



Town of Waynesville

AGENDA
REGULAR MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
TOWN HALL - 9 SOUTH MAIN STREET
JUNE 12, 2012
TUESDAY - 7:00 P.M.

Call to Order

1. Approval of Minutes of May 12, May 21 and May 25, 2012
2. Public Hearing - Fiscal Year 2012-2013 Budget
3. Budget Amendments
 - A. Operating Budgets
 - B. Capital Projects Fund
4. Privilege or Business License Tax Schedule
5. Sarge's Animal Rescue Foundation Downtown Dog Walk
6. 2012 Main Street Mile
7. Request to Prohibit Truck Traffic on Richland Street
8. HomeTrust Bank Revocable Proxy
9. Adjournment

Additional information regarding this agenda is available at www.townofwaynesville.org

REGULAR MEETING
TOWN OF WAYNESVILLE
BOARD OF ALDERMEN
TOWN HALL – 9 SOUTH MAIN STREET
MAY 12, 2012
TUESDAY – 7:00 P.M.

The Board of Aldermen of the Town of Waynesville held a regular meeting on Tuesday, May 22, 2012. Members present were Mayor Gavin Brown, Aldermen Gary Caldwell, Julia Freeman, J. Wells Greeley and LeRoy Roberson. Also present were Town Manager Marcy Onical, Assistant Town Manager Alison Melnikova, Management Advisor A. Lee Galloway, Town Clerk Phyllis McClure and Town Attorney Woodrow Griffin. Mayor Brown called the meeting to order at 7:00 p.m.

Approval of Minutes of March 1 and April 24, 2012

Alderman Caldwell moved, seconded by Alderman Greeley to approve the minutes of the March 1 and April 24, 2012 meetings as presented. The motion carried unanimously.

Solid Waste 2012 Updated Ten-Year Solid Waste Plan for Haywood County

Town Manager Marcy Onical presented the request from the Haywood County Commissioners for a resolution to adopt the 2012 updated Ten-Year Solid Waste Plan for Haywood County. State Law requires every unit of local government to prepare and adopt this plan for the purpose of meeting local solid waste management needs and protecting health and the environment. The plan must be updated, adopted and submitted to NCDENR by June 30 of each year. All municipalities within Haywood County must adopt a resolution accepting and endorsing the revised plan no later than June 9, 2012 in order for the required resolutions to be incorporated into the final document which will be presented at the June 18th Board of Commissioners' meeting. If the Town of Waynesville should ever choose not to participate in adopting Haywood County's Solid Waste Plan, they would be required to prepare and adopt their own. The current plan was prepared and updated by County staff with review by Town of Waynesville Public Works staff. A county-wide public hearing on the plan was held on May 7, 2012.

Alderman Freeman moved, seconded by Alderman Greeley to adopt a resolution accepting and adopting the updated Ten-Year Solid Waste Management Plan of 2012 for Haywood County as presented. The motion carried unanimously. (Res. No. 6-12)

Request for Board Resolution Supporting a Feasibility Study for Extension of Public Sewer Line Along US 23/74, to the Proposed NCDOT Rest Area at Balsam/Saunook

A request was received from the Haywood County Commissioners for support from the Waynesville Board of Aldermen in studying the feasibility of extending the Town's public sewer system along US Hwy 23/74 in order to promote commercial and economic development along the highway corridor through an unincorporated section of Haywood County. This area is outside the Town of Waynesville's corporate limits, extraterritorial jurisdiction (ETJ) and Urban Services District and lacks zoning or other enforceable development standards. The subject of extending water and sewer mains along this area has been raised by Haywood County on several occasions since 2001, in connection with the Barber's Orchard Water Project. The latest request relates to NCDOT's plans to construct a new rest area on the westbound side of the highway. Waynesville has expressed a willingness to consider alternatives that might serve the interests of the County, the EDC and the Town, however the present Town Board and previous Town Boards have consistently opposed extension of public sewer through this corridor due to the high cost of construction, lack of complementary development standards and a specific proposal from Haywood County to provide optimum siting or adequate capacity for future growth.

NCDOT has been willing to bear the cost of a feasibility study and cost of construction for extension of a private line which would exclude adjacent property owners from tying on. Haywood County is willing to bear the cost of a feasibility study for extension of public sewer, but does not wish to waste money on a feasibility study if the Town is unwilling to amend, or grant exceptions to the principles of the 2020 Comprehensive Land use Plan in order to accommodate the requested extension.

Waynesville has expressed its willingness to work directly with NCDOT for a private extension that would limit sewer service to the Rest Areas alone. The Town has communicated the terms under which it might consider extending public sewer, but the current political climate in Raleigh suggests that the Town's chances of being granted zoning authority along this corridor via a local bill are virtually impossible. NCDOT has the most pressing need to bring this issue to resolution, as the road and rest area work are already scheduled and funded for 2013.

