

AGENDA  
REGULAR MEETING  
BOARD OF ALDERMEN  
TOWN OF WAYNESVILLE  
TOWN HALL – 9 SOUTH MAIN STREET  
JANUARY 26, 2010  
TUESDAY – 7:00 P.M.

The Board of Aldermen held a regular meeting on Tuesday, January 26, 2010. Members present were Mayor Gavin Brown, Alderman Gary Caldwell, Libba Feichter, J. Wells Greeley and LeRoy Roberson. Also present were Town Manager A. Lee Galloway, Assistant Town Manager Alison Melnikova, Town Clerk Phyllis McClure, Town Attorney Woodrow Griffin and Purchasing Supervisor Julie Grasty. Mayor Brown called the meeting to order at 7:00 p.m.

Approval of Minutes of January 12, 2010

It was the consensus of the Board to approve the minutes of the January 12, 2010 meeting as presented.

Recognition of Boy Scout Troop

Mayor Brown recognized a group of Fourth and Fifth grade Webelo I and II Boy Scouts representing Jonathan Valley Elementary, Junaluska Elementary and Riverbend Elementary Schools. This group attended the Board Meeting as part of their work in earning credit toward their Citizenship Activity Pin as well as learning how local government works.

Tamera Frank, Candidate for NC Senate Seat Representing District 47

Tamera Frank, attended the meeting to introduce herself to the Board. Ms. Frank is seeking election in 2010 as a Republican Candidate for NC Senate representing District 47 and if elected to this position that she will be available to listen to the needs of local government. She said unfunded State Mandates are a major issue because they produce a huge fiscal burden on local governments. Ms. Frank complimented the Board on the new Police/Development Office building.

Mayor Brown and Manager Galloway spoke briefly about unfunded mandates and how they affect Waynesville. Manager Galloway gave an example that Waynesville will need to fund \$97,000 in next year's budget to cover the additional 1.55% assessment required to fund the pension system.

Presentation by Artist Teresa Pennington

Print Commemorating Great Smoky Mountains National Park 75<sup>th</sup> Anniversary Celebration

Local artist, Teresa Pennington attended the meeting to donate to the Town of Waynesville a print of her art work commemorating the 75<sup>th</sup> Anniversary of the Great Smoky Mountains National Park. The print will be displayed in the Town Hall Board Room. Board members thanked Ms. Pennington for her attendance at the meeting and her beautiful gift of art.

Manager Galloway said in the late 1990s, Ms. Pennington donated a framed print of a scene from the overlook at the entrance to the Cataloochee Valley, and that print currently hangs in the lobby of the Municipal Building.

### Presentation of the Pedestrian Plan

In the 2008-2009 budget, the Town was awarded a grant from the Department of Transportation for the development of a Pedestrian Plan for the community. In addition, the town received a grant for the development of a plan to improve traffic flow and reduce congestion through the reconfiguration of Russ Avenue.

The Town developed a request for proposals from various firms, and the firm of Wilbur Smith was selected to do both plans. That firm worked with a Pedestrian Committee that had been appointed by the Mayor and Board of Aldermen as well as members of Town Staff.

It was noted that the Pedestrian and Russ Avenue Plans were nearing completion in the fall of 2009 when the economy forced the Wilbur Smith firm to reorganize. In that process, the firm closed some of its North Carolina offices, leaving Raleigh as its only office in the State. Mr. Snow has been diligent in completing the work on this plan and in providing the Town with copies for review.

Paul Benson expressed appreciation to the members of the Pedestrian Plan Steering Committee, adding that they met several times during a one year time period and did a good job of putting the plan together. Members included Ginny Boyer, Sylvia Everett, Janet Gray, Kathryn Keogh, Rhett Langston, Carol Lindstrom, Buffy Messer, Carolyn Ramsey, Claire Stewart, Mitchell Young, Bill Kramer, Alison Melnikova, Fred Baker and Mr. Benson. Mr. Benson introduced Mr. Terry Snow, representing the firm of Wilbur Smith Associates, to present the Plan.

