

REGULAR MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
SEPTEMBER 14, 2004
TUESDAY - 7:00 P.M.
TOWN HALL

The Board of Aldermen held a regular meeting on Tuesday, September 14, 2004. 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 and Town Attorney Woodrow Griffin. Mayor Foy called the meeting to order at 7:00 p.m.

Approval of Minutes of September 14, 2004

Alderman Caldwell moved, seconded by Alderman Brown, to approve the minutes of the September 14, 2004 meeting as presented. The motion carried unanimously.

Update Regarding Recent Flooding

Alderman Brown asked if Manager Galloway could give the Board an update regarding damages associated with the flooding from Hurricane Frances last week.

Manager Galloway said beginning last Tuesday, September 7, the Town begin cleaning out and removing sticks, leaves and other debris that could clog catch basins. Waynesville was fortunate compared to other areas. The south and east areas of Waynesville were hit less than Allens Creek and Camp Branch areas. Browning Branch came out along the Avery and Polk Street area and there was excess water on Riverbend Street down into Hazelwood. Mr. Galloway said by Wednesday afternoon everything was pretty well cleaned up in Waynesville. The flooding in Canton Town Hall building had gone from a few inches to five feet in a short period of time, destroying their communications equipment and records. By Friday morning Canton's entire Town Hall had been stripped. The vault door was standing open with records still dripping with flood water. Waynesville has been assisting with Canton's cleanup. Waynesville Police Chief Hollingsed had been there a lot and Waynesville loaned generators, computers and state forms they had which were needed by Canton.

Waynesville Fire Department personnel assisted with Clyde. People were walking into homes left open to dry out and taking things that people were trying to dry out. Three Town Streets and Sanitation trucks were used Saturday and Sunday to haul debris away. Water and sewer lines were torn out and Waynesville Water Maintenance Department worked with Junaluska Sanitary District to repair their main line. Today the Electric Department set several poles for Clyde so they can install warning sirens to notify people earlier in the future if emergency situations occur. Code Enforcement Officer Jason Rogers is on loan this week inspecting properties damaged by the flood.

Rip rap was washed away along the Richland Creek at the Town Park and the walking trail was damaged. The watershed experienced some damage such as creek crossings. Normally the water level is at 30' below the top of the dam. This year it has been around 28'. During the recent rains it was up to 11' below and then to 8 ½' before it started going back down. Last night it was around the 26' level. If this dam had not been here, Allens Creek and Hazelwood would have been flooded. Doug McDonald, an employee at Parks and Recreation and Town Clerk Phyllis McClure's daughter lost their homes in Clyde. Some residents experiencing flood damage will be reimbursed while others may not.

Board Members unanimously supported the help Waynesville is giving its neighboring towns and feels that if Waynesville had the same situation the neighboring towns would come to their aide.

Reappointment by Mayor - Waynesville Housing Authority Commission

The term of Harry McCracken on the Waynesville Housing Authority will expire on September 30, 2004. Mr. McCracken has been contacted and indicated a desire to continue to serve on the governing board of the Housing Authority.

Under State law, the appointments to the Housing Authority Commission are to be made by the Mayor of a community. Mayor Foy said Harry McCracken has been on this Board since it was organized and has agreed to continue to serve. Mayor Foy announced that he has reappointed Harry McCracken to serve another five year term on the Waynesville Housing Authority Commission. This term will expire on September 30, 2009.

Alderman Brown moved, seconded by Alderman Feichter, to endorse the appointment of Harry McCracken by Mayor Foy. The motion carried unanimously.

Residents of Cardinal Lane Regarding Paving

At the Board meeting in July 2004, Mr. Daniel Cox appeared to speak on behalf of the home owners group in the Wrenn Way section of Laurel Ridge. He expressed objections to the manner in which the Town resurfaced Wrenn Way and Cardinal Lane. Other residents in that area have contacted the Town to express their objections to the use of surface treatment method on their streets. A few weeks ago, Public Works Director Fred Baker and Assistant Public Works Director Robert Hyatt met with several residents of Cardinal Lane to hear their concerns and explain the reasoning behind the Town's policy on the use of the BST method. On September 26, 2000, the Board adopted a policy regarding the use of BST for paving on streets which meet the following conditions: 1) If the street is located at an elevation of more than 2,850 feet; or 2) If the elevation is less than 2,850 feet and has: 150 vehicles or less per day; or slopes of 12% or greater.

Bob Armstrong attended the meeting as the spokesperson for a group of approximately 45 residents who live in the area of Cardinal Lane and Wrenn Way. Mr. Armstrong said Waynesville is a great place to live, in fact he and his wife just moved their cemetery lots to Waynesville. One morning the neighborhood woke up to machinery paving their street but were not notified that this was going to be done. Tar and gravel were all over, getting on automobiles and into their garages, leaving tire

tracks, sticking to shoes and tracking it into their houses. Chip seal, if done properly, is still not what they would like to see. But he said this job was not done properly so they called the Town. One man was sent out with a bucket of gravel and a shovel, then another man was sent out with a push broom. Mr. Armstrong said the neighborhood does not want another layer of chip seal placed on top of this. They want to see a smooth asphalt top. He had gathered some regulations regarding the chip seal process which he said outlined what type of equipment and materials are needed for the process and he asked if anyone oversees this operation.