Mayor Brown said this issue was discussed several years ago, but the Town does not have zoning authority in this area. If Waynesville's population exceeds 10,000, the Town could extend the ETJ to two (2) miles, but only with the approval of Haywood County. Without the County's approval, a special act of the legislature would be required. Haywood County does not have zoning authority. Mayor Brown said there are many commercial areas that already have sewer services and the thought of adding more commercial space is like "shooting ourselves in the foot". Haywood County only wants to run this sewer line along the By-Pass, serving only this area and none of the adjacent residential areas. This does not serve the community at large. The area is approximately five miles away from the existing corporate limits.

Alderman Greeley asked if sewer lines currently extend to the rest area on the eastbound side of Hwy 23/74. Mayor Brown said yes, the line currently extends to the existing rest area and this line would extend from the existing rest area to the new rest area on the other side of the road. NCDOT would install and maintain the sewer line at their expense. Waynesville approved this extension to be a good neighbor. Alderman Caldwell agreed that the sewer line should not be extended along US 23/74 without Waynesville being able to control growth in the area. However, he feels good about extending the line to the rest area and being a good neighbor. Alderman Freeman suggested that if Haywood County continues with the feasibility study and can prove to Waynesville that this extension is good, they could present the results to the Waynesville Board at that time. No action was taken.

Special Event Request – Temporary Street Closing of Bryson Street

A request was received from Ms. Tina Bryant for a temporary street closing on Bryson Street on Friday, June 22, 2012 from 8:00 p.m. until 1:00 a.m. Ms. Bryant would like to host a private block party, with amplified (recorded) music and street dancing in the area between her residence at 184 Bryson Street and that of George Moore at 168 Bryson Street. A permit to exceed the maximum permitted sound levels will also need to be obtained from the Town. Mayor Brown pointed out that the Town does not currently have a policy to deal with street closing requests. Ms. Bryant attended the meeting to present her request. Alderman Greeley said the only concern he has is the request for music to continue until 1:00 a.m.

Manager Onieal said she has spoken with the Police Department and they do not have a problem with closing the street during this time. There are other routes through the area for emergency access if needed. Street closing requests are revised and can be granted by the Board of Aldermen. The Town Manager is authorized to issue a noise permit.

Alderman Caldwell moved, seconded by Alderman Freeman, to approve the request to close the portion of Bryson Street from 184 Bryson Street to 168 Bryson Street on Friday, June 22, 2012 from 8:00 p.m. until 12:00 midnight. The motion carried unanimously.

Special Event Request – Permission to Sell/Serve Beer/Wine on a Public Sidewalk During Downtown Waynesville Block Party on May 26, 2012

A request was received from Mr. Jon Bowman to allow him to sell and serve beer and wine in the sidewalk area in front of his sidewalk café located at 188-190 North Main Street in Waynesville. Mr. Bowman has operated a sidewalk café in front of his business during the annual Downtown Waynesville Memorial Weekend Block Party each year, serving meals, snacks and soft drinks. Customers accustomed to ordering a beer or wine with a meal are discouraged from patronizing his business if they cannot get full service outdoors during festivals when the street is otherwise closed and most businesses are operating on the sidewalks.

Mr. Bowman has spoken with Town Manager Marcy Onieal regarding his intentions to work through the Downtown Waynesville Association to encourage a change in the Town's ordinance so that carefully controlled beer "gardens" would be allowed by ordinance during special events and festivals. Mr. Bowman would also like to see the establishment of standards for sidewalk dining that would allow routine sales of beer and wine as part of a regular food or beverage establishment.

Manager Marcy Onieal said the request before the Board at this time is for permission to sell and serve beer and wine at the tables that front The Tipping Point Tavern business during the Block Party on Saturday, May 26, 2012.

Mr. Bowman spoke to the Board and said the business sponsors and pays for a band to perform in front of their business. They have six large tables with approximately thirty chairs and would patrol this area to ensure compliance. At the last two Block Parties, parents have requested to be able to allow their children to stay out and play at the toy store next door while the parents are allowed to sit at the outside tables and have a beer while they watch their children.

Mayor Brown said the Board receives requests through the years for special events and the Board has discussed the need for a special events policy. Alderman Greeley asked about the tables blocking the sidewalks during this event. Manager Onieal said the Town's ordinance prohibits blocking sidewalks, but this is a special event with the street being closed and should not be a problem.

Alderman Greeley asked how other requests for the sale of alcohol during events have been handled in the past. Manager Onieal said there have been requests in the past from Haywood County Arts Council, Altrusa and Folkmoot. Alderman Freeman said Altrusa was approved to sell alcohol in the past, but has not done this for the past several years. Alderman Freeman added that the request by Tipping Point Tavern is from good, responsible patrons and she feels that when they give their word they will do their best to control the situation. Alderman Greeley asked if there were any guidelines at the present time that restrict the number of tables, etc., that you can have. He expressed some concern about approving a one-time event if the Board does not have some regulations in place. Mayor Brown said he has some of the same concerns, but feels better about considering the request after speaking with Manager Onieal and Mr. Bowman. Mr. Bowman said the only two events he planned to make the request for were for the two Block Parties on Main Street during Memorial Day and again in September.

