



TOWN OF LAKE LURE • P.O. BOX 255 • LAKE LURE, N.C. 28746 • 704/625-9983 • 704/625-9396

REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL HELD AT THE LAKE LURE COMMUNITY CENTER ON TUESDAY, AUGUST 28TH, 1990 AT 7:30 P.M.

PRESENT: Mayor L. C. Michelon
Commissioner Bill Bush
Commissioner Alex Karr
Commissioner Hugo Moirano
Commissioner Frankie Queen

Jerry R. King, Town Manager
J. Christopher Callahan, Attorney

ABSENT: N/A

INVOCATION

Ms. Geri Corbin, resident of Lake Lure, gave the invocation.

APPROVAL OF MINUTES

Commissioner Frankie Queen moved, seconded by Commissioner Moirano to approve the minutes of the Tuesday, July 24th, 1990 regular Council meeting, and the minutes of the Monday, August 13th, 1990 special meeting. The vote of approval was unanimous.

ANNOUNCEMENTS

Mr. Dick Lorenzen, Chairman of the Lake Safety and Density Committee called to the Council's attention that there were heavy debris and logs that had to be removed from the lake. He asked for assistance in this matter.

Chris Callahan, Town Attorney, explained that the public hearings currently scheduled for this meeting would have to be re-scheduled, and stated the reasons.

Mayor Michelon reported that on Sunday, September 2nd, 1990, the Rutherford Art's Council would sponsor a concert on the beach from 12:00 to 2:00 p.m.

Mayor Michelon also mentioned that Smokey Mountain Merchants had opened their business in Lake Lure, and were planning an open house.

Mayor Michelon reported on the dates of Council Meetings, which are held regularly on the fourth Tuesday of every month at 7:30 p.m. at the Lake Lure Community Center.

For special meetings, a notice is posted at the Town's primary bulletin board which is in front of the Town Hall, 48 hours prior to the meeting. The notice must state the time and place of the meeting and its purpose.

The second method of notice is to mail or deliver the notice to each person who has submitted a written request to the Town Clerk. If a newspaper, radio or television station, or wire service request a notice, there is no authority in the law to charge for that notice. But if a person other than the news media requests notices, the public body is required by the law to charge that person \$10 a year.

For an emergency meeting, all that is required is that any local news medium that has requested notice be notified. Persons other than media representatives are not entitled to notice of emergency meetings. City Councils are subject to a statute that requires six hours' notice to Council members, even in emergencies. The meeting may be held as quickly as the public body's members can gather.

Ms. Geri Corbin requested that a special meeting sign notice be posted in front of the Community Center 24 hours in advance.

The Council was presented with a petition signed by several residents to reinstate Officer Mike Roche. Mayor Michelon told the public that this would be discussed in executive session.

RETRO-ACTIVE APPROVAL OF LEGAL FEES MOUNTAIN UTILITY HEARING

Prior to the meeting Jerry King, Town Manager, polled the Council members that were available, to seek approval to hire Mr. Charles Powers, an attorney in Raleigh, to represent the Town at the hearing of the Public Service Commission regarding the purchase of Mountain Utilities.

In this case, formal approval by the full Council was required, so Mr. King requested the Council to approve the hiring of Mr. Powers at \$125 per hour.

Commissioner Moirano moved, seconded by Commissioner Karr, to approve the legal fees that were incurred to date. The vote of approval was unanimous.

APPOINTMENT OF DEPUTY CLERK

Commissioner Bush moved, seconded by Commissioner Queen, to appoint Mary Flack as Deputy Town Clerk in the case of the absence of the regular Town Clerk. The vote of approval was unanimous.

RENAMING OF STREET

Mr. Jones, a resident of Hawthorne Drive, Lake Lure, requested that his street be renamed since the street name sign had been removed. It was the consensus of the Council that the street remain under the same name, Nathaniel Hawthorne Drive. Therefore, a new sign would be put up.

POSTMASTER REPORT ON STREET NUMBERING

Ms. Elaine Smith, Postmaster at the Lake Lure Post Office and Mrs. Bettina Wolff, a resident of Lake Lure, gave information on street numbering.

It was further explained that the County also would be involved in all house numbering.

On June 1st, 1989, Council received a request for streetname action from the Lake Lure Village Resort Homeowners Association. They recommended name changes for duplicate street names in their subdivision.

The following changes were made:

<u>Change:</u> Forest Hill Court	<u>To:</u> Bald Hill Court
Running Fox Trail	Blackberry Trail
Lake View Court	Hill Top Court
Village Blvd.	Harbor Blvd.

Commissioner Moirano moved, seconded by Commissioner Karr to approve the street name changes. The vote of approval was unanimous.

GOLF COURSE - REVIEW AND BUDGET AMENDMENT

The current budget allowed \$10,000 for supplies and materials. In rebuilding the greens approximately \$9,000 has been spent. Therefore, Jerry King, Town Manager, requested a budget amendment of \$8,000 for the supplies - material account for purchasing materials needed to maintain the Golf Course for the remainder of the fiscal year.

Bids for paving cart paths came in at approximately \$4,000 more than the budget allocation. Therefore, Mr. King requested an additional \$4,000 in the capital outlay grounds account.

An additional \$3,000 was requested for planned renovations to the clubhouse to accommodate a fully stocked pro-shop.

The budget amendments requested for the Golf Course totalled \$15,000.

Commissioner Moirano moved, seconded by Commissioner Bush to ammend the budget for the Golf Course in the amount of \$15,000. The vote of approval was unanimous.

