



Incorporated 1927

Town of Lake Lure

P. O. Box 255 • Lake Lure, NC 28746-0255 • 828/625-9983 • FAX 828/625-8371

MINUTES OF THE REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL HELD TUESDAY, JANUARY 11, 2000, 7:00 P.M. AT THE LAKE LURE MUNICIPAL CENTER

PRESENT: Mayor Jim Proctor
Commissioner Blaine Cox
Commissioner Dick McCallum
Commissioner George Pressley
Commissioner Jack Stanier

H. M. Place III, Town Manager
J. Christopher Callahan, Town Attorney

ABSENT: N/A

CALL TO ORDER

Mayor Proctor called the meeting to order at 7:00 p.m.

INVOCATION

Attorney Callahan gave the invocation.

PUBLIC FORUM

Mayor Proctor invited the audience to speak on any non-agenda item. No one requested to speak during public forum.

CONSENT AGENDA

Mayor Proctor presented the consent agenda and asked if any item should be removed before calling for action. Commissioner Pressley made a motion to approve the following consent agenda items as presented and Commissioner McCallum seconded the motion. Therefore, the consent agenda, incorporating the following items were unanimously approved:

- a. Approved Minutes of December 14, 1999 (regular and closed session meeting);

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- b. Approved a request from the Crafty Tarheels to suspend the town peddling ordinance for craft festivals to be held on July 1-4, 2000 and September 2-4, 2000; and the use of the town community center building and grassy area toward the lake. (Copy of request attached); and
- c. Approved a budget amendment of \$1,610.54 from the contingency line item #109100.1000 to line item #105600.5900 (street sign project) as presented in the memorandum of January 5, 2000 from Town Manager Place. (Copy of memo attached).

End of Consent Agenda

UNFINISHED BUSINESS

a. Discussion Regarding the Hydroelectric Interconnection Project

Ed Thomas, PE, Utility Electrical Consultants briefed Council members about options available to the town regarding the Lake Lure hydroelectric facility interconnection facilities costs and charges. Mr. Thomas reviewed the town's options described in a letter of September 14, 1999 from Kenneth B. Keels, Jr., Non-Utility Generation Manager of Duke Energy Company. He recommended that the town not consider option two based on the fact Duke Powers transformers at the Lake Lure hydroelectric facility were too old (approximately 70 years) and there were no spares for those transformers. (Copy of letter attached). In addition, Mr. Thomas suggested that the town split the costs and charges of the hydroelectric facility over two fiscal years. Also, Mr. Thomas informed Council members there were six firms ready to bid on labor and materials for this project.

Town Manager Place agreed to work with Finance Director Sam Karr obtaining financial information on this project and report back to Town Council.

UNFINISHED BUSINESS

a. Approve Concession Agreement between the Town of Lake Lure and Lake Lure Tours, Inc. Regarding the Town Beach and Marina

Public notices were duly given and published in the Forest City Daily Courier newspaper as required by North Carolina General Statute Section 160A-272 prior to approving the beach and marina concession agreement (five-year term).

After review, Commissioner Cox made a motion and seconded by Commissioner Stanier, to approve the concession agreement between the Town of Lake Lure and Lake Lure Tours, Inc.

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for the operation of the town marina and the town beach as presented by Town Manager Place including the following changes. The vote of approval was unanimous. (Copy of agreement attached).

1. Add wording on page 1, last paragraph:

The term of this agreement shall be for the period beginning January 1, 2000 and ending December 31, 2004, **unless terminated earlier as provided by the terms of this agreement.**

2. Change wording on page 5, paragraph 3:

Beach - ~~25%~~ **20%** of the first 100,000 of all revenues; ~~35%~~ **15%** of all revenues in excess of \$100,000.

3. Add wording on page 8, paragraph 6:

Either the Town or LLT may terminate this agreement for no cause, **effective** one year after giving written notice to the other party of the intent to so terminate.

4. Change wording on page 9, paragraph 4:

At the conclusion of this agreement, Town and LLT may mutually agree to extend the agreement for a mutually agreed upon time period. LLT shall notify Town on or before October 1, **2004** of its desire to renew. Town shall make every effort to notify LLT of its commitment to renew on or before November 1, **2004**. Should Town choose not to renew this agreement, it agrees not to hire any full-time LLT employees having management or administrative positions for a period of two years from the date of the termination of this agreement unless otherwise mutually agreed by the Town and LLT in writing.