Manager Onieal said the Downtown Waynesville Association has not formally met to discuss this as a policy. However, the topic has come up at some of their meetings. They have been involved with Assistant Town Manager Alison Melnikova regarding the drafting of a policy. Manager Onieal added that the Town's ordinance has not been adjusted since liquor by the drink was passed and town staff will be reviewing this. The Board is allowed to make an exception to

the ordinance for special events. Downtown Waynesville Association has requested that the street be closed during certain hours for the Block Party and it is recommended that if the request by Mr. Bowman is approved, that it be for the same hours as the event.

Alderman Freeman moved, seconded by Alderman Caldwell to approve the request by Mr. Bowman to authorize the sale and service of Beer and Unfortified Wine, on a public sidewalk, in a controlled enclosure fronting the Tipping Point Tavern, located at 188-190 North Main Street, on May 26, 2012 from 7:00 p.m. until 10:00 p.m. and as permitted by Section 42-4 of the Town of Waynesville Code of Ordinances. The motion carried with four ayes (Brown, Caldwell, Freeman and Roberson) and one (1) nay (Greeley). (Res. No. 7-12)

Request to Purchase a Portion of Town Property on East Street (Portion of East Street Park)

A request was received from Mr. Doyle Plemmons with an offer to purchase a portion of the undeveloped section of town-owned property known as East Street Park (PIN #8615-56-3800) for a price of \$400, with buyer paying for survey and all closing costs. The Town property is situated between property Mr. Plemmons owns at 126 Arden Street and his brother's property at 118 Happy Hollow Access. He made the offer-to-purchase so that he may mow grass on both personal properties without having to maneuver the mower on public roads for four blocks to travel from one parcel to the other. The total parcel consists of 5.3 acres and is zoned East Waynesville Urban Residential, permitting primarily single and multi-family development. The property has neither been appraised nor surveyed. Mr. Plemmons has not indicated the exact area he wishes to purchase. The current assessed value on the entire parcel is \$162,800 (\$122,000 for the land and \$40,800 for a building on the property).

Manager Onieal said this request has come up once before but stopped at town staff. The recommendation from town staff on this request is not to sell this property which provides a buffer and possible future use by the town. Mayor Brown said there is a difference between surplus and unused property. This property is owned by the town but is not currently being used.

It was the consensus of the Board that this property is not surplus and the Town is not interested in selling any of the East Street property at the present time.

Resolution Updating the Corporate Resolution Designating Fiscal and Contractual Agency and Authorized Signers

Upon the retirement of outgoing Town Manager Lee Galloway, new authority certificates and signature cards will need to be prepared for each financial institution holding town funds. A resolution is needed which grants fiscal/contractual authority to Town Manager Marcy Onieal and Finance Director Eddie Caldwell and granting signing authority on all financial accounts to Town Manager Marcy Onieal, Finance Director Eddie Caldwell, Assistant Town Manager

Alison Melnikova, Assistant Finance Director Dean Trader and Town Clerk Phyllis McClure effective June 29, 2012. Manager Onieal said checks always have two signatures, with one from Administration and the other from Finance.

Alderman Greeley moved, seconded by Alderman Roberson, to adopt a resolution designating Town Manager Marcy Onieal and Finance Director Eddie Caldwell as signers of Authority Certificate(s) and as signers on signature cards; and designating Assistant Finance Director Dean Trader, Assistant Town Manager Alison Melnikova and Town Clerk Phyllis McClure as additional authorized signers on signature cards, effective June 29, 2012. The motion carried unanimously. (Res. No. 8-12)

Resolution Changing Terms of Office for Members of Standing Town Boards and Commissions

Manager Onieal said a recent review of membership rosters of town boards and commissions revealed that a more efficient and effective method of recruitment, application, screening, appointment, orientation and installation of board and commission members is needed. Staff is proposing that, except as otherwise dictated by statute, all town board and commission members be appointed for two-year renewable terms, with all terms running concurrent with the fiscal year (July 1 – June 30). It is suggested that all current terms be changed to expire June 30 of the year in which they were originally scheduled to expire, and that the class balance within each committee be adjusted with each successive appointment, so that no current term of office shall be unduly lengthened or shortened. This change in term would allow members to serve in a manner consistent with the Town's annual work plan and budget and would provide for appointments that coincide with the Board of Aldermen's four-year election cycle.

If the proposal is approved, the Town Clerk will notify all board and commission members of their change in term and immediately begin advertisement for filling upcoming vacancies on all boards and commissions, with an aim toward providing the Board of Aldermen sufficient applications for appointment to all boards at the regular meeting on June 26, 2012. A major recruitment could be done once per year for filling vacancies on these boards.

Mayor Brown said a public hearing will be required in order to change terms of three of the boards in order to amend their membership requirements contained in the Land Development Standards. A boards/commission manual will be developed to serve as a directory and orientation for new members with training provided for new members regarding public meetings and other information.