Mr. Snow said the intent of this pedestrian plan is to develop a comprehensive vision, with a planning process, visionary goals, existing conditions, opinion survey and funding options. This planning process began with a grant from the NC Department of Transportation, matched by the town (80/20). The town staff led this process with the Steering Committee. He added that he came into a town that already had a great pedestrian planning process, with a plan in place, sidewalk linkages were being fixed and a greenway was already started.

He read the vision statement which is the first step in a planning process. Goals include pedestrian safety, education and public awareness, adoption of policies that promote activity and enhance the personal/environmental health of Waynesville and develop maintenance and implementation plan.

During this process there were six steering committee meetings, two public informational workshops were held and a survey was conducted with eighty-six respondents. There was some interest with existing conditions in an established yet growing community, the need for highly visible crosswalks and the desire to be pedestrian friendly. There were some areas for improvement, including railroad crossings lacked adequate sidewalks and school crossing, lack of sidewalks and signalizations on South Main Street and Russ Avenue and there is a need to expand the greenway.

39% of those that responded in the public opinion survey live and work in Waynesville. Personal

reasons for their interests in a pedestrian plan included 91% for personal fitness and exercise. Other items of interest included needed improvements, more greenways, sidewalks, reduction of speed, and people walking for leisure or recreation.

The survey revealed a need for reducing the speed of the motoring public, increasing the public education and having maps available for pedestrian routes.

The next step would be to adopt the draft report and the finalization of the report. The final document to be provided to the town will be editable as changes are made.

Mayor Brown thanked Mr. Snow for attending the meeting and presenting the plan. He said this is very important to the social populous of our community. Alderman Roberson said it is important to provide a place for people to walk. Manager Galloway added that sidewalks with curb and gutter currently cost \$150 per linear foot to construct. Plain sidewalks are around \$25 and stamped concrete sidewalks are \$35 - \$38 per linear foot. Alderman Feichter said this board is committed to make Waynesville a walkable community and feels that the community supports this as well. She expressed appreciation for the work that everyone has done on this plan.

Alderman Roberson moved, seconded by Alderman Feichter, to adopt the Pedestrian Plan as presented. The motion carried unanimously.

### Skate Park Design

This matter was originally scheduled for the Board meeting of January 12; however, with Mayor Brown and Mayor Pro-Tem Caldwell unable to attend the meeting, the remaining Board members opted to delay consideration until all were present.

During the fall, the Board heard a report from Recreation Director Rhett Langston on the efforts to secure funding for a skateboard park. The master plan for recreational and parks facilities calls for a skateboard park on the site of the former horse ring. Fund-raising efforts have been directed toward constructing one at that site. While the actual funds raised have been small, there remains an interest in a skateboard facility, particularly since the BP Skate Park closed. At the time of Mr. Langston's presentation, it was suggested that people might be more interested in donating funds if they actually saw a design or model of how the skateboard park would look. With that in mind, the Town Board gave approval to the Town Staff soliciting proposals for the design of a facility.

During the late fall, several firms were contacted and proposals were invited for submission by December 10, 2009. The proposals received covered a broad range. Some were simply for the basic skating devices and others took into account the entire site, incorporating engineering and landscape architecture to consider how the facility would fit in with the rest of the recreational property. When we were given authority to solicit proposals, there was an indication that a plan might cost in the range of \$15,000. Some of the proposals are for less and some are for more, but in making a review of the proposals, Manager Galloway said this may be an example of 'getting what you pay for.'

