

REGULAR MEETING
TOWN OF WAYNESVILLE
BOARD OF ALDERMEN
TOWN HALL – 9 SOUTH MAIN STREET
APRIL 10, 2012
TUESDAY – 7:00 P.M.

The Board of Aldermen of the Town of Waynesville held a regular meeting on Tuesday, April 10, 2012. Members present were Mayor Gavin Brown, Aldermen Gary Caldwell, Julia Freeman, J. Wells Greeley and LeRoy Roberson. Also present were Town Manager Marcy Onieal, Assistant Town Manager Alison Melnikova, Management Advisor A. Lee Galloway, Town Clerk Phyllis McClure, Town Attorney Woodrow Griffin, Finance Director Eddie Caldwell and Purchasing Supervisor Julie Grasty. Mayor Brown called the meeting to order at 7:00 p.m.

Approval of Minutes of February 24, March 21 and March 27

Alderman Roberson moved, seconded by Alderman Greeley, to approve the minutes of the February 24, March 21 and March 27 meetings as presented. The motion carried unanimously.

ROTC Request for Funding 2012 -2013 Budget

The ROTC Chapter at Tuscola High School requested time on the agenda to make their annual presentation request to be considered for funding in the Town's 2012-2013 annual budget. Major David Thurman was present along with a group of ROTC members. The students made a Power Point Presentation for the Board.

C/Lieutenant Colonel Lacey Deaver, Group Commander of ROTC attended, along with C/Major Lindsay Kihnel, C/Major David Barker, and C/Major Brenda Zamudio. Several topics were discussed, including the Mission Station of ROTC, this year's goals for the Cadet Corps, School and Community. The ROTC Chapter of Tuscola High School participate in physical training, drill team, color guard, military ball, ribbon team, annual blood drive, Relay For Life and canned food drive activities.

A Veterans Day Luncheon is held each year to honor Veterans. For the past few years, the ROTC has requested help from the Town of Waynesville in funding this luncheon. Each table can be sponsored for \$800 per table. The Town of Waynesville sponsored two tables last year. Veterans are invited to attend at no cost. This is a time when Veterans can be shown how much they are appreciated.

Cole Brown, former ROTC student and grandson of Mayor Gavin Brown attended the meeting. Cole plans to join the Army. Mayor Brown said this program is beneficial to students and the community. Mayor Brown thanked the ROTC Group for attending the meeting, adding that their request would be considered during the budget process.

The Finance Director is currently accumulating the budget requests of each department and making revenue projections for the upcoming fiscal year. In early May, the Board will receive the proposed budget and the numbers will then be available for the Board to consider funding for the non-profit agencies. No action was necessary.

Request by the Waynesville Inn Golf Resort & Spa for Amendment to Code of Ordinances Regarding the Town's Noise Ordinance

At the meeting of the Town Board on March 27, Town Manager Galloway mentioned that Mr. Sammy Carver, co-owner of the Waynesville Inn Golf Resort & Spa, had been in touch with him regarding the Town's Noise Ordinance. Mr. Carver had asked Galloway about the possibility of a variance to the Noise Ordinance so that the Waynesville Inn could begin mowing the fairways earlier than 7:00 a.m. which is allowed in the ordinance. The Town Manager advised Mr. Carver that he did not have the authority to grant waivers on a continuing basis. The only alternative Mr. Galloway could suggest was for Mr. Carver to seek an actual amendment to the ordinance to change the time when mowing and landscaping work could begin.

Mr. Carver submitted a letter asking that the Town's Noise Ordinance be amended to allow lawn mowers, agricultural equipment and landscape maintenance equipment used in maintaining a golf course to be operated between the hours of 6:00 a.m. and 9:00 p.m.

At the meeting of March 27, the Town Manager pointed out that during the summer of 2011 there were complaints from one neighboring household about the noise from the work on the golf course. Galloway noted at that time that during his 17 years as Town Manager, he had only received one other complaint about mowing at the golf course. In the summer of 2011, the complaints were frequent, every few days, and always from the same resident who happened to live directly across the street from the building where the golf course stored their mowers and from where the mowing equipment started each morning.

Some of the Board members mentioned that Mr. Carver had been in touch with them and mentioned the need for some relief from the Town regulation which limited mowing prior to 7:00 a.m.

Mr. Carver attended the meeting to comment on his request and to answer questions the Board had. Mr. Carver said he has been co-owner of the Inn for six years and the Inn employs more than 100 employees. It is a very busy time during the spring and summer months with 27 holes to maintain. The areas in the center of the golf courses are mowed first, with the mowing continuing throughout the golf course and eventually to the areas near homes. The mowing season began earlier this spring. The area where the complaint was received is close to the maintenance sheds where the lawn mowers are started in the mornings.

Manager Marcy Onieal read the exception in the ordinance where lawn mowers are currently allowed between 7:00 a.m. and 9:00 p.m. Ms. Onieal said Mr. Carver is requesting that the amendment allow lawn mowers beginning at 6:00 a.m.

