

AGENDA
REGULAR MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
TOWN HALL – 9 SOUTH MAIN STREET
OCTOBER 13, 2009
TUESDAY – 7:00 P.M.

The Board of Aldermen held a regular meeting on Tuesday, October 13, 2009. Members present were Mayor Gavin Brown, Aldermen Gary Caldwell, Libba Feichter, J. Wells Greeley and LeRoy Roberson. Also present were Town Manager A. Lee Galloway, Town Clerk Phyllis McClure, Assistant Town Manager Alison Melnikova and Town Attorney Woodrow Griffin. Mayor Brown called the meeting to order at 7:00 p.m.

Approval of Minutes of September 8, 2009

Alderman Feichter, moved, seconded by Alderman Caldwell, to approve the minutes of the September 8, 2009 meeting as presented. The motion carried unanimously.

Public Hearing Amendment to Section 154.118(C)(5) Love Lane Neighborhood District (LL-ND)

A request has been received for an amendment to the Land Development Standards for the Love Lane Neighborhood District. The purpose of this request is to allow a self-service laundry on property fronting on Dellwood Road. When this district was discussed during development of the Land Development Standards, it was intended to protect the residential character of this older, more established neighborhood but to allow the mixed use development that has occurred along Dellwood Road.

A copy of the Planning Department staff report was distributed to Board Members. There are three other neighborhood districts which allow laundries and the Planning Staff felt that this use was justified for the Love Lane Neighborhood District.

The Planning Board heard this matter at their meeting of September 21, 2009. It was noted that in a walkable community, a laundry was the type service that is needed. The Planning Board voted unanimously to recommend that Section 154.118(C)(5) be amended to add “Dry Cleaning and Laundry Services” as a permitted use subject to location restrictions in the Love Lane Neighborhood District.

Attorney Griffin opened the public hearing. No one spoke; Attorney Griffin closed the public hearing.

Alderman Greeley moved, seconded by Alderman Feichter, to amend Section 154.118(C)(5) Love Lane Neighborhood District to allow “Dry Cleaning and Laundry Services” as a permitted use

subject to location restrictions in the Love Lane Neighborhood District. The motion carried unanimously. (Ord. No. 11-09)

Update on Skate Park Funding

Recreation Director Rhett Langston and Jane Harrison attended the meeting to provide an update on the fund-raising activities and progress for the Skate Park proposed for the Vance Street Park.

As reported earlier, the Town's Skate Board Project was not approved for a Grant under the North Carolina Parks and Recreation Trust Fund, but efforts continue otherwise to raise the funds to match the contribution from the Town to this project.

Jane Harrison presented copies of letters from Waynesville Middle School students requesting that Waynesville proceed with construction of a skate park. There was a pizza sale last winter that raised \$600. What they would like is an 8,000 square foot skate park.

Rhett Langston said the Kiwanis Club has given Waynesville a \$20,000 grant for a skate park. Waynesville applied for a grant through the Parks and Recreation Trust Fund Grant but did not receive this grant. The Town of Waynesville has \$70,000 designated in its budget for a skate park. \$2,900 has been raised to date with the brick sales.

American Ramp Company will display equipment on October 23 from 10 am until 2 pm on the Recreation's Vance Street property. School is not in session on this day, giving students an opportunity to visit the display. There will be music and prizes during this time. The Town of Waynesville applied for a \$20,000 grant from the Tony Hawk Foundation but did not receive the grant. It is hoped that money will be awarded by the Tony Hawk grant with the second application. Rhett Langston said it was their understanding that money from this Foundation usually is not awarded with the first application

Mayor Brown said fund raising for the skate park will need to be a community effort. Jane Harrison suggested that Waynesville construct the skate park using the money that is available now and adding skate park objects as additional money is brought in by fund-raising efforts.

There was discussion about adequate parking for the area and maintenance when leaves fall. Parks and Recreation Director Rhett Langston said he spoke with the Public Works Director in Hendersonville and one thing he said they would have done differently would have been to install a fence entirely around the park. Mr. Langston said another issue is whether town personnel should be at the site to monitor. When he visited the Hendersonville park, only two out of twenty children were wearing helmets and none were wearing protective pads.

Manager Galloway said a couple of years ago, Jared Lee came to the Board Meeting and he indicated that if helmets and pads were required, the Tony Hawk group would not be involved. Jane Harrison said she thinks that has changed and the professional skate boarders now wear the protective equipment.

Jane Harrison said the question is whether the skate park should be built sooner or later. There was concern that if additional grants are applied for, the money available now would need to be placed as Waynesville's match. If it is spent on a skate park this could hurt Waynesville's chances of receiving additional grant monies.

Alderman Caldwell commended Rhett Langston and Jane Harrison for their work on this project. Alderman Caldwell has been working on this project for about twelve years.

Manager Galloway suggested the development of a plan for the skate park. It was felt that since this project has been ongoing for several years, a few more months would not make much difference. This would give people an idea of exactly what is being funded when funds are being raised. It was felt that children should be involved in the design of the skate park.

It was the consensus of the Board to authorize Manager Galloway to release funds for a skate park study. If the cost is above \$15,000 Manager Galloway will report back to the Board before proceeding.

Agreement With North Carolina Department of Transportation - Bridge Inspections

For many years, the federal government has provided funding for the inspection of bridges on municipal systems. This actually came out of the failure of a bridge on an interstate in Connecticut during the 1970s, leading the federal government to greater concern about the condition of bridges. Federal money covers 80% of the inspection cost and the local government pays the remaining 20%.

