

REGULAR MEETING  
BOARD OF ALDERMEN  
TOWN OF WAYNESVILLE  
SEPTEMBER 10, 2002  
TUESDAY - 7:00 P.M.  
TOWN HALL

The Board of Aldermen held a regular meeting on Tuesday, September 10, 2002. 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 Michael Bonfoey and Intern Josh Ray. Mayor Foy called the meeting to order at 7:00 p.m.

Approval of Minutes of August 23, 2002

Alderman Feichter moved, seconded by Alderman Caldwell, to approve the minutes of the August 23, 2002 meeting as presented. The motion carried unanimously.

Welcome to Boy Scout Troop 318 - Waynesville

Mayor Foy and the Board of Aldermen welcomed Boy Scout Troop 318 from Waynesville to the meeting. They are currently working on a "Citizenship in the Community" merit badge. Approximately ten boy scouts and five leaders attended the meeting. One of the leaders complimented the fine group of young men adding that the Board will "read about them in the newspaper someday".

Award of Bids - Crymes Cove Road Water Line

In approving the 2001-2002 Budget, funds were designated for a new water line along Crymes Cove Road. This line would connect the water lines in the eastern end of the Ninevah area with the water lines in the Francis Cove area, and that would create a loop which will enhance the performance and reliability of the water system. There were some delays in the design of this project and in securing the easements for the lines, so the line was not installed in the previous fiscal year. Funds were carried over to the 2002-2003 budget.

Bids were opened on this project on Wednesday, September 4. There were 11 bidders on this project, ranging from the low bid from local contractor, Andy Brown of Wolfpen Associates with a bid of \$64,350 and a high bid of \$139,950. The engineer on this project, Mattern and Craig, has reviewed the bids and recommends that the bid be awarded to Wolfpen Associates, Inc. Public Works Director Fred Baker also recommends that ductile iron pipe be used rather than PVC. This change order would cost approximately \$3,500. However the project will still be 10% less than the engineer's estimate of \$102,330 which was anticipated. A list of the bids received is as follows:

Buckeye Construction Co., Inc.	\$ 91,500	Wolfpen Associates, Inc.	\$ 64,350
M. B. Haynes	\$139,950	Hobson Construction Co.	\$ 75,750
Steppe Construction Co.	\$ 92,000	Wheeler Const. Co., Inc.	\$100,500

Stillwell Enterprises, Inc.	\$107,500	Cooper Construction, Inc.	\$ 87,500
Jones Brothers Utilities	\$ 79,300	Payne, McGinn&Cummings	\$ 87,090
Buncombe Const. Co., Inc.	\$ 81,300		

Alderman Moore moved, seconded by Alderman Brown, to award the bid to Wolfpen Associates, Inc., in the amount of \$64,350 and to include Change Order #1 to use ductile iron pipe rather than PVC. The motion carried unanimously.

### Statewide Mutual Aid Agreement

Communities from throughout North Carolina sent personnel, equipment and materials to help out other municipal, county and State agencies in the area affected by Hurricane Floyd. When assistance of this nature is offered from one community to another, there is usually a standing mutual aid agreement. Town Manager Galloway said the Town had police officers traveling to Greenville, NC to help out. It is not a good time to try to work out a mutual aid agreement when you are in the midst of a disaster. Local governments continue to pay their personnel and then send a bill to the local government they help out. FEMA reimbursements are then applied for and those local governments are reimbursed.

When the State and local officials sat down to assess what should be done differently in the future, one of the items was to have a standard Mutual Aid Agreement for all local governments in the State. This Agreement was developed with input from local governments, State law enforcement agencies and the State Attorney General's Office. Many communities have already adopted this Mutual Aid Agreement.

Alderman Feichter moved, seconded by Alderman Caldwell, to adopt the Mutual Aid Agreement as presented. The motion carried unanimously. (Cont. No. 10-02)

### Kent Stewart - Waynesville Book Company - Handicapped Parking Spaces

Mr. Kent Stewart, owner of the Waynesville Book Company attended the meeting, along with Ms. Karen Van Emmen, an employee of the Book Company. Ms. Van Emmen presented the request for additional handicapped parking spaces in the downtown area. She said that every week they have comments both from walk-in and telephone customers who remark about the need for additional handicapped parking spaces in the Main Street area. Some people have asked that their books be ordered and one uses a courier service. When these persons shop they prefer to go to shopping centers where handicapped parking spaces are more available and easier to access. Ms. Van Emmen presented some pictures of the handicapped parking spaces on Main Street and explained that the signage is hard to see either because of other signs, height, trees, etc. Ms. Van Emmen said the spaces in the Miller Street parking lot are difficult to see because the signs are covered by trees.

Town Manager Galloway said Police Lieutenant Chuck Way conducted a study of handicapped parking spaces in the downtown area. In his report he states that there is a total of 24 spaces. However some of those spaces are designated only for the customers of businesses in private parking lots. Mayor Foy said Main Street should have more handicapped parking spaces. However, he added that it is difficult to have handicapped parking spaces with parallel parking spaces. These parking spaces should be located in an area which is easy to get in and out of.

