

AGENDA
REGULAR MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
TOWN HALL
AUGUST 28, 2007
TUESDAY – 7:00 P.M.

The Board of Aldermen held a regular meeting on Tuesday, August 28, 2007. 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 Purchasing Supervisor Julie Grasty. Mayor Foy called the meeting to order at 7:00 p.m.

Approval of Minutes of August 14, 2007

Alderman Caldwell moved, seconded by Alderman Feichter, to approve the minutes of the August 14, 2007 meeting as presented. The motion carried unanimously.

Award Bid for Digger Derrick

In approving the budget for the 2007-2008 fiscal year, the Board allocated funds for the purchase of a new pole truck for the electric department. On Wednesday, August 22, bids were opened for this unit as follows:

Terex Utilities	2008 International 7400 4x4	Terex Telelect XL4047 Body	\$193,435.00
Altec Industries, Inc.	2008 M2 106 Freightliner	Altec Model DM47 Hydraulic Derrick	\$180,239.00
	2008 International 7400 4x4	Altec Model DM47 Hydraulic Derrick	\$191,830.00
Piedmont Intl Trucks	2008 International 7400 4x4	Terex Telelect XL4047 Body	\$187,278.00

After a review of the bids received in comparison to the specifications on the Digger Derrick T-Body Style Truck, it is the recommendation of the Purchasing Department and Electric Department that the Town Board select the bid of Altec Industries, Inc., for a 2008 M2 106 Freightliner with a Altec Model DM47 Hydraulic Derrick with a delivery date of April - May 2008 with a total bid of \$180,239.00.

In planning the budget, the estimated expense for this unit was \$190,000, and there are plans to finance the cost over a three year period.

Alderman Moore moved, seconded by Alderman Caldwell, to award the bid to Altec Industries, Inc., for a 2008 M2 106 Freightliner with the Altec Model DM47 Hydraulic Derrick for a total bid of \$180,239.00 as recommended. The motion carried unanimously.

Declaration of Surplus Property

Julie Grasty, Purchasing Supervisor, asked that the Board declare as surplus a used air compressor which has been replaced at the wastewater treatment plant. The unit is as follows:

Joy Air Compressor Serial 423DF 610835CD

Alderman Feichter moved, seconded by Alderman Moore, to declare the air compressor surplus as requested. The motion carried unanimously.

Changes in Purchasing Policy

When the Board adopted a new purchasing policy in the late spring, one of the items still under research was the issuance and use of purchasing cards by town employees. During the past few months, as town staff moved toward this new process, the program has been revised and the rules on operation procedures have hopefully been improved.

Section VIII was added which deals with Purchasing Cards. As town staff learned more about this program and what works and does not work in other communities, we changes were made which it is believed will strengthen the program.

At the meeting on Tuesday evening, Julie Grasty was on hand to answer questions. Ms. Grasty explained that the new purchasing cards will be computerized and will simplify the accounts payable process. Each card has the employee's name and social security number attached. Most employees will be given a \$2,000 purchasing limit and department heads will have a \$4,000 purchasing limit. No annual fees are associated with the purchasing cards and Ms. Grasty is working with Wachovia to get points for purchases made with the cards.

Alderman Brown moved, seconded by Alderman Feichter, to adopt Section VIII to be added to the Purchasing Policy which was previously adopted. The motion carried unanimously.

Request for Noise Ordinance Exemption

A letter was received from the contractor that is demolishing the former Dayco Industries site. Over the past few months, the Police Department has received several complaints about the noise which is coming from the work to dismantle and demolish the structures and remove the rubble from the site. Some of this noise occurs during the night, at 2:00 and 3:00 a.m., disturbing the sleep of the residents in the area surrounding the facility.

The Police Department has responded to the site due to complaints from residents and advised the contractor of the restrictions in the Town ordinance. They had suggested that the contractor contact the Manager's office to discuss an exemption from the noise ordinance. Manager Galloway said in reading the ordinance, he did not see that he was empowered to grant a variance to a contractor

to exceed the limitation on hours of construction. The town ordinance refers to the hours of construction being 7:00 a.m. to 9:00 p.m. on weekdays and from 8:00 a.m. to 9:00 p.m. on weekends. The Town Attorney suggested that if the contractor wished to have a variance from the ordinance, the Town Board might be able to grant this.