The money is filtered through the State of North Carolina which contracts with private engineering firms to conduct these inspections and file bridge condition reports every two years. The Town does not have the expertise to do its own inspections, so the contract with the NC DOT is certainly helpful for the Town and beneficial for the motoring public.

The report that is received from the State is used in making requests for funding for the replacement of bridges such as the Scates Street bridge, the Boyd Avenue bridge and the Hendrix Street bridge, all of which have come up for replacement over the past 16 years.

It was recommended that the Board authorize the Mayor to execute the contract with the North Carolina Department of Transportation for the bridge inspection program on municipal streets.

Alderman Roberson moved, seconded by Alderman Feichter, to authorize Mayor Gavin Brown to execute the agreement with the North Carolina Department of Transportation for Bridge Inspections. The motion carried unanimously. (Cont. No. 14-09)

Request for Street Closure Hazelwood Baptist Church

The Hazelwood Baptist Church has traditionally held a Fall Festival on Halloween when they have festivities for the children of the community. This year, the Church plans to have the Festival on Saturday, October 31, and they are requesting that a portion of Virginia Avenue be closed between Hazelwood Avenue and Kentucky Avenue. The hours of closing would be between the hours of

4:00 p.m. and 9:00 p.m. to allow for setting up in advance, and cleaning after the festival.

This Festival has been carried out for many years, and town staff has always found the Hazelwood Baptist Church to carry out their commitments in terms of the street closings. Town staff would deliver the barricades to the Church on Friday, October 30 and collect them on Monday, November 2, with the Church members being responsible for placing the barricades at 4:00 p.m. and then taking them down at 9:00 p.m. It is recommended that the Board approve this request.

Alderman Caldwell moved, seconded by Alderman Feichter to approve the request for street closure of a portion of Virginia Avenue by Hazelwood Baptist Church. The motion carried unanimously.

Appointment by Mayor to Waynesville Housing Authority

There are six members of the Waynesville Housing Authority, at least one of which must be a resident of housing operated by the Authority. Under regulations provided by the federal and state governments, appointments to the Housing Authority are to be made by the Mayor of the municipality in which the units are located. It has been the tradition of Mayor Brown and Mayor Foy before him to seek out individuals to serve on the Authority but to then have the members of the Town Board approve those appointments.

David Broadway had been serving on the Housing Authority, but he has moved away from Waynesville. His term would have expired on September 30, 2009, so a replacement must be found. The Mayor has consulted with Jerry Cutshaw, Executive Director of the Housing Authority, and there is an individual they feel would be well suited to serve.

Mayor Brown announced that at the recommendation of Executive Director of the Waynesville Housing Authority, he has appointed Carina Henriksen, a resident of The Waynesville Towers, to serve a five-year term on the Waynesville Housing Authority. This term expires September 30, 2014. There was a consensus of the Board of Aldermen to support this appointment.

Board Meeting of October 27, 2009

The Town Board is scheduled to meet on Tuesday, October 27, 2009. The League of Municipalities will be holding its annual conference in Greenville, North Carolina on October 25 to 27, and Mayor Brown, Alderman Feichter, Assistant Manager Melnikova and Town Manager Galloway are registered to attend. The conference is scheduled to adjourn at 12:30 p.m. on Tuesday, October 27, and since the trip from Greenville would likely run six to seven hours, there is concern that they would not be back in time for the meeting.

There are not specific items scheduled for the meeting on October 27, but that could certainly change over the next two weeks. If a Board meeting is necessary, it was the consensus of the Board that the meeting could be rescheduled for another evening, possibly on October 29.

Alderman Feichter moved, seconded by Alderman Greeley, to cancel the meeting of October 27, 2009. The motion carried unanimously.

GovDeals Quarterly Report

Manager Galloway presented the GovDeals quarterly report for the first quarter in fiscal year 2010-2011. Seven items were sold for a total of \$17,295.00. Four of those items were vehicles selling for \$17,090.00 and the remaining three items sold for \$205.00. No action was necessary.

Meeting With Progress Energy Representative Linda Mann

Manager Galloway said last week he and Assistant Town Manager Alison Melnikova met with Progress Energy Representative Linda Mann. Ms. Mann reported that the REPS Agreement has been accepted by FERC. Kevin O'Donnell is now working on trying to analyze what the REPS charge will be. Manager Galloway said for the first time in the past six years Waynesville has operated with a profit as compared to the base year. In the meantime, the electric base rates may need to be increased and the fuel adjustment charge could remain at its current rate. The fuel adjustment charge may need to be increased at a later time.

North Carolina League of Municipalities Meeting

Manager Galloway said Mayor Brown, Alderman Feichter and Assistant Town Manager Alison Melnikova plan to attend the North Carolina League of Municipalities Meeting in Greenville, North Carolina October 25, 26 and 27.

Financial Position of the Town of Waynesville

Mayor Brown said he receives questions occasionally from citizens regarding Waynesville's financial situation. He reported that Waynesville is in good shape financially. The Town's Auditors, Ray, Bumgarner, Kingshill and Associates are nearing completion of the Town's audit and it appears that a good report will be coming soon.

Adjournment

With no further business, Alderman Caldwell moved, seconded by Alderman Greeley, to adjourn the meeting at 8:20 p.m. The motion carried unanimously.

Phyllis R. McClure
Town Clerk

Gavin A. Brown
Mayor