Alderman Caldwell said this is a commercial business, and he felt it is important that the Town adopt an amendment to allow this exception for golf courses, adding that Waynesville currently has two golf courses.

Alderman Greeley said he spoke with Bill Samuels, green supervisor at Biltmore Forest Country Club in Asheville and asked him what time they begin mowing. Mr. Samuels told him that if they did not begin at 6:00 a.m. they ran into a problem. He added that they try to be cognizant about what time they begin and where they begin mowing.

Sammy Carver said the first holes that are mowed are in the middle of the golf course. These are the ones that need to be mowed first. Mr. Carver added that this is the first complaint they have had during the past six years while he has been co-owner and the golf course has been there for 86 years.

Alderman Greeley said typically a golf course setting increases the value of your home. He understands the complaint, but realizes that Mr. Carver is trying to be a good neighbor. Mr. Carver added that all lawn mowers are less than three years old.

Alderman Roberson said once the mowers are started, they are moved over to the area to be mowed, adding that he felt it was important that the Board consider the proposed amendment.

Alderman Freeman said to have just one complaint in the past six years is an indication that the Waynesville Inn is trying to be a good neighbor.

Alderman Caldwell moved, seconded by Alderman Freeman, to amend Section 26-91(10) of the Code of Ordinances as requested by Waynesville Inn Golf Resort & Spa to allow golf courses to operate lawn mowers beginning at 6:00 a.m. The motion carried unanimously. (Ord. No. 8-12)

Munis Software Updates

Finance Director Eddie Caldwell and Assistant Manager Alison Melnikova have been in discussions with the Town's Information Technology Consultant Jon Feichter about the possibility of changing the storage of the Town's financial records. At present the records are stored within an on-site server and many businesses and governments now have their records stored off-site, sometimes at a server-farm located at another site.

Mr. Caldwell and Ms. Melnikova attended to explain the matter and answer any questions regarding this topic. Mr. Caldwell said \$27,000 was set aside in the 2010 budget for the utility conversion upgrade. When the upgrade was ready to be installed, Munis informed the Town that they needed to go to a new server. At some point in time, without a new server, after April 2012 no more updates could be given. Munis has several clients in the same situation, so that deadline has now been expanded until April 2013. In the current budget \$14,000 was included to upgrade to a sequel server. The current server is now seven years old, leaving town staff with two options: purchase a new server, or offload the information and convert to a new server and operate as we have in the past. Mr. Caldwell said it may be time to start thinking outside of the

box. Munis has an Application Service Provider, and this server basically has a number of advantages, the biggest advantage being a more reliable backup. Another advantage is during updates at the present time there is a short down time while Munis updates the software which usually takes 4 – 6 hours. If this is done through “the Clouds”, the update can be done at night and ready to go the next morning. This should be easier and less expensive because the data base will be on the server and they can manipulate the update at night rather than send someone to do the update on site. Waynesville will continue to need an IT provider since there are a lot of IT issues with the current update process. Haywood County is currently using this Application Service Provider and they have been doing so for about one and one half years. Hendersonville has also been using this service for more than five years.

Mr. Caldwell said the cost is similar, but the cost is being projected over a three year period. He felt that there will be better back up without being down for backup during the day. The major downside is if the internet goes down this would go down as well. They will test the internet connection and speed to make sure it is adequate. There was some discussion regarding fiber optics, but Mr. Caldwell said there was no clear answer on this at this time. One consideration is to have internet connections with Charter and Bell South, so if one is down the other would be a backup.

Mayor Brown asked the opinion of Town Manager Onieal. Ms. Onieal said it would be her recommendation to consider the change as presented by Mr. Caldwell. Waynesville is not large enough to require an IT person on site. This process would protect data off site no matter what happens in the building. These are farms that are serving huge clients and we will never run out of space. Mayor Brown said he appreciated the research that has been done.

Alderman Freeman said she felt that financially, this is the right move for the Town.

While it may not be required, Staff asked for the Town Board’s blessing to move to a situation where the information is housed at another site. It was the consensus of the Board to authorize Finance Director Eddie Caldwell to process with storing records off-site as presented.

Award of Bid Rear Loading Garbage Truck

At the meeting of February 28, representatives of the Land of Sky Regional Council of Governments presented the Solid Waste Study. This report originated from the decision by Haywood County to close the solid waste transfer station at Jones Cove Road and require that all garbage be transported to the White Oak Land Fill. This will add about 36 miles to each trip to dispose of garbage. This will require that the Town secure an additional rear loading residential garbage collection truck to maintain the level of service currently provided citizens. At that meeting, the Town Board gave town staff the authority to seek bids on a new rear loading garbage truck, and that has been done. Bids for that truck were opened on Tuesday, April 3, and the results are as follows:

