

REGULAR MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
NOVEMBER 25, 1997
TUESDAY - 7:00 P.M.
TOWN HALL

The Board of Aldermen held a regular meeting on Tuesday, November 25, 1997. Members present were Mayor Henry Foy, Aldermen Gary Caldwell, Kenneth Moore, Sam Wiggins and James Williamson. Also present were Town Manager A. Lee Galloway, Town Clerk Phyllis McClure and Town Attorney Michael Bonfoey. Mayor Henry Foy called the meeting to order at 7:00 p.m.

Approval of Minutes - November 11, 1997

Alderman Williamson moved, seconded by Alderman Caldwell, to approve the minutes of the November 11, 1997 meeting as presented. The motion carried unanimously.

Request by Ken Stahl for Release of Performance Bond for Sewer Line to Serve Days Inn Motel

Mayor Foy said that the Town required that Ken Stahl put up a performance bond to assure completion of the sewer line from the Days Inn Motel to a manhole in front of Rack Room Shoes located off Dellwood Road. This has now been completed and accepted; Ken Stahl has requested that the bond be released.

Alderman Williamson moved, seconded by Alderman Moore, to release the performance bond to Ken Stahl for the sewer line to serve the Days Inn Motel. The motion carried unanimously.

Resolution Regarding Funds for Southwestern Planning and Economic Development Commission

Mayor Foy said that several years ago, the North Carolina General Assembly approved special funds for each of the State's regions to be used for economic development. Region A is eligible for a total of \$48,015. Of that amount, Waynesville's portion to which Region A is eligible is \$2,507.14, since the Town's population is 9,623 (5.22% of Region A population). In order for Region A to receive this money from the State, the Town must adopt a resolution requesting that the funds be released.

Alderman Moore moved, seconded by Alderman Williamson, to adopt a resolution requesting the release of the Town's share of these funds, \$2,507.14, to Region A. The motion carried unanimously. (Res. No. 32-97)

Real Estate - Hyatt Hills Subdivision

Mayor Foy said that the Town has received an offer to purchase one of the lots along Eagles Nest Road in the Hyatt Hills Subdivision which was donated to the Town in 1993. The owner of a lot

adjacent to one of the lots contacted a Realtor and made an offer of \$5,000 to the Town for the purchase of this lot. It is recommended that any fees for surveying, Realtor, closing costs, or recording fees be paid by the purchaser, with the Town netting the full \$5,000 for the lot.

Alderman Williamson moved, seconded by Alderman Caldwell, to adopt a resolution of intent to accept the offer to purchase lot #2 in the Hyatt Hills Subdivision for a net amount of \$5,000, with a bid deposit of 5% submitted to the Town, and to instruct the Town Clerk to advertise the offer according to NC General Statutes. The motion carried unanimously.

Ordinance Directing Building Inspector to Remove or Demolish Property at Sylvan Drive and State Road 1181

Town Manager Galloway said that in a continuing effort to deal with dilapidated structures which present eyesores to the community, the building inspectors have followed the process to remove or demolish property at Sylvan Drive and State Road 1181.

Alderman Caldwell moved, seconded by Alderman Moore, to adopt an ordinance to authorize the building inspector to remove or demolish property at Sylvan Drive and State Road 1181. The motion carried unanimously. (Ord. No. 44-97)

Report on Annexation Petitions

Mayor Foy reported that Town Clerk Phyllis McClure has investigated the sufficiency of four (4) annexation petitions and has found that the petitions comply with annexation regulations. The annexation petitions are as follows: 1) Sylva Church of Christ/Asheville Road; 2) Hardy/Asheville Road; 3) Dietrich/7710 Asheville Road and Bryson/89 Felmet Street. The next step is to set a date and advertise for a public hearing which is recommended for January 13, 1998.

Alderman Williamson moved, seconded by Alderman Moore, to set the public hearing date regarding the voluntary annexations for January 13, 1998. The motion carried unanimously. (Res. No. 33-97)

Petition for Annexation - Ferguson - Femlet Street

Mr. Eugene Ferguson has submitted a petition for the annexation of two parcels of land which he owns along the Asheville Highway at Felmet Street. The next step is to instruct the Town Clerk to investigate the sufficiency of the petition.

Alderman Caldwell moved, seconded by Alderman Williamson, to adopt a resolution instructing the Town Clerk to investigate the sufficiency of the petition. The motion carried unanimously. (Res. No. 34-97)

Water Conservation Easement

Town Manager Galloway said that the Town has been working with the State attempting to secure additional funding for purchase of the Watershed. It has been suggested that the Town's chances

of receiving some help will be much better if the Board agrees to place a conservation easement on the watershed similar to one which the City of Asheville has on their watershed. This would assure that there would be no future development in the watershed or activities that would cause damage to the pristine quality of water we now enjoy.

Alderman Moore moved, seconded by Alderman Williamson, that if the Town were awarded a grant from the Clean Water Management Trust Fund sufficient to allow the purchase of the privately held lands in the Allens Creek Watershed, the Mayor and Aldermen of the Town of Waynesville would plan to place the watershed under a conservation easement. The motion carried unanimously.

Board Action Regarding December Schedule

Mayor Foy said that the Board has traditionally canceled the second meeting in December due to the Christmas holidays. This year, the second Tuesday in December falls on December 23rd. Alderman Williamson moved, seconded by Alderman Caldwell, to cancel the regular Board of Aldermen meeting scheduled for December 23rd. The motion carried unanimously.

The Town offices will be closed on December 25 and 26 for the Christmas Holidays. It has been requested that the Town offices be allowed to close early on Christmas Eve, December 24.

Alderman Williamson moved, seconded by Alderman Caldwell, to close the Town offices at 12:00 noon on Wednesday, December 24. The motion carried unanimously.

Discussion Regarding Housing Code Enforcement

Alderman Wiggins asked if the Town had studied all the substandard housing situations in Waynesville. It was the consensus of the Board to tour Waynesville's land use jurisdiction and establish priorities for enforcement of the Housing Code.

Adjournment

There being no further business, Alderman Williamson moved, seconded by Alderman Moore, to adjourn the meeting at 7:50 p.m. The motion carried unanimously.

Phyllis R. McClure
Town Clerk

Henry B. Foy
Mayor