Former Board Member Libba Feichter suggested that interviews with current board members be published in Waynesville's Quarterly Newsletter to let the public know what they enjoy and what is involved on serving on their board/commission. Manager Onieal said she would also like to standardize the minutes of these boards/commissions to make sure that everyone

understands what their role is. Manager Onieal also suggested that those various boards/commissions come before the Board of Alderman once per month to discuss their work.

Alderman Greeley moved, seconded by Alderman Caldwell, to adopt a resolution, changing the terms of office for members of all standing Town Boards & Commissions to June 30 of the year in which current members' terms are scheduled to expire, and to approve two-year staggered (renewable) terms for new appointments and re-appointments to boards & commissions, beginning July 1 of each year (or as soon thereafter as possible) except as otherwise required by statute, in order for all appointments and retirements to coincide with the Town's fiscal year work plan, and the four-year election cycle for members of the Board of Aldermen. The motion carried unanimously. (Res. No. 9-12)

Resolution Endorsing Legislative Priorities as Set by NC Law Enforcement Agencies Presidents' (NC-LEAP) for the 2012 Session of the General Assembly

At its regular meeting of April 24, 2012, the Board of Aldermen received and endorsed a report on legislative priorities related to law enforcement issues for the 2012 short session of the General Assembly, presented by Chief Hollingsed and staff from the District Attorney's office. A resolution as follow-up of that action, providing confirmation of the Board's position, will be communicated to our State representatives as soon as possible. The resolution requests:

- 1) Expansion of State Crime Lab in the Western Region to include DNA and toxicology testing.
- 2) Amendment of Statutes to reclassify certain drug charges related to prescription drug abuse from Class I to Class H Felony.
- 3) Granting to state and local law enforcement officers the same immunity from fraudulent and frivolous lawsuits already provided to federal law enforcement officers.

Alderman Freeman moved, seconded by Alderman Roberson, to adopt a resolution urging members of the NC General Assembly to support the priorities set by the NC Law Enforcement Presidents for the 2012 legislative session. The motion carried unanimously. (Res. No. 10-12)

Communications from Staff

Town Manager Marcy Onieal - Manager Onieal gave an update of her travel schedule, adding that in her absence Assistant Town Manager Alison Melnikova will be in charge. Manager Onieal will be back in her office on June 25. She expressed appreciation to the Board for allowing her to take this time off. Manager Onieal thanked the staff and board for the wonderful reception held earlier in the evening, adding that she has had several opportunities to meet people.

Coming up at the next meeting will be the adoption of the fee schedule so that privilege license billings can be mailed. Town staff will continue to follow up on a policy for special events.

The public hearing on Fiscal Year 2012-2013 will be held on June 12. Adoption of the budget will be at the meeting of June 26.

BBQ Fundraiser for Skateboard Park - Alderman Caldwell said a BBQ Fundraiser will be held at the Waynesville Recreation Center on June 2 for the Skateboard Park. The Roller Derby Skaters have volunteered to help serve on this day. T-shirts will be sold at the BBQ.

Memorial Day Parade - The Memorial Day parade will be held in Waynesville on Monday, May 28 at 11:00 a.m. Courthouse activities will be held immediately following the parade.

Comments by Management Consultant Lee Galloway

Management Consultant Lee Galloway said during the 1990's a considerable amount of time was spent developing sidewalk regulations. At times other than special events/festivals, restaurants wanted to have sidewalk dining for restaurants on Main Street with much discussion regarding maintaining adequate room on sidewalks of five (5) feet. One of the problems found was that some sidewalks are different widths. There was struggle with this issue and with the sale of alcohol as well when people are walking by since some people object to this and a solution was never reached. After Altrusa stopped selling alcohol, the Board passed the ordinance to allow the approval of alcohol sales for special events. International Day was the event that the exception was made for.

Budget Workshop

A Budget Workshop will be held on Friday, May 25 at 12:00 noon.

Adjournment

With no further business, Alderman Greeley moved, seconded by Alderman Roberson, to adjourn the meeting at 8:05 p.m. The motion carried unanimously.

Phyllis R. McClure
Town Clerk

Gavin A. Brown
Mayor

SPECIAL MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
HAZELWOOD BRANCH OFFICE CONFERENCE ROOM
280 GEORGIA AVENUE, WAYNESVILLE, NC
MAY 21, 2012
MONDAY, 5:30 P.M.

The Board of Aldermen held a special meeting at 5:30 p.m. on Monday, May 21, 2012, in the Conference Room of the Hazelwood Branch Office, 280 Georgia Avenue, Waynesville. Board Members present were Mayor Gavin Brown, Aldermen Gary Caldwell, Wells Greeley, Julia Freeman and LeRoy Roberson. Also present were Town Manager Marcia D. Onieal, Assistant Town Manager Alison Melnikova, Finance Director Eddie Caldwell and Management Advisor A. Lee Galloway.

Mayor Brown called the meeting to order at 5:30 p.m. and advised that the purpose of the meeting was to discuss the budget that has been presented to the Board by the management staff. Mayor Brown noted that when Ms. Onieal was hired as manager to replace Lee Galloway, retiring manager, it was agreed that Galloway would remain on board and be primarily responsible for developing the budget for the 2012-2013 fiscal year. Mayor Brown then called on the staff for the presentation of the budget.

