

REGULAR MEETING  
BOARD OF ALDERMEN  
TOWN OF WAYNESVILLE  
TOWN HALL  
SEPTEMBER 25, 2007  
TUESDAY - 7:00 P.M.

The Board of Aldermen held its regular meeting on Tuesday, September 25, 2007. 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 Woodrow Griffin and Assistant to the Town Manager Alison Melnikova. Mayor Foy called the meeting to order at 7:00 p.m.

Approval of Minutes of September 11, 2007

Alderman Caldwell moved, seconded by Alderman Moore, to approve the minutes of the September 11, 2007 meeting as presented. The motion carried unanimously.

Request by Waynesville Country Club to Abandon Unopened Right-of-Way

Attorney Burton C. Smith, Jr., on behalf of the Waynesville Country Club, requested abandonment of an unimproved right-of-way. The owners of the Country Club, David Stubbs and Sammy Carver are asking that the Town abandon an unopened extension of Playground Street that runs through a piece of property owned by the Waynesville Country Club. Mr. Smith said the owners of WCC are trying to clear up some title issues.

Town Staff members have reviewed this request and discussed the pros and cons of retaining this right-of-way for future development of the town and for connectivity in this area. The tract is relatively small, .63 acres, and that may include a portion of the unopened right-of-way. In addition, the Staff has questions about access to the Country Club property if all or a portion of the right-of-way of Playground Street is abandoned. In looking at the tax maps, it is unclear to Staff as to whether the Country Club's property actually connects to Overlook Court.

Mr. Smith presented a 1944 subdivision plat of the property as drawn by Justice for Mr. Denton when he owned the WCC. On the plat it shows that the 30' road has never been opened beyond lot #7. Mr. Smith felt that a statutory withdrawal of dedication could be all that is needed since it was never opened. Alderman Brown said he grew up in this area and there was never a purpose for a road at this location and never will be. He suggested that the Board accommodate the Waynesville Country Club with their request to close this portion of unopened right-of-way. Alderman Brown recommended that a public hearing be scheduled and that the Waynesville Country Club absorb the costs of advertising for the required notifications. Attorney Smith will work with Attorney Griffin to develop a legal description of the area to be abandoned.

Alderman Brown moved, seconded by Alderman Moore, to adopt a resolution to direct the Town

Attorney and Town Clerk to advertise and schedule a public hearing regarding the intent of the Board to abandon an unopened right-of-way as requested by the Waynesville Country Club. The motion carried unanimously.

#### Request for Funding Public Art Commission

During the spring, representatives of the Public Art Commission appeared before the Town Board to explain the work of the group. In the budget process, the Town Board approved the \$1,500 which the Commission had requested. Since that time, the group has had a number of additional meetings and discussions about their plans to place the first piece of art in the downtown area. They have developed a budget which will lead to the purchase and placement of the piece of art at the top of Miller Street.

There is a question about the amount of funds which remained after the early Streetscape Committee ceased to operate in 2005. If these funds are still available, they could be used to help reduce the amount of money the Commission is requesting of the Town Board. After meeting with this group, Manager Galloway recommended that they develop their budget and return to the Town Board to seek additional funding.

Dr. Mike Gillespie, Commission Chairman, attended the meeting to explain the budget and the action plan the Commission has for getting the first piece of art in place. Mr. Gillespie introduced several members of the Public Art Commission attending the meeting with him. He said the Commission has worked for the past year on various aspects of public art and developing their guidelines. Three task force subcommittees have been appointed. The Commission has plans for their first artwork to be displayed at the intersection of Main and Miller Street with the theme to be "Old Time Music". Estimated cost for this artwork is \$20,000 - \$30,000. A fund raising game plan has been developed and an account has been established to accept donations. A brochure was designed by Commission Member Chris Sylvester to inform artists and the public about the program. Approximately 200 people will be invited to a reception to be scheduled in April or May 2008 and it is hoped that half of the needed funds can be raised before going to the public at large. Mr. Gillespie said the Commission would like to request \$7,500 from the Town to get them started.

Alderman Feichter complimented the Commission on their hard work in putting everything together. She was impressed with what they have done so far, adding that once the brochure is available, it makes it easier for people to know what they are donating their money for. Alderman Feichter added that the choice of Old Time Music for their first piece of art work is a good choice.

Alderman Feichter moved, seconded by Alderman Caldwell, to donate \$7,500 to the Public Art Commission so they can proceed with this project. The motion carried unanimously.

The Board thanked Dr. Gillespie and the Public Art Commission for their work.

#### Request of Hazelwood Baptist Church to Close a Portion of Virginia Avenue on October 31, 2007

Rev. Don Letzring sent a letter to the Town Board requesting that they approve the closing of Virginia Avenue between Hazelwood Avenue and Kentucky Avenue between the hours of 4:00 p.m. and 8:00 p.m. on October 31, 2007. The purpose will be for the church to hold their Fall Festival.

Manager Galloway said this request has been submitted and granted in previous years and there have been no problems with the street closing.

Alderman Brown moved, seconded by Alderman Feichter, to approve the request of Hazelwood Baptist Church to close a portion of Virginia Avenue on October 31, 2007 between 4:00 p.m. and 8:00 p.m. The motion carried unanimously.

#### Mib Medford and Philan Medford - Comments Regarding Traffic Calming Devices

Mib Medford said speeding on some streets is dangerous, especially East Street and Brown Avenue. In the Town of Blowing Rock speeding humps were installed on a street similar to East Street. The speeding humps allow for drainage and because of their wider axles, emergency vehicles such as fire trucks can maneuver between the speeding humps. There are other traffic calming items such as speed cushions that Ms. Medford said she would like for the Board to consider.

Philan Medford said that she has gathered information on some traffic calming items from the internet and these items won't cost as much as an injury or a life. Philan Medford said there are some speeding control devices in the parking lot at the Recreation Center.

Alderman Brown said the Town conducted some studies several months ago which revealed that most drivers average the posted speed limit. Manager Galloway added that on Brown Avenue, the study revealed that the posted speed limit was 20 miles per hour and the average speed driven was 22.7 miles per hour.

Mayor Foy told Ms. Medford that her points were well taken and he thanked her for bringing this to the Board.

#### Adjournment

With no further business, Alderman Caldwell moved, seconded by Alderman Feichter to adjourn the meeting at 7:40 p.m. The motion carried unanimously.

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Phyllis R. McClure  
Town Clerk

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Henry B. Foy  
Mayor