Following discussion, Commissioner Pressley made a motion to approve a budget amendment of \$15,400 from the contingency line item #109100.1000 to a line item for town beach and marina improvements as presented by Town Manager Place in his memorandum of December 10, 1999. (Copy of memo attached). Commissioner Cox seconded the motion and the vote of approval was unanimous.

NEW BUSINESS

a. Update Report on Activities of the Hickory Nut Gorge Visitor Center

Dutch Beukema reported on the activities of the Hickory Nut Gorge Visitor Center. He said the Hickory Nut Gorge Visitor Center received approximately 50,000 visitors up-to-date through December 1999. Their membership increased 42 new members during 1999. Activities planned for year 2000 includes: booth at the Dogwood festival; July 4th fireworks display; golf tournament; halloween festival; Christmas boat parade; awards celebration; "deck your dock and light up the gorge", and Tour of Inns. Mr. Beukema said there is a need for volunteers at the visitor center and any one interested should contact Vicki Smith or Judy Beeson. Also, the visitor center has a web site at www.chimney-rock.com. Mr. Beukema stated that Lake Lure and the Hickory Nut Gorge had seen an increase in the growth of tourism.

NEW BUSINESS

b. Approve Request from Alan Moore Regarding the "Dam Marina" Extension

After review, Commissioner Cox made a motion to approve an extension of 29 additional slips for the "Dam Marina" owned by Alan Moore as recommended by Interim Zoning Administrator Lee Jenson in his memorandum of December 16, 1999. (Copy of memo attached). Commissioner McCallum seconded the motion and the vote of approval was unanimous.

NEW BUSINESS

c. Approve Resolution No. 00-01-11 Establishing a Parks and Recreation Board

A motion was made by Commissioner Stanier to adopt resolution no. 00-01-11 establishing a parks and recreation board as presented by Town Manager Place. Commissioner Pressley seconded the motion and the vote of approval was unanimous.

RESOLUTION NO. 00-01-11

A RESOLUTION ESTABLISHING A PARKS AND RECREATION BOARD; DEFINING MEMBERSHIP, TERMS AND VACANCIES; PROVIDING FOR OFFICERS; AND SETTING FORTH POWERS AND DUTIES

WHEREAS, since its creation, the Town of Lake Lure has included within the town boundaries numerous parks and other public open spaces; however, no agency of the town exists specifically to monitor the use and maintenance of said parks nor to recommend to Town Council plans for the development of future parks and the landscaping and beautification of public areas; and

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WHEREAS, the town owns recreational facilities including a golf course, public beach and playground, but has no official recreation program; and

WHEREAS, it is in the best interests of both the permanent residents of the town as well as the local tourists industry, which comprises a major portion of the town's economy, for there to be active park, beautification, and recreation programs in the Town of Lake Lure; and

WHEREAS, the town is authorized to operate a parks and recreation system under the provisions of G.S. 160A-354; and

WHEREAS, the Town Council has determined that there should be established a council appointed advisory board to formulate, review and recommend to council various programs related to parks, public spaces and recreation activities;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Lake Lure that there is hereby established a Parks and Recreation Board.

SECTION 1. Members; Terms; Vacancies.

The Parks and Recreation Board shall consist of five members appointed by Town Council. Initially, two members shall be appointed for three years, two for two years and one for one year. Commencing in the second year after establishment, all successive appointments shall be for a term of three years, expiring on December 31 of the their year, and terms shall be staggered. Not more than two members' terms shall expire in any one year. Any vacancy shall be filled for the unexpired term in the same manner as the initial appointment.

SECTION 2. Officers; Rules of Procedure.

(A) The Parks and Recreation Board shall elect from its members a chairman and may elect such other officers as it may deem necessary.

(B) The Parks and Recreation Board may adopt such internal rules of procedure as the board deems necessary.

SECTION 3. Duties.

The Parks and Recreation Board shall have the following duties in addition to such other duties as may be required by Town Council:

(1) Parks:

- (a) Maintain an inventory of all public lands designated or used for park purposes.
- (b) Recommend to council those public lands which should be left in a natural state as open space and which should be developed for use as passive and active parks.
- (c) Formulate and recommend to council plans for landscaping and development of passive and active park lands, including picnic areas and playgrounds.