Assistant Manager Alison Melnikova and Purchasing Supervisor Julie Grasty presented the results of the bid opening for the Skate Park Design. The bid specifications were very specific for all parts

of the skate park, including the concrete pad, elements, parking, fencing, benches and lighting. Seven proposals were received and three of those were fully responsive. After reviewing the proposals, the one felt to produce the best product was from a company by the name of Spohn Ranch in the amount of \$28,500. This bid was more than the \$15,000 proposed for the design, but it was the consensus of the Board that the additional money for this design could be taken from the \$70,000 already appropriated for the skate park. Bids were received as follows:

| <u>Company</u>                                       | <u>Total Base Bid</u>  |
|--|--|
| Brooks Engineering & Site Design Studio              | \$37,650   |
| Clark Patterson Lee & Wally<br>Hollyday Skate Design | No Price Stated  |
| American Ramp Company                                | \$1,500 (Note - this bid is skate elements only, no site design or landscape, non-stamped drawings)  |
| Who Skates   | \$12,500 (Note - this bid is skate elements only, no site design or landscape, non-stamped drawings) |
| Grindline Skateparks                                 | \$12,425 (Note - drainage, grading & site plans by Town, electrical engineering by Town)             |
| Spohn Ranch Skateparks                               | Total Base Bid & Options \$28,500  |
| Site Design Group                                    | Total Base Bid & Options \$31,435  |

The bid proposal by Spohn Ranch Skateparks totaled \$28,500, with \$8,500 for the base and an additional \$20,000 for the optional items. This company has been successful in designs of other skate parks. They also have experience with skateable art.

Alderman Caldwell said the skate park should not be just a square pad. This design should fit in with the rest of Waynesville's Recreation areas. Alderman Caldwell added that Waynesville has completed first class buildings with the Recreation Center, Fire Department and Police Department buildings and he would like for the skate park to be the same. He said it could help when seeking grants to have this skate park design in place.

Manager Galloway said if people can see the skate park design they will know exactly what the money is being raised for when fund raising events are held. The Kiwanis Club has given Waynesville a grant in the amount of \$20,000 for the skate park. Several years ago the Waynesville Board of Aldermen set aside \$70,000 for the skate park.

Manager Galloway explained that Parks and Recreation Director Rhett Langston prepared a North Carolina Parks and Recreation Trust Fund (PARTF) grant application in the amount of \$61,425, with matching funds to be provided by the local government in the amount of \$61,425 as required.

Alderman Caldwell moved, seconded by Alderman Greeley to approve the bid submitted by Spohn Ranch Skateparks in the amount of \$28,500 and to give authority to Parks and Recreation Director Rhett Langston to submit the N. C. Parks and Recreation Trust Fund (PARTF) grant application as presented. The motion carried unanimously.

Mayor Brown said Alderman Caldwell has spent years working on efforts to build a skate park in Waynesville. Alderman Feichter thanked Purchasing Supervisor Julie Grasty and Assistant Manager

Alison Melnikova for all their work on the bidding process.

### Annual Certification of Firemen

Each year, the Chiefs of Fire Departments in North Carolina must submit a certification to the State that the firefighters in that department have been active in responding to fires and in receiving the required annual thirty-six annual training hours. If a fireman is on this certified list, that individual or his heirs become eligible for certain benefits, including the state line-of-duty death benefit. After a period of service and certification spanning twenty years, and at the age of fifty-five years, the firefighter becomes eligible for a small monthly payment through the Firemen's Pension Fund. Chief Joey Webb submitted a list of firefighters and certified that they have the appropriate number of training hours.

Mayor Brown said he and Manager Galloway recently attended a meeting which included representatives from various fire departments, Wildlife, EMT and Community College. There are 4,500 fire departments in the State of North Carolina, and twelve fire departments are located in Haywood County. It was noted that 50% of deaths for firemen are from heart attacks.

Alderman Greeley moved, seconded by Alderman Feichter, to approve the list for Annual Certification of Firemen as presented. The motion carried unanimously.