Mr. David Pennell was introduced as Golf Course Manager and Pro. Mr. Charles Caldwell was introduced as Golf Course Superintendent.

RESOLUTION CALLING FOR PUBLIC HEARING

A petition had been submitted by several property owners to rezone a portion of 64-74 from conditional use zoning to commercial (C-1).

The Zoning and Planning Board recommended to the Town Council that the requested zoning change be denied.

Commissioner Queen moved that the Council schedule a public hearing for the October meeting to consider the petition for rezoning 64-74. Commissioner Bush seconded the motion. When the vote was taken, Commissioner Queen and Bush voted for the motion, and Commissioner Karr and Moirano were opposed. Mayor Michelon broke the tie by voting in favor of the public hearing.

WATER AND SEWER RATE INCREASE

At the adoption of the budget for fiscal year 1990-91, Council approved a 10% increase in water and sewer rates.

Commissioner Moirano moved, seconded by Commissioner Bush to approve the water and sewer rate increase of 10%. The vote of approval was unanimous.

Effective September 1, 1990, the increase in water and sewer rates will be put into effect.

This meeting served as the first public notice, with additional notice going to all water and sewer customers in the next billing cycle.

Commissioner Hugo Moirano moved, seconded by Commissioner Bush to go into executive session. The vote of approval was unanimous.

Commissioner Karr moved, seconded by Commissioner Queen, to come out of executive session and re-enter the regular meeting. The vote of approval was unanimous.

In the regular meeting, after extensive discussions in executive session, Mayor Michelon announced that Mr. Roche was reinstated to the Police Department with certain conditions which were not satisfactory to Officer Roche. Therefore, he tendered his resignation.

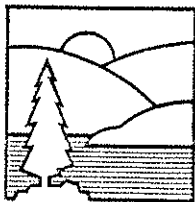
PAGE 5 OF THE MINUTES OF THE LAKE LURE TOWN COUNCIL MEETING WHICH WAS HELD AT THE LAKE LURE COMMUNITY CENTER ON TUESDAY, AUGUST 28TH, 1990 AT 7:30 P.M.

After considerable discussion, Commissioner Bush moved, seconded by Commissioner Moirano, to recess the meeting until 2:00 p.m. on Wednesday, August 29th. The vote of approval was unanimous.

ATTEST:


Anita H. Taylor, Town Clerk



Mayor L. C. Michelon



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MEMORANDUM

TO: Mayor L. C. Michelon
Commissioner Bill Bush
Commissioner Alex Karr
Commissioner Hugo Moirano
Commissioner Frankie Queen

FROM: Jerry R. King, Town Manager 

DATE: August 24, 1990

SUBJECT: Golf Course Budget Amendment

In the current budget, \$10,000 was approved for supplies - material. In rebuilding the greens, approximately \$9,000 has been spent. Therefore, I am requesting a budget amendment of \$8,000 in the supplies - material account for purchasing of necessary material to maintain the Golf Course for the remainder of the fiscal year.

Bids for paving cart paths came in at approximately \$4,000 more than the budget allocation. Therefore, I am requesting an additional \$4,000 in the capital outlay grounds account.

An additional \$3,000 is requested for some planned renovation to the clubhouse in order to accommodate a fully stocked pro-shop.

Total budget amendments requested for the Golf Course is \$15,000.

JRK/at

RESOLUTION CALLING FOR A PUBLIC HEARING

ON THE QUESTION OF ADOPTION OF AN

AMENDMENT TO THE LAKE LURE

ZONING ORDINANCE AND MAP

WHEREAS, the Town Council of Lake Lure has received a report from the Lake Lure Planning and Zoning Board regarding the adoption of an Amendment to the Lake Lure Zoning Ordinance and whereas, the Town Council desires to have a public hearing on said proposed amendment.

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Lake Lure that:

1. In accordance with the provisions of General Statutes Section 160A-384 and 160A-385, and the provisions of Section 1300 of Article XIII of the Zoning Ordinance, as amended, a public hearing will be held at the Community Building in Lake Lure, North Carolina, on the 25th day of September, 1990, at 7:40 p.m. for the purpose of considering the adoption of a proposed amendment to the Lake Lure Zoning Ordinance and map as follows:

SECTION ONE: To amend Section 1800: Purpose, of the Town of Lake Lure Zoning Ordinance, after "thence up North Carolina State Secondary Road #1306 eastward", by deleting:

"to a point 595 feet east of the center line of Whitney Boulevard, which point presently constitutes the eastern boundary of the C-1 Zoning District".

and by adding in lieu thereof the following:

"to the city limit boundary line which crosses North Carolina State Secondary Road #1306",

SECTION TWO: The Zoning Administrator shall make the necessary corrections and additions to the Zoning Ordinance so as to implement the provisions of this ordinance and shall

henceforth enforce the ordinance as hereby amended.

SECTION THREE: This ordinance shall be effective upon its adoption.

2. The Town Clerk is hereby directed to publish notice of the said public hearing in The Daily Courier once a week, for two successive weeks, which notice shall be published the first time not less than ten days nor more than 25 days before the date affixed for the public hearing. The Town Clerk is also directed to secure publisher's affidavit that publication of such notice was duly made.

Adopted, this 28th day of August, 1990.

L. C. Muckelbauer
Mayor

ATTEST:

Crista H. Taylor
Town Clerk

APPROVED AS TO FORM:

[Signature]
Town Attorney