Alderman Moore said this makes the third or fourth time this has happened and if it is a problem he felt that the Town should discontinue using the chip seal process. It is too expensive to go back and repave.

Alderman Brown said asphalt is much more expensive than chip seal. Public Works Director Fred Baker said in order to add a 2" overlay it would cost \$141,000 and the total paving budget for the Town is \$175,000. Alderman Brown pointed out that it would cost approximately four times as much to pave using asphalt versus using the BST method. Mr. Baker said the Town's portion of Eagle Nest Road and other areas were paved using chip seal and there have been no complaints.

Alderman Brown said the Town contracted with the NC Department of Transportation (NC DOT) for this paving project. There was a lengthy discussion about whether the job was done properly, who should be overseeing the work and how the issue could be resolved. Dan Cox said several private contractors have told him that the paving job was not done the way it should have been. Fred Baker said the Town bid this project out and the State was the low bidder. In the past the Town has used private contractors for this type of paving, but the State does a better job. Alderman Brown explained that the streets to be paved are chosen based upon an on site visit by the Institute of Transportation Research and Education (ITRE).

Alderman Brown suggested that a representative of the NC DOT, possibly DOT Board Member Conrad Burrell, be asked to look at the street and see if the paving was done correctly.

Alderman Moore said there have been problems with Muse Street, Valley View Terrace and Cardinal Lane. Manager Galloway pointed out that a lot more streets have been paved using the BST method without any problems. Public Works Director Fred Baker said he felt that the paving was done in a workman like job using the triple BST paving treatment. The Town relies on the contractor to use what is required. Asphalt paving lasts around 20 years and the BST method lasts about 10 years. This area was paved for around \$23,000 using the BST method versus \$141,000 for asphalt. Mr. Baker said this method does have fresh oil problems when it is new, but over time these are resolved.

Ann McClure said the residents are not asking for sidewalks or lighting. They simply want a smooth surface for the elderly people in the area to walk on.

Alderman Feichter said the Town does need to find out whether this paving was done correctly. If not, the problem needs to be addressed. She added that she did not want to see it be "my folks" and "your folks" but rather "our folks" who come out to look at the paving and get answers to these questions.

It was the consensus of the Board to ask Alderman Brown to contact NCDOT Board Member Conrad Burrell to set up a meeting to find out who the proper person would be to look at the Cardinal Lane area. Alderman Brown will then contact Mr. Armstrong to arrange a time for anyone they wish to look at the street at the same time to determine whether this process was done properly. If it was not done properly, the Board will need to pursue some type of solution.

Don Overbay, Sunrise Rotary Club Regarding Restrooms in Downtown Waynesville

Mr. Overbay, past president of the Sunrise Rotary Club, said Rotary was formed in 1905 in Chicago, Illinois with one of their first projects to build public restrooms in their business district. Rotary will be celebrating their 100th anniversary next year. Each club has been asked to do a service project in their home community. They are proposing to build public restrooms in the downtown area and asked for the Board's support for this project. This project was suggested by David Markoff who also attended the meeting. Mr. Overbay said some public funds may be needed to help support this project or contractors may be asked to donate some supplies. Luis Quevado will design the project. The restrooms will then be donated to the Town for upkeep and maintenance.

Two sites being considered would be in the parking lot adjoining Montgomery Street next to American Cleaners and in the mini park at the Main Street and Depot Street intersection. Mr. Overbay said he would like for the project to be completed by June 2005.

Mayor Foy commended the Rotary Club for their proposal.

Alderman Brown moved, seconded by Alderman Feichter, to endorse and support the proposal financially and to accept responsibility after construction and ask Town Staff to move forward with developing a process with the Rotary Club. The motion carried unanimously.

Charles Miller to Speak Regarding Watershed

Charles Miller said after the recent heavy rains last week he spoke with Water Operations Superintendent Kyle Cook who said 8 ½" of rain was measured during this event. Mr. Miller asked if anyone could visualize what would have happened if any timbering was in the process with this type of rainfall. He added that Coweeta Hydrologic Laboratories does not have information regarding the impact of timbering and the sediment that results in watersheds used as a public water supply. He is trying to get this information from Boston Reservoir Systems. Mr. Miller added that DNA taken from fish in the watershed indicated that they are part of the Eastern Brook Trout.

Mr. Miller submitted a statement that he requested be entered into the minutes of the meeting as follows:

“It is my request that the Governing Board of the Town of Waynesville produce a full Environmental Impact Statement on the Waynesville Watershed before they vote on any kind of Conservation Easement that will be applied to the Waynesville Watershed.”

FEMA Resolution to Designation Agents

Manager Galloway said that he and Finance Officer Eddie Caldwell met with FEMA representatives and they have requested that the Town designate a primary agent and secondary agent to represent Waynesville regarding FEMA matters.

Alderman Brown moved, seconded by Alderman Feichter, to designate Town Manager Galloway as the primary agent and Finance Officer Eddie Caldwell as the secondary agent. The motion carried unanimously. (Res. No. 14A-04)

Adjournment

With no further business, Alderman Brown moved, seconded by Alderman Moore, to adjourn the meeting at 9:08 p.m. The motion carried unanimously.

Phyllis R. McClure
Town Clerk

Henry B. Foy
Mayor