### Reappointment Historic Preservation Commission

At the present time, Manager Galloway explained that the Historic Preservation Commission consists of seven members with two vacancies on the nine member commission. One of the recommendations from the consultant reviewing Waynesville's Land Development Standards is that the number of members be reduced from nine to seven.

The term of member Peter Sterling is set to expire on January 31, 2010. Mr. Sterling has been a good and faithful member of this Commission and would like to continue serving in this capacity.

Alderman Feichter moved, seconded by Alderman Roberson, to reappoint Peter Sterling to another four-year term on the Historic Preservation Commission. This term expires January 31, 2014. The motion carried unanimously.

### Julie Grasty, Purchasing Supervisor - Underground Storage Tanks

As purchasing supervisor, Julie Grasty is generally in charge of the public works facility and grounds, including the underground storage tanks located on site where we have tanks for both gasoline and diesel fuel. In recent months, she has been dealing with the State in their assessment of the fuel tanks, and studies are now underway to determine if we are in violation of our permits.

Ms. Grasty attended the meeting to explain the situation and try to get some direction from the Board on how to proceed. In the report presented by Ms. Grasty in 1987 a 10,000 gasoline tank was installed in front of the Public Works facility. In 1991 a 10,000 gallon diesel tank was installed in the rear of the Public Works facility. In 1996 the gasoline tank was upgraded for spill/overflow prevention. In 2007-2008 new fuel dispensers were installed with all new piping to tanks at a cost

of \$76,000. Once the new piping was installed this placed the town under the new standards for piping and the old standards for the tanks. The new standards require re-inspection one year after installation. This would have been in July, but since the State was behind on inspections the inspection for Waynesville was delayed until November.

Prior to the inspection, the town failed a Corrosion Protection Test (anodes on tanks to protect against corrosion) and they will have to be replaced. Protective Technologies is reviewing the amount of work required to replace these anodes, with a cost estimate of \$8,000 - \$20,000.

While performing the inspection, the inspector also looked at the old system and found “dark soil” around the old diesel dispenser area. This required a soil test which was found to be “Compromised” and the soil will need to be removed and sent to a landfill in Shelby to be treated at a cost of \$4,800.

The Town has thirty days from the receipt of the “notice of violation” to come into compliance, and as long as the town has contracted with someone for this work, an extension can be granted if necessary. No action was required from the Board.

#### Report on Dayton Drive/Mauney Cove Road Water Line

Manager Galloway said bids were opened on the first part of the stimulus money projects for a new water line behind Ammons Drive Inn. The 2" water line will connect to the line at Ivy Hills, cross the highway and continue up Mauney Cove Road. Eleven bids were received for this project. The qualified, low bidder for this project was WNC Paving with a bid in the amount of \$313,000. The second part of the stimulus money project is for 5,000 feet of water line and 1,000 radio remote-controlled meters. A pre bid conference for this project will be held next week and bids will be opened on February 9. A special meeting will need to be held to award bids for these projects. Manager Galloway asked the Board to consider canceling the regular meeting of February 9<sup>th</sup> and moving that date to a special meeting Monday, February 15 at 7:00 p.m.

Alderman Feichter moved, seconded by Alderman Greeley to cancel the regular meeting of February 9 and schedule a special meeting on February 15 at 7:00 p.m. The motion carried unanimously.

#### Board of Aldermen Retreat

Manager Galloway said the Board of Aldermen will hold their annual retreat on Friday, January 29 at the Lake Logan Episcopal Center. Inclement weather is predicted on that date so an alternate plan is being considered and a decision for this change will be made by noon on Thursday, January 28. The alternate plan is to hold the retreat in the Town Hall Board Room and walk to the Gateway Club for lunch. Another alternative is to reschedule the retreat.

#### Adjournment

With no further business, Alderman Greeley moved, seconded by Alderman Roberson, to adjourn the meeting at 8:30 p.m. The motion carried unanimously.

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Phyllis R. McClure  
Town Clerk

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Gavin A. Brown  
Mayor