Galloway took the lead in presenting the document, but he noted that all four staff members present were in attendance at almost every session when staff was discussing and developing the budget. He began with a review of the 2011-2012 fiscal year, guiding the Board through a discussion of each fund, pointing out and explaining any major variations in actual revenues and expenditures from what had been anticipated when the budget was adopted in June, 2011. He noted that the fund balances in the General, Water and Sewer Funds were healthy and growing, and he pointed out that the fund balance in the Electric Fund was still over \$1.4 million but that it had been in a downward trend for several months due to unusually high fuel charges by Progress Energy. He also noted that the Town had about \$100,000 of unexpected expenses in the Electric Fund in costs for large new transformers to accommodate the expansion of Sonoco Products.

In the General Fund, he advised that property tax revenues were higher as people were making more timely payments of their taxes. Sales taxes in Haywood County and across North Carolina were trending upward as the economy appears to be growing again after the recession years of 2008-2011. In the Water Fund and the Sewer Fund, he noted that revenues from sales had not reached the level expected. Even though there was a water rate increase of 5%, there was only a 2% increase in revenues. With cutbacks in water consumption and a drop in revenues, there was a related decline in sewer rate revenues, where there was no rate increase, since sewer rate billings are tied to water use. In the Electric Fund, Galloway pointed out that there had been a significant drop in revenues, due in large part to the mild winter when electric consumption was down. Of course, that meant that the purchase of wholesale power was down as well, so expenses were down along with revenues.

On the expense side, he noted that efforts continued to replace deteriorated water and sewer lines and he commended the Board for funding these repairs which were identified in the Asset Management Study of 2007. There are still a lot of repairs to be made on lines and at treatment plants, but he advised that success was being made in addressing the problems.

In all funds, there was some savings on health insurance reimbursements, as those were a bit less than the amount placed in the budget to cover them. There were also savings in some funds where we have vacancies after some retirements and job changes. There were also some savings in capital outlay expenditures, for some had to be delayed until the next fiscal year. In recent years, we have budgeted for a higher cost of gasoline and diesel fuel than we actually paid, so there was often savings in fuel costs at the end of the year. That is not likely to be the case in 2011-2012, as we will spend pretty much all that has been budgeted since fuel prices have remained high for most of the fiscal year.

He concluded that overall, 2011-2012 had been a relatively good year. He noted that when the budget was developed in the spring of 2011, every effort was made to trim any fat so that employees could be granted a cost of living increase. As a result, some of the departments will be overspent in their materials and supplies budget for 2011-2012, as some costs rose while funds available were cut. Fortunately, while there were some overspent line items in each department, most of those departments will be underspent overall for the year.

There were questions about the 2011-2012 budget, but most were related to why a particular account was overspent or underspent. There was more discussion about the Electric Fund, as it is not performing as well as the General, Water and Sewer Funds. There was particular discussion on the rate increase that was approved in 2009 but never implemented. Galloway explained that a new contract with Progress Energy began in January, 2010, and rates were expected to rise 5.5%. To be able to take that on, a 5.5% rate increase was authorized. But in the last half of 2009, fuel charges began to fall, offsetting the higher charges for energy; consequently, the Town did not implement the rate increase. During the 2011-2012 fiscal year, Progress Energy has had a number of planned nuclear shutdowns and some unanticipated nuclear outages as well. When nuclear plants are down, Progress Energy switches to the more expensive coal and natural gas for generation, and the fuel costs are passed on to their customers, including wholesale customers like the Town of Waynesville. The Town has been absorbing those increases rather than passing them along to its own customers, but Galloway advised that there were limits to being able to do this. He mentioned that this matter will be discussed more in the 2012-2013 budget presentation.

Mayor Brown then asked if there were other questions, and being none, he asked Galloway to proceed to the 2012-2013 budget presentation. Galloway noted that the signs of a growing economy were reasons for optimism in the next budget, with sales taxes, property tax collections and some other revenues showing growth. But he also noted that there were some expenditures that had been delayed for some time and which will need to be made in 2012-2013. Because of that, the budgets of all four funds are proposed to increase.

Galloway advised that for the 2012-2013 budget, an across the board, 3% cost of living adjustment is recommended for most full time and part time employees. He also noted that there were changes to the Blue Cross-Blue Shield Plan that would be recommended and indicated that these would be addressed and explained in a separate report.

For taxes and fees in the coming year, Galloway noted that the budget calls for the property tax rate to remain the same, 40.82 cents per \$100. Staff was proposing a significant increase in the rates for garbage collections, with residential rates rising from \$6.50 to \$9.00 a month and commercial rates scheduled to rise 38.46%. There was a discussion about the Solid Waste Study conducted by the Land of Sky Regional Council, and the tremendous cost the Town invests in all forms of solid wastes.