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- (d) Monitor the condition of park lands and recommend to the town manager programs for maintenance.
- (2) Beautification of Public Property:
 - Formulate and recommend to council plans for landscaping and beautification of public property other than parks and recreation facilities, including Town Hall, the golf course, and public road rights-of-way.
- (3) Recreation:
 - (a) Identify those properties having potential for active recreation.
 - (b) Formulate and recommend to council programs for active recreation, including sports, playgrounds, physical fitness facilities, scenic and hiking trails, bicycle paths and the like; coordinate with the Zoning and Planning Board to incorporate recreation facilities into the Land Use Plan.
 - (c) Coordinate with the Lake Advisory Committee regarding recreation activities on Lake Lure.
 - (d) Coordinate with the Golf Course Advisory Committee to develop a recreation program utilizing the public golf course.

SECTION 4. Effective Date.

This resolution shall be effective upon its adoption.

Adopted this 11th day of January, 2000

ATTEST:

Mary Flack, CMC/AEE
Town Clerk

Mayor Jim Proctor

APPROVED AS TO FORM:

J. Christopher Callahan
Town Attorney

NEW BUSINESS

d. Board Appointments -- Parks and Recreation Board

Town Council members voted by ballots for nominees on the Parks and Recreation Board. Mayor Proctor announced the results after the ballots were tabulated by the Town Manager.

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Mary Karr and Harvey W. Jacques were appointed to serve on the Parks and Recreation Board with terms expiring December 31, 2003.

Patricia Ann Bowen and Thomas M. King were appointed to serve on the Parks and Recreation Board with terms expiring December 31, 2002.

Hal Hermann was appointed to serve on the Parks and Recreation Board with a term expiring December 31, 2001.

NEW BUSINESS

- e. Appoint a Council Member to Serve as Liaison on Parks and Recreation Board**

Town Council agreed by consensus to table the appointment of a Council member to serve as liaison on the parks and recreation board until next months regular town meeting held on February 8, 2000.

OTHER NEW BUSINESS

- f. Appoint a Town Council Representative to Serve on the Isothermal Planning and Development Commission**

A motion was made by Commissioner Stanier to appoint Mayor Proctor as the representative to serve on the Isothermal Planning and Development Commission. Commissioner McCallum seconded the motion and the vote of approval was unanimous.

STAFF REPORTS

Town Manager Place reported on the following:

1. Mentioned there were no major problems in the Town of Lake Lure occurring as a result of the Y-2K problem.
2. Briefed Council members about upgrades of software and hardware installed by Manatron, Inc.
3. Reported on the progress of the capital improvements program currently being implemented.

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4. Updated Council members on the status of a grant in which Police Chief Mike Bustle had applied for a youth center in Lake Lure.
5. Made an announcement about the Lake Lure Police Department and the North Carolina Wildlife sponsoring a state certified boating safety course on March 25-26, 2000, 6:00 p.m. until 9:00 p.m., in the Lake Lure Community Hall. He said there would be no charge for this course and it was open to the public.
6. Reported on the status of the selection process for a Zoning Administrator. He said the town had already readvertised for this position.
7. Reported on the status of the town web site. He said that Mayor Proctor has agreed to be the interim web master for the town.


COUNCIL COMMENTS

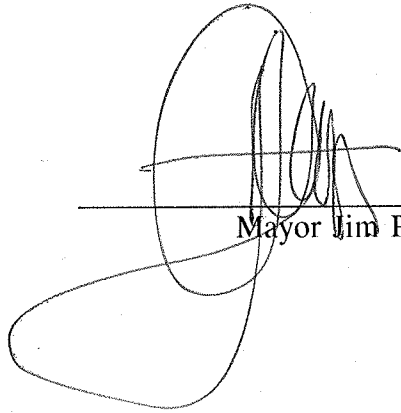
Commissioner Cox mentioned that the Lake Lure Golf Course Committee had recently held a special workshop meeting and was putting together a report including their committee's recommendations to Town Council regarding the Lake Lure Municipal Golf Course.

ADJOURNMENT

With no further items of discussion, Commissioner McCallum made a motion to adjourn the Town meeting at 9:15 p.m. Commissioner Cox seconded the motion and the vote of approval was unanimous.

ATTEST:


Mary A. Flack, CMC/AAE
Town Clerk


Mayor Jim Proctor