

REGULAR MEETING  
BOARD OF ALDERMEN  
TOWN OF WAYNESVILLE  
NOVEMBER 28, 2006  
TUESDAY - 7:00 P.M.  
TOWN HALL

The Board of Aldermen held a regular meeting on Tuesday, November 28, 2006. 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, Town Attorney Woodrow Griffin and Assistant to the Town Manager Alison Melnikova. Mayor Foy called the meeting to order at 7:00 p.m.

Public Hearing - Annexation of 20 Zemery Lane - Request by Ms. Ellene Francis

In previous meetings, the Town Board received the annexation petition of Ms. Ellene Francis for property located at 20 Zemery Lane off the Asheville Road. Upon receiving the petition, the Board passed a resolution asking that Town Clerk Phyllis McClure investigate the sufficiency of that petition, and she found that the request was in compliance with State Statutes. The Board then passed a resolution setting a public hearing date on the annexation of this piece of property which is contiguous to the existing corporate limits.

Attorney Griffin opened the public hearing. No one spoke; Attorney Griffin closed the public hearing.

Alderman Brown moved, seconded by Alderman Moore, to adopt an ordinance to annex the property located at 20 Zemery Lane as requested by Ms. Ellene Francis effective January 1, 2007. The motion carried unanimously. (Ord. No. 27-06)

Report of Town Clerk - Annexation Petition for 68 Lloyd's Mountain Ridge Requested by Ms. Coleen Moore

At the meeting of November 14, 2006, the Board received the request of Ms. Coleen Moore for the annexation of the property she owns and which is located at 68 Lloyd's Mountain Ridge, off Locust Drive near the Bypass. Town Clerk Phyllis McClure has conducted her investigation on the sufficiency of the petition and found that it is in compliance with State law.

Alderman Brown moved, seconded by Alderman Caldwell, to adopt a resolution to set the public hearing date for Tuesday, January 9, 2007, regarding annexation of the property located at 68 Lloyd's Mountain Ridge as petitioned by Ms. Coleen Moore. The motion carried unanimously. (Res. No. 34-06)

Resolution Authorization of Application for Financing Agreement for Fire Station

If the Town of Waynesville or any governmental unit wishes to seek financing for a public facility, there is a very structured process which must be followed. This process ends up with an appearance

before the Local Government Commission under the State Department of Treasury and must be approved by that body before the financing can be finalized.

In following these guidelines as we attempt to finance the construction of the new fire station, the Town Board must first pass a Resolution authorizing the Finance Director to make application for the financing agreement on the Fire Station. Once the Board approves this document, the Finance Director will continue the process for applying for the financing on this project. The bids for the financing will be opened on Monday, December 4 and approval will appear on the agenda for the Special Board meeting scheduled on Thursday, December 28.

Finance Director Eddie Caldwell said a public hearing on the financing will be held at the meeting of December 12. Bids for construction of the project will be opened on December 19. There will be some other actions by the Board which will have to be taken regarding financing before this goes to the Local Government Commission for their consideration and approval in February, allowing the Town to enter into a financing agreement.

Manager Galloway said when the Town went to the Local Government Commission (LGC) in 1998 regarding the Recreation Center, Janice Burke with LGC looked at the Town's records and found the Town's financial position to be good at that time. Manager Galloway said the Town is probably in better financial position now.

Manager Galloway said a pre construction conference will be held on Thursday, November 30 at 11 am. He received an e-mail from the contractor today and was told that there are five sets of plans out at this time. The plans are available at the Dodge Room and AGC for contractors interested in bidding on the project. Alison Melnikova, Assistant to the Town Manager, sent out copies of the bid to encourage people to provide the names of firms that may be interested in the project.

Mayor Foy commented that there may be a labor shortage in this area with all the proposed projects coming up such as Vantage Pointe, Dayco Project, Waynesville Fire Station and others. Finance Director Caldwell said the Town budgeted \$100,000 for permit fees, which was up \$40,000 from last year, and so far this year the Town has received \$111,000.

Alderman Moore moved, seconded by Alderman Feichter to approve the Resolution Authorizing the Filing of the Application for Approval of a Financing Agreement. The motion carried unanimously. (Res. No. 35-06)