At present, the fees collected from residential and commercial customers do not cover the cost of collecting and disposing of garbage, and those costs will be higher with the drive to the White Oak Landfill. Galloway explained that the County's decision to close the transfer station at Jones Cove Road is just part of the reason for the increase in residential rates. He noted that Haywood County has offered to contribute \$80,000 toward the increased cost to haul garbage to White Oak rather than Jones Cove Road, but that does not cover the increased costs the Town anticipates. In addition, the Study showed that the Town expends \$441,000 annually simply in the collection and disposal of yard wastes, so the fee is attempting to recoup some of that cost.

Town Manager Onieal indicated to the Board that staff was still analyzing the costs of the solid waste services and that during the coming year, a study would be conducted to identify cost savings or operational changes that might lead to cost savings. Finance Director Caldwell noted that most private solid waste haulers are reluctant to share their costs and fees for service, so it has been near impossible to determine how much of an impact the commercial rate increase will have on the customer base. The commercial operations in Waynesville are not required to use the Town's service, and it is possible that some will opt to go with a private hauler if their rates are lower.

Staff advised the Board that a 6% rate increase was proposed in Water Rates, including rates for pump fees, but taps and capacity fees are to remain the same as at present. Galloway noted that the Town will continue to spend \$300,000 annually on the maintenance and replacement of water lines, and he noted that \$498,000 is requested for capital improvements at the Water Treatment Plant. The higher water rates are needed to assist in meeting these maintenance costs.

Sewer Rates would also rise 6%, and Galloway explained that the bridge on Walnut Trail needed work, with repairs to some timbers, sandblasting and repainting planned. With the bridge spanning Richland Creek, environmental precautions are required as lead paint is likely, and this pushed estimated costs to \$100,000. In sewer maintenance, we are seeking an increase from \$300,000 to \$350,000 in funding to repair and rehabilitate the collection lines and the manholes on the system.

Galloway did not recommend implementing the electric rate increase approved in 2009, but he urged the Town to pay close attention to the reserves in the Electric Fund. If fuel costs continue to rise and reserves of the Electric Fund continue to drop, the Town may have to implement a portion of the rate increase. It will not be possible to continue absorbing these increases. At some point, the higher costs will have to be passed along to the electric customers. Finance Director Caldwell mentioned that it was anticipated that Progress Energy would be requesting a rate increase of around 10% to be effective in December. He reminded the Board that the Town has tried to keep its electric rates lower than those of Progress, and in most cases we succeed. If the December rate increase by Progress does go through, the Town would be able to raise rates some and still be lower than the rates of Progress.

Galloway noted that he was at a breaking point before presenting the highlights of the General Fund and Enterprise Fund budgets for 2012-2013, and the Board agreed that it was a good time to recess and reconvene on Friday, May 25 at 12:00 noon. The meeting ended at 7:54 p.m.

A. Lee Galloway
Town Manager

Gavin A. Brown
Mayor

SPECIAL MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
TOWN HALL, 9 SOUTH MAIN STREET
WAYNESVILLE, NC
MAY 25, 2012
FRIDAY, 12:00 P.M.

The Board of Aldermen held a special meeting at 12:00 Noon, on Friday, May 25, 2012, in the Town Hall at 9 South Main Street, Waynesville. Board Members present were Mayor Gavin Brown, Aldermen Gary Caldwell, Wells Greeley, Julia Freeman and LeRoy Roberson. Also present were Town Manager Marcia D. Onieal, Assistant Town Manager Alison Melnikova, Finance Director Eddie Caldwell and Management Advisor A. Lee Galloway.

Mayor Brown called the meeting to order at 12:00 noon and advised that it was a meeting continued from Monday, May 21, with the purpose being to further discuss the Town's budget for Fiscal Year 2013. The Mayor asked Management Advisor Galloway to pick up where he left off on Monday with the budget presentation.

Galloway indicated that he would like to give an overview of the General Fund and Enterprise Funds budgets for 2012-2013. He noted that the economy seemed to be growing and there was continued growth projected in Haywood County and North Carolina for the coming year. Sales taxes rose in 2011-2012 and another 1 ½ to 2% is included in projections for next year. The Town's Development Office is receiving more contacts from developers about potential projects, and there have been more commercial construction permits issued. Unfortunately, home construction is still low and few permits for new homes have been issued.

Most full time and part time employees are set to receive a 3% cost of living adjustment in the 2012-2013 budget. With wages and fringe benefit costs included, this will be at a cost of \$166,260 in the General Fund. Galloway noted that employees received a 3% cost of living adjustment in the 2011-2012 budget, their first raise in 3 years, but with costs rising for groceries, fuel and home heating, staff felt it was important to again provide increases for employees in 2012-2013.

