. Alderman Brown suggested that if the organization is small and does not have a yearly audit, the Town may want to ask for their total budget or revenue stream.

Mr. Caldwell said the Downtown Waynesville Association is a non-profit organization but is considered a 501(c)(4). Donations made to this type of organization are not tax deductible. The Town makes an annual contribution to DWA and collects taxes for the municipal service district which are then passed along to DWA, making DWA the organization with the greatest Town funding.

Mr. Caldwell said there are three levels of review - 1) audit, 2) review and 3) compilation. Mayor Foy suggested that each organization fill out a form each year as part of the process for requesting donations from the Town. Alderman Feichter said this would legitimize the process; if you are going to give away taxpayer dollars you need to make sure that it is being handled properly. Manager Galloway pointed out that all except 3 - 4 of the organizations have annual audits. The Board felt that it would be a good idea if an audit is not conducted to have a copy of their yearly budget and/or their revenue stream. It was the consensus of the Board that they discuss this issue further at their upcoming retreat. Mr. Caldwell will gather some preliminary questions to ask the organizations for the Board's review at the retreat.

Voluntary Annexation Petition - 2180 Dellwood Road Queen's Farm

The Town received a petition for annexation signed by Ms. Lois P. Queen on behalf of the Queen's Farm. Ms. Queen is listed as the Owner/Manager of the Queen Housing Group. The Queen's Farm is seeking connection to the Town of Waynesville sewer system, and as required by the Sewer Use Ordinance, any petition for connection to the sewer system must be accompanied by a petition for annexation. Ms. Queen notes in her letter that there is no desire for the property to be annexed into the Town, the petition is filed simply as a requirement to receive sewer service. The property totals 131.923 acres.

Mayor Foy asked if the Town could provide the sewer service without annexing the property but reserve the right to annex the property in the future. Alderman Brown asked how this would be resolved if the property was under new ownership in the future. Manager Galloway said some of the property is tax deferred. He said that Ms. Queen may want to consider a survey and subdivision of just the portion of property requiring sewer service for possible annexation rather than the entire tract. Alderman Brown said he would pass this information along to Ms. Queen's son for consideration.

Alderman Brown moved, seconded by Alderman Feichter, to delay action on this request until the next regular meeting on February 22, 2005. The motion carried unanimously.

Speed Limit Recommendations

Over the past few months, several requests have been received for the Police Department to research the speed limits allowed on certain streets in Waynesville. Reports were received from the Police Department with the following recommendations:

Cindy Lane and Meteor Court - these streets are located off Oakdale Road and are not posted at present. Under State Law, when no speed limit is posted on a municipal street in a residential area, the speed is 35 miles per hour. Based upon the number of homes and driveways and the fact

that this is a residential area, the Chief has recommended that the speed limit on both of these streets be set at 20 miles per hour.

Mill Street, Culpepper Street, Delanne Drive, Rainbow Road, Quincy Street, Anthony Street and Fourth Street. The Police Department has reviewed this matter and based upon the narrow streets and number of homes in this area, they recommend that the speed limit on all of these streets be changed to 20 miles per hour.

Alderman Moore moved, seconded by Alderman Brown to adopt an ordinance setting the speed limit at twenty (20) miles per hour on Cindy Lane and Meteor Court as recommended by the Police Department. The motion carried unanimously. (Ord. No. 3-05)

Alderman Moore moved, seconded by Alderman Brown to adopt an ordinance setting the speed limit at twenty (20) miles per hour on Mill Street, Culpepper Street, Delanne Drive, Rainbow Road, Quincy Street, Anthony Street and Fourth Street as recommended by the Police Department. The motion carried unanimously. (Ord. No. 4-05)

Alderman Feichter - Speed Limit on Country Club Drive and Virginia Avenue

Alderman Feichter asked what the speed limit is on Country Club Drive from its intersection with South Main Street (across from Virginia Avenue) to the entrance to the Waynesville Country Club. She said this stretch of road does not have speed limit signs posted. Town Staff will find out what the speed limit is and make sure it is posted correctly.

Alderman Feichter added that the posted speed limit on Virginia Avenue is twenty (20) miles per hour but everyone travels faster on this street.

Alderman Brown - Chelsea Road and Epsom Street Area

Alderman Brown asked what is needed to prohibit trucks from driving in the area of Chelsea Road and Epsom Street. He said delivery trucks have taken down the stop sign several times. Manager Galloway will find out what options are available to resolve this issue.

Historic Preservation Commission - Appointment to Fill Vacancies

At a recent meeting of the Historic Preservation Commission, Mr. Bob Breese announced that he would like to step down from his seat on this Board. Mr. Breese has served on this Board since its inception and has contributed much with his extensive knowledge of the history of Waynesville and Haywood County. Another member of the Commission, Mr. Earl Lanning, also announced that he no longer wishes to serve on this Commission.

Several applications were submitted to the Board for their consideration in naming replacements. These applications were submitted in response to recent announcements appearing in the local newspapers.

It was the consensus of the Board to review the applications and make appointments at the next meeting. Thank you letters will be sent to those not appointed and to the outgoing members.

Dick Young - Comments Regarding Taxi Service in Waynesville

Dick Young asked if the Town still gives business license to anyone operating taxi service in Waynesville. Mr. Young said he could not believe that the Town allows some of the junk to drive around Waynesville as taxis. He asked if the Town could adopt an ordinance to regulate taxi service.

Manager Galloway said the Town Attorney and Police Chief plan to discuss the issue of taxi service at a scheduled meeting on Wednesday, February 9.

Report by Manager Galloway

Manager Galloway reported on several issues:

Fiscal Year 2005-2006 Budget

Department Heads have received their capital outlay budget worksheets which are due to be returned by March 1. Regular budget sheets are to be returned by March 15.

Meeting With Architects Regarding Facilities Study

Architects are scheduled to meet with Manager Galloway, Police Chief Hollingsed and Staff on Wednesday morning, February 9 at 10:30 a.m. regarding proposed changes to the public safety building. Town Staff Meeting will be at 9:00 a.m.

Report on Manager's Conference - Rural Center Grant for Haywood Vocational Opportunities Fire Line

On Wednesday, Thursday and Friday of last week Manager Galloway attended the Manager's Conference in Raleigh. While there he met with representatives of the Rural Center, George Marshall of HVO and Bill Gibson of Southwestern Development regarding a proposed fire line for HVO's new building. The estimated cost of this project is \$200,000 and a pre grant application was submitted for \$100,000. The grant can be based on the projected number of jobs this will create in the first year. Based on this projection, the representative of the Rural Center recommended that the grant amount be increased to \$125,000. The remainder of the cost can be divided between the Town of Waynesville, Haywood County and HVO.

Street/Sanitation Superintendent Ron Collier

Ron Collier, Street/Sanitation Superintendent is recuperating from bypass surgery and will be out of work for approximately 6 - 8 weeks. Daryl Hannah and Marvin Crawford will be assuming additional duties during his absence and have been promoted temporarily.

Howell Mill Road Improvements Project

A meeting has been scheduled for Thursday, February 10 at 3:00 p.m. at the Town's Recreation Center in order for Town and County Officials to meet with representatives of the N. C. Department of Transportation to review the preliminary plans regarding proposed improvements to Howell Mill Road.

Adjournment

With no further business, Alderman Brown moved, seconded by Alderman Feichter to adjourn the meeting at 8:00 p.m. The motion carried unanimously.

Phyllis R. McClure
Town Clerk

Henry B. Foy
Mayor