Based upon the number of complaints that have been received by the Town, Manager Galloway said he would be hesitant to recommend that the contractor be allowed to work any later than 11:00 p.m. As far as the time to begin work, he do not think he could recommend that work start any earlier than 7:00 a.m. Being under a high demand from the developer, it was felt that the contractor's best alternative would be to have more equipment on site to accomplish the work more quickly.

Alderman Brown said this company is large, and he has e-mailed Gary O'Nesti with Cedarwood Development and suggested that they add additional equipment for this project. Mr. O'Nesti indicated that he would get this done. No action was taken.

Request By Downtown Waynesville Association to Extend Street Closing for Block Party on September 1

The Board of Aldermen previously approved a request by the Downtown Waynesville Association (DWA) to close Main Street from Church Street to Depot Street from 5:30 p.m. until 10:30 p.m. on Saturday, September 1 for a Block Party. There will be approximately 60 local classic car owners that want to come downtown and show their cars during the block party. DWA requested that the street closing be continued on North Main Street down to the Justice Center and that the Miller Street parking lot be closed from the intersection of Main Street/Miller Street to the Miller Street/Montgomery Street intersection for a band.

Alderman Caldwell moved, seconded by Alderman Brown, to approve the request by the Downtown Waynesville Association to extend the street closing on September 1 for the Block Party. The motion carried unanimously.

Cheryl Ward - Request to Speak Regarding Erosion Issues In Playground Street/Willow Road Area

At the meeting of August 14, Ms. Cheryl Ward requested to speak to the Board regarding some erosion issues in the Playground Street/Willow Road area. Ms. Ward requested to speak to the Board again.

Ms. Ward expressed appreciation for all the work that has been done so far by the Town on the sediment issue. She said there is still an issue because there seems to be mixed messages about what is going to be done. There is water standing in her father's basement and in Ms. Gaddis' garage and she wanted to know if the Town had a plan to help with this problem. In speaking with Mr. Baker and Mr. Hyatt, the residents were not sure if the Town intended to construct curbing to help divert the runoff.

Alderman Brown asked Ms. Ward if the residents have legal council at this time. Ms. Ward said they do but this is a formidable thing for the older people on fixed incomes living in this area.

Manager Galloway said he will speak with Public Works Director Fred Baker and discuss the issue

and will contact Ms. Ward by the first of next week with his findings.

Alderman Moore asked if the Town could give the residents a discount on their water bill since they have used a large amount of water to wash away the mud. Manager Galloway said he would be glad to look at their average bills.

Alderman Brown said he visited the area Friday afternoon after the rain and although there was water runoff, it wasn't muddy like before.

Mr. Saxton said he appreciated Mr. Moore and Mr. Brown coming to talk with the residents. He couldn't see much work that has been done and it is a shame when people have lived in an area all their lives and a developer can come into the area and do this to them.

Pancake House Property - 59 Depot Street

Manager Galloway reported that the last bid received on the Pancake House Property located at 59 Depot Street was \$373,325 submitted by Jean Villari and/or Assigns. The deadline for an upset bid passed at 5:00 p.m. on Monday, August 27 and no additional upset bids had been received at that time.

Alderman Caldwell moved, seconded by Alderman Feichter, to accept the bid submitted by Jean Villari and/or Assigns in the amount of \$373,325 for the Pancake House Property located at 59 Depot Street. The motion carried unanimously.

Alderman Moore - Fence at Hazelwood Recreation Park

Alderman Moore said a gentleman contacted him regarding the fence at the Recreation Park at Hazelwood. The gentleman said when the Town of Hazelwood originally installed the fence it was placed about twenty-five feet away from the property line. Town Manager Galloway said Building Inspector Jason Rogers has been in contact with the gentleman. Manager Galloway will follow up with Mr. Rogers.

Adjournment

With no further business, Alderman Brown moved, seconded by Alderman Caldwell to adjourn the meeting at 7:50 p.m. The motion carried unanimously.

Phyllis R. McClure
Town Clerk

Henry B. Foy
Mayor