There is also a change in the health insurance program with Blue Cross-Blue Shield, and there followed a long discussion about the various efforts made over the years to hold down health care premiums. Galloway called attention to a special report on the proposed changes and noted that these centered on having higher co-pays for prescriptions. At present, the co-pays are \$4.00 for generic drugs, \$30 or \$45 for name brand and \$100 for special drugs. Under the new plan, the generic drugs will be \$10 and the co-pay for brand name prescriptions will be \$100; however, the employee will only be responsible for \$40 of the \$100, with the Town absorbing the rest of the co-pay up to \$100. The Town secured proposals from Waynesville Pharmacy and Kim's Pharmacy, with each agreeing to charge the employee the \$40 for name brand and then billing the Town, through a special arrangement with Elkins & Associates, for the remainder up to \$100. Anything over \$100 would be billed to Blue Cross-Blue Shield based upon the allowed amount negotiated between the pharmacy and the carrier.

Town Manager Onieal explained that an employee was not required to use Kim's Pharmacy or Waynesville Pharmacy, but those two were willing to accept the \$40 co-pay and then bill the Town for

the difference. If an employee wished to use another pharmacy, the employee would have to pay the full co-pay up to \$100 and could then file for reimbursement from Elkin & Associates, the same firm that handles the Town's health insurance cost reimbursements. Ms. Onieal also noted that employees may shop around and find that some pharmacies may still charge only \$4.00 for generic prescriptions and they may certainly take advantage of that savings.

Galloway noted that if no changes were made in health insurance benefits, the initial quote from Blue Cross-Blue Shield showed a 17.19% increase of \$256,000 in renewal rates. The Town has three years of high claims and the carrier will pay \$1.45 for each \$1.00 in premiums collected in 2011-2012. When Town Staff first met with Blue Cross-Blue Shield, options were sought to keep the premiums down, and the change in the prescription co-pays was the way to achieve the lowest increase. About \$70,000 is allocated in the budget for higher costs due to the Town absorbing a portion of the co-pay, but there is the possibility that the change could result in almost no increased expense for the Town.

Another change that Town staff recommends is to attempt to move all employees toward paying the same share of whatever dependent coverage the employee carries. At present, there are two groups of employees, those employed prior to January 1, 2006 and those hired on or after January 1, 2006. Those employed on or after that date pay about 24% for dependent care. Those employed prior to that date pay varying amounts, and that variation came about in 2006 when the Town switched health care insurance from the League of Municipalities to Blue Cross-Blue Shield. Pre-2006 employees pay about 12% or 13% or 23% depending upon what dependent care they have. Starting in July, staff would like to put the pre-2006 employees with employee-spouse or with family coverage at paying 16% of the cost of dependent care. Those pre-2006 employees with employee-child coverage would continue at 23% of the cost. The staff recommends that if possible, those paying 16% in the 2012-2013 budget be raised to 20% in 2013-2014 and that every employee goes to a 25% level of contribution for dependent care in the 2014-2015 budget. For now, though, staff is only seeking the Board's approval for the two groups, employee-spouse and employee-family, to go to 16% of the cost of dependent care effective in July, 2012. Finance Director Eddie Caldwell noted that he had made a calculation of the lowest paid position with the Town, and the increased cost for health insurance would not exceed the amount of the cost of living adjustment being recommended. No one would actually lose money with the implementation of the 16% contribution for dependent care.

Board members indicated their support for the new program through Blue Cross-Blue Shield and the plan that staff is proposing to use Waynesville Pharmacy and Kim's Pharmacy for the lower co-pays for employees. Town Manager Onieal explained that if the Board was in agreement with the new proposal, she would need to sign the contract with Blue Cross-Blue Shield and send it in to the carrier so that they may begin making changes in the insurance cards to issue those covered by July 1. Mayor Brown asked the Board for comment and all were in agreement to go with the changes to Blue Cross-Blue Shield and to increase the amount of participation in dependent care costs for 2012-2013.

Galloway noted that there was one additional employee recommended in the 2012-2013 budget, that being in the Sanitation Department, to shuttle full garbage trucks from Waynesville to the White Oak landfill. By going this route, the collection crews would not have down time driving to and from the landfill as they currently do to the transfer station at Jones Cove Road. In another change, he told the Board that the COPS Grant which has funded two police officers for the past three years would be ending and that the Town would be picking up the costs of those two officers. In responding to a question from Alderman Wells, Finance Director Caldwell advised that the Town had received about \$80,000 annually in grant funds to provide for those two officers.

Galloway advised that the budget included \$400,000 for the cost of the skate park that the Board authorized at the annual retreat. He noted that Recreation Director Rhett Langston requested \$325,000 for this purpose, but that in discussions, the staff felt that the Board wanted the skate park to include adequate parking and landscaping, so the figure was moved to \$400,000. Of that amount, about \$100,000 will come from grants and donations and another \$100,000 will be provided through a new privilege license tax to be assessed on internet and/or video gaming machines. The remainder of \$200,000 will come from the reserves of the General Fund as a one-time expense.

In other highlights, Galloway noted that \$20,000 was requested for a study of the Information Technology System for the Town, assessing how all departments are connected and supported. There is also an appropriation of \$25,000 to completely redo the Town's web site, trying to make it cutting edge and easy to maneuver and a real drawing card for the community. He pointed out that so many industries and commercial enterprises as well as individuals use the web site of a community to learn more about the location as a potential site for their business or as a retirement home. Mayor Brown, who has served on the Economic Development Commission, confirmed this, noting the number of hits on the web site that come from various industries which have Haywood County and Western North Carolina as a potential location for their operations.