Vendor	Truck/Model	Refuse Body Model	Price	Price w/Alternate
Amick Equipment	2013 Freightliner M2 106	New Way Viper 20	\$118,145.08	\$124,945.08
	2013 International 7400	New Way Viper 20	\$125,942.74	\$132,742.74
Cavalier Equip. Corp.	2013 International 440	E-Z Pack 20 Yard Apollo	\$122,377.00	\$130,052.00
	2013 Freightliner M2 106	E-Z Pack 20 Yard Apollo	\$119,217.00	\$126,892.00
CES	2011 International 7400	Heil PT 1000-20	\$128,128.00	\$133,818.00
Nu-Life Environmental Inc.	2013 International 7400	2012 Wayne Fury	\$125,883.00	\$134,728.00
	2013 Freightliner M2 106	2012 Wayne Fury	\$124,902.00	\$133,747.00
	2012 Peterbilt 337	2011 Wayne Fury	\$123,641.00	\$132,486.00
	2013 International 7400	2012 Wayne Fury	\$125,117.00	\$133,962.00
	2013 Freightliner 108SD	2012 Wayne Fury	\$127,515.00	\$136,360.00
Rush Int.	2013 International 7400	Heil PT 1000-20	\$124,409.00	\$130,099.00
	2013 International 7400	New Way Viper 20 Differential Locks	\$117,789.00	\$123,639.00 \$ 600.00 <u>\$124,239.00</u>
West Carolina Freightliner	2013 Freightliner M2 106	Heil PT 1000-20	\$121,360.00	\$127,050.00

The bids were quite competitive, with six firms submitting proposals for the Town to consider. Four of the six firms submitted multiple proposals, some with different truck cab and chassis and some with different garbage bodies. The various bids ranged from a low of \$124,239 to a high of \$136,360.

The Land of Sky report suggested that the Town should attempt to haul more weight per load on each trip to the transfer station. In doing so, Street Superintendent Daryl Hannah conferred with the Division of Motor Vehicles and found that the Town's garbage trucks will actually be overloaded at 7 tons of garbage. The way to manage that is to install a drop axle on each truck to be used on the highway to meet the allowable loads. The alternate bid on this truck includes the installation of the drop axle that will make the truck legal on trips to White Oak. The expenditure of approximately \$26,000 has been authorized for the installation of drop axles on the two other rear loaders as well as on the two front loading commercial trucks which also need the drop axle to meet weight limits. The additional axle would be needed whether the Town took the trash to White Oak, Brevard Road or even to Jones Cove Road.

Finance Director Caldwell said there may need to be a budget amendment to add the drop axles. He would like to package the purchase of the rear loading garbage truck with the Electric

Department bucket truck. The Town would contract with CES to install needed axles on the other trucks. The one on the new truck would be installed by Rush International.

After evaluating the bids, the recommendation is that the Town selects Rush International at a price of \$124,239 for a 2013 International 7400 with New Way Viper 20 garbage body. The delivery time on this unit is 120 to 150 days so town staff will have to make do with the trucks they have until the new truck is delivered.

Alderman Greeley moved, seconded by Alderman Caldwell, to award the bid to Rush International in the amount of \$124,239 for the 2013 International 7400 with New Way Viper 20 garbage body as recommended by town staff. The motion carried unanimously.

Second and Third Quarter Reports of Sales on Gov-Deals and Other Assets

Purchasing Supervisor Julie Grasty attended the meeting to make the report on the sale of surplus Town equipment and materials during the second and third quarters of the current fiscal year. This is as required under the terms of the Purchasing Manual for the Town.

Ms. Grasty said the assets sold on Gov Deals included two – 2004 Dodge Durangos from the Police Department and a utility trailer from the Recreation Department, for a total of \$9,616.00.

The report from the assets sold during the second and third quarter included material from the Water Department in the amount of \$3,845.10 and Electric Department in the amount of \$7,661.05 to Biltmore Iron and Fall Mulch Sale in the amount of \$600.

No action was needed. Mayor Brown thanked Ms. Grasty for her reports.

Comments by Town Manager Marcy Onieal

Town Manager Marcy Onieal thanked the Board and town staff for the wonderful job they have done in welcoming her and helping her begin her work as Town Manager. This past week has been spent meeting with Board Members, touring the Water Plant with a group of Girl Scouts, and participating in the opening of the Department of Social Services and Health Department building. Renovations and painting have been ongoing in the Municipal Building and will look wonderful when finished. Manager Onieal thanked the town crews that have been moving the employees to various locations throughout the building. One of the first messages received was a compliment to the Public Works Staff, that they did a wonderful job in clearing brush.

North Carolina League of Municipalities Legislative Update meeting was attended today by Manager Marcy Onieal and Assistant Manager Alison Melnikova. The NCLM staff encouraged officials to be in touch with their legislators. Several issues including annexation, capital project financing, water and sewer service issues, extraterritorial jurisdiction and other issues will be coming up.

Manager Onieal said there was good news that Waynesville is one of the finalists selected to receive the People's Choice Awards, sponsored by the American Planning Association, with votes being taken on line, allowing one vote per computer/person. She encouraged everyone to forward to their friends and neighbors to vote, adding that this is quite an honor.

Adjournment

With no further business, Alderman Caldwell moved, seconded by Alderman Greeley to adjourn the meeting at 8:06 p.m. The motion carried unanimously.

Phyllis R. McClure
Town Clerk

Gavin A. Brown
Mayor