#### Roy Pressley - Request to Expand the Veterans Section of Greenhill Cemetery

Mr. Roy Pressley, long active in local veteran activities, attended the meeting to express concern about the amount of burial plots remaining in the Veterans Section at Greenhill Cemetery and to request that this area be expanded. Mr. Pressley said there are 10,000 Veterans in Haywood County. When the new portion of the Veterans Section Greenhill Cemetery was expanded it was expected to take us into 2025, but with the large number of Veterans in Haywood County and with the number of World War II Veterans who are passing away, we will run out of space sooner. In the past the Town of Waynesville, VFW and American Legion have worked together, with the Town donating the property and the VFW and American Legion putting in flag poles and monuments and sidewalks. It has always been appreciated that Waynesville does this for its veterans, especially since most areas

in North Carolina do not have cemeteries for their veterans. The old portion has 173 graves with seven empty spaces. There has been a large number of cremations in the past few years and this has helped with space. The second tier has 140 graves with one empty space with a plaque, which will probably be removed if it is not reserved for a particular reason. The new area, which was opened in 1994 and measures 105 feet by 100 feet, is almost one-half full. They would like to propose to add another 100 feet, leaving approximately 85 feet before you get to the hedge row, in the direction of the housing area. He felt that this would be sufficient until 2040 and possibly 2050. This would give them an opportunity to put in a wall and start filling it in. The State of North Carolina has three Veterans Cemeteries. The closest is at Black Mountain and is filling up at a rapid pace. There are also Cemeteries at Salisbury, Fayetteville and Jacksonville.

Manager Galloway said this would require a survey of this portion of the cemetery. It was felt that this was not an urgent issue but if the Board wanted to reserve this area for the Veterans he would speak with Public Works Director Fred Baker and arrange to have the property surveyed. Alderman Feichter expressed appreciation to Mr. Pressley for looking out for the Veterans.

Alderman Moore moved, seconded by Alderman Feichter, to have the property surveyed and reserved for the Veterans as requested by Mr. Pressley.

#### Appointment - Waynesville Housing Authority Commission

Under federal law, appointments to a local Housing Authority Commission are the responsibility of the Mayor. It has been Mayor Foy's tradition to always advise members of the Waynesville Town Board of the individuals that he asked appointed to serve on this important group.

Long time member Harry McCracken resigned his seat creating a vacancy on this Commission. Mayor Foy has asked David Broadway to serve and complete the unexpired term of Mr. McCracken. Mr. Broadway's term would be for the balance of the five year period, through September 30, 2009.

#### Philan Medford - Concerns Regarding Hyatt Creek Road/South Main Street

Philan Medford expressed concern regarding the plans of the NC Department of Transportation for the area of Hyatt Creek Road and South Main Street with the proposed development at the former Dayco site. Cedarwood Development will be responsible for paying for the changes in redeveloping this area and the NC Department of Transportation will be paying some of the costs. Ms. Medford said she knows that NCDOT supports access management, but feels that some issues could fall through the cracks with Cedarwood's Engineer. She said that Public Works Director Fred Baker has negotiated and asked for several things but has been turned down. Ms. Medford asked that the Board talk with Mr. Baker regarding his recommendations for development of this area. Mayor Foy said this is not a dead issue at this point. He added that it would be nice if the State would get more right-of-way. Alderman Feichter suggested that the Board be more proactive.

Manager Galloway said he would ask Public Works Director Fred Baker to give the Board a report.

#### Distribution of Annual Audit Report

Finance Director Eddie Caldwell distributed copies of the annual audit report for discussion at the

next meeting on December 12, 2006.

#### Report on Leaf Pickup

The Town crews will continue to pick up leaves with the vacuum truck through mid-January. Two trucks are being used and a third truck will be added Wednesday, November 29. Leaves have been a problem this year. Citizens are asked not to put leaves in the street or in areas where they would get into the catch basins and cause problems when it rains. Chipping has been put on hold until leaf pickup is caught up. One of the Town employees was injured last week when the tailgate of one of the trucks came down and broke his leg.

#### Recent Fire at VFW

Manager Galloway said a recent fire at the VFW damaged the building and the Town has offered the use of the Armory for the VFW annual Christmas Party for needy children.

#### Upcoming Events

Manager Galloway said the Maggie Valley Christmas Parade is scheduled for Saturday, December 2 and the Canton Parade will be Thursday, December 7.

#### Parks and Recreation Director Rhett Langston

Alderman Feichter said she enjoys receiving reports from newly appointed Parks and Recreation Director Rhett Langston. He is being innovative and getting people involved and she requested that it be noted in the minutes that she is proud of the wonderful job he is doing and the Town is very lucky to have him, adding that this is another one of Town Manager Galloway's good hires.

#### Watershed Indicators Report

At the next meeting the Board will discuss the report from Western Carolina University regarding the work of the Watershed Committee during the summer and the indicators in the Watershed. Two days were spent developing the criteria in this report. A public forum will be held from 3 - 5 pm to look at the report and ask questions of Dr. Peter Bates. At the Board of Aldermen meeting at 7 pm, the public will be given an opportunity to present comments. Mayor Foy felt that it would be beneficial for everyone on the Board to go to the Watershed before the meeting on December 12. Manager Galloway said he would arrange a visit to the Watershed.

#### Adjournment

With no further business, Alderman Brown moved, seconded by Alderman Feichter, to adjourn the meeting at 7:56 p.m. The motion carried unanimously.

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Phyllis R. McClure  
Town Clerk

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Henry B. Foy  
Mayor