There was discussion regarding the shuttle space located at the Enterprise Mountaineer and whether this could be redesigned to allow another handicapped space. The Board agreed that one of the problems is the need for a larger area. It was the consensus of the Board to make sure that the existing signage is appropriate, making the sites more visible and to work with Police Chief Bill Hollingsed to find a location for another available handicapped parking site.

Ms. Van Emmen and Mr. Stewart thanked the Board for their time and consideration on this matter.

#### Residents of Brook Street/Spruce Street Area Requesting Assistance With Flooding Issues

Larry Miller, Gene Plemmons, Joel Setzer and Mr. Phillips attended the meeting to request assistance in eliminating the excessive runoff in the Spruce Street and Brook Street area. Mr. Larry Miller served as spokesperson for the group. He presented a video if the Board wished to view it later showing the runoff from a 2" rainfall. Mr. Miller said the water ran into his garage, swimming pool and house damaging his carpet. He also presented pictures showing the insulation washing out from underneath his house. He explained that the water runs through a 36" pipe and that there may be 2 - 12" pipes entering this pipe.

Alderman Caldwell said he has spoken with Robert Hyatt and found out that a camera inserted into the line could not go through because the pipe was collapsed. Alderman Moore agreed that the pipe is old and dilapidated. Mr. Miller was concerned that a 4 - 5" rain would be a disaster and he would like to at least see a temporary solution until the matter can be resolved.

Alderman Moore asked if the Town could dig an open ditch to temporarily correct the problem. Town Manager Galloway said the Town has spent quite a bit of time opening both lines and as of last Friday both lines were open. This area is part of the former Town of Hazelwood. Town Staff has been researching Hazelwood's minutes to find out the history. According to those minutes the drainage in this area has been a problem since the late 1940's. In 1964 the Town of Hazelwood instructed the Purchasing Agent to purchase 300' of pipe to install from Brook Street to Spruce Street. Mr. Galloway previously spoke with Mr. Miller about the situation in this area. At this time it is not known if the proper easements exist for the Town to install pipe. Public Works Director Fred Baker has indicated that the ideal solution would be to install 42" pipe. However, this project would cost approximately \$60,000 and is not included in the current fiscal year budget. Mr. Baker is also corresponding with the NC Department of Transportation regarding runoff from the South Main Street and Waynesville Country Club areas.

Gene Plemmons said at one time all this area belonged to Earnest Hyatt. Mr. Plemmons said a contractor named Richard Franklin installed some of the tile in front of Charles McDaniel's house. However, the tile that was installed at that time would not be adequate to handle the amount of runoff today. Mr. Plemmons has lived in this area since 1947 and moved into his current home in 1961. He said this past rain caused the worst runoff he has ever seen.

Alderman Feichter said whatever is done should be done to solve the problem, not just a temporary solution. Town Manager Galloway said there has probably been some opening of the line in the past, but two weeks ago when it rained the pipe was probably completely stopped up. Alderman Brown asked if the property owners would all be willing to sign right-of-ways for this purpose. Mr. Miller and the others said they have not spoken to all the property owners but the ones they have spoken

to would be willing to sign any needed right-of-ways.

Mayor Foy said the Town will do what they can to help the residents in the Brook Street/Spruce Street area to resolve the flooding problems they have experienced and he added that Public Works Director Fred Baker and Assistant Public Works Director Robert Hyatt are familiar with the situation and are searching for solutions. Larry Miller expressed appreciation for anything the Town could do.

Mr. Joel Setzer expressed to the Board his satisfaction with the services he has received from the Town of Waynesville since Hazelwood's merger with Waynesville in 1995.

#### Request to Remove Backhoe From Auction List

Alderman Caldwell said he visited Public Works regarding some banners and spoke with some of the employees who felt that it would be more beneficial to the Town to keep the backhoe to load gravel than to sell it in the upcoming auction. Alderman Caldwell was also concerned with costs associated with renting another backhoe if the Town needed a backup and felt that this backhoe should be kept as a backup. Manager Galloway said he was unaware of the interest to keep this piece of equipment. Surplus items are added to the list by each of the department heads and no one has spoken to him regarding the need to keep the backhoe. Manager Galloway said another auction will be held next May and the backhoe could again be added to the list if it is no longer needed.

Alderman Caldwell moved, seconded by Alderman Moore, to remove the 1986 CASE 680 backhoe from the auction list to use if needed as a backup. The motion carried with four (4) ayes and one (1) nay (Brown).

#### Remembrance of 9-11

Alderman Brown asked that everyone take a moment in remembrance of September 11, 2001. Tomorrow is the one year anniversary of the terrorist attacks on the United States in which so many lives were lost. Alderman Brown said we have had a good day, we were able to vote and everyone has a lot to be thankful for.

#### Adjournment

With no further business, Alderman Brown moved, seconded by Alderman Feichter, to adjourn the meeting at 8:02 p.m. The motion carried unanimously.

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Phyllis R. McClure  
Town Clerk

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Henry B. Foy  
Mayor