It was also reported that funds were requested for three studies in the Planning Department. One study would be on the downtown historic area and another would be on the section of Town bordering North Main Street and Walnut Street, which many refer to as "Spreadout". Finally, he noted that \$20,000 had been designated as a potential cost of the Town's study on the issue of the future of Lake Junaluska Assembly. That area is currently studying its own future, and some of the options will certainly have an impact on Waynesville. The Assembly will consider whether to become a town or to approach the Town about being annexed by Waynesville or to transfer the water and sewer system and streets to another entity or to remain the same with no changes. The Waynesville Board has mentioned that the Town would need to conduct its own study of the issue, and these funds will provide the costs to conduct that study.

Galloway mentioned that there were two major capital purchases proposed for 2012-2013, a rear loading fire truck and a new fire pumper. The rear loader is on order and should arrive in late summer, and he suggested that the fire truck specifications be developed as early in the fiscal year as possible so the unit may be ordered and delivered in the spring of 2013. He advised that these two items along with the bucket truck for the Electric Department will arrive in 2012-2013, but the first payment on the debt to buy the three units will not be due until the 2013-2014 fiscal year.

For the General Fund, the appropriation from fund balance is \$1,063,090, and Galloway noted that even though that was more than normally appropriated from reserves, the staff was comfortable in making the recommendation. He pointed out that the reserves of the General Fund would likely exceed \$5,000,000 at June 30, 2012, and that the \$200,000 for the skate park was a one-time appropriation that would not be repeated. He also directed attention to the property tax and sales tax collections which were both growing as the economy recovers.

Attention was then turned to the Enterprise Funds, where the Town has 37 employees in the Water, Sewer and Electric Departments. The 3% cost of living adjustment and related fringe benefit increase will be \$47,440, and there are no new employees recommended in these operations.

Galloway reminded the Board that a 6% increase was recommended in both water and sewer rates and that staff felt these were necessary to continue to address the \$31 million in needs that were identified in the Asset Management Study from 2007. He remarked that when he became manager in 1994, the Town was spending between \$15,000 and \$25,000 on maintaining the systems. In the next budget, it is recommended that \$300,000 be spent on water system improvements and that the amount for sewer system rehabilitation increase from \$300,000 to \$350,000. In addition, \$498,000 is being recommended for improvements at the Water Treatment Plant - \$305,000 for repairs to the concrete at the filter basins, \$143,000 for replacing filter valve actuators and \$50,000 for repainting the pipe gallery. At the Wastewater Treatment Plant, the bridge on Walnut Trail is in serious need of attention, with replacement of some timbers, sandblasting and repainting scheduled at an estimated cost of approximately \$100,000.

In discussing the \$498,000 in Water Plant improvements, Galloway noted the proposal of staff that the Water Fund contribute \$98,000 from the 2012-2013 budget, with the remaining \$400,000 coming as a loan from the General Fund. That amount would be paid back at increments of \$100,000 in each of the subsequent four years, FY2014 to FY2017. Because there is already a loan and a lien on the Water Plant due to the expansion of the lab in 2008, it would be difficult to find bidders on lease-purchase financing for the \$498,000 in improvements requested in the 2012-2013 budget. Since the General Fund has the resources available, Ms. Onieal recommended that a loan be made to the Water Fund and the staff concurred with that suggestion.

The Electric Fund will see a substantial increase in total revenues and expenditures in the 2012-2013 budget, and that is driven by the expansion of Sonoco Products. That firm is adding a 22,000 square foot facility and a new machine which can produce many more plastic trays than the current machines. As a result, the Town will be installing two 2,500 Kva transformers which will dramatically increase the amount of electricity available to the facility. There should be a substantial increase in the revenues from the sale of electricity to Sonoco, and that will be offset to some degree by a substantial increase in amount of wholesale power the Town buys from Progress Energy to meet the demand.

As far as the use of reserves of the Water, Sewer and Electric Funds, Galloway noted that the budget calls for an allocation totaling \$645,520 from all three funds for 2012-2013. That number is \$186,230 less than the \$831,750 initially proposed in 2011-2012. While he expressed some concern about the stability of the Electric Fund, he recommended that the Town Board wait to see about the impacts when Sonoco Product's expansion came on line.

In the 2012-2013 budget year, the Electric Department will receive a new bucket truck at a cost of \$196,000, the Sanitation Department will receive a new rear loading garbage truck at a cost of \$130,000 and the Fire Department should receive a new fire pumper at a cost of \$434,500. Those three units will add around \$761,500 to the debts of the Town, and the first payment will not be due on these trucks until the 2013-2014 fiscal year. But over the next two years, the Town will be paying off \$3,719,911 in debts on various buildings, equipment and vehicles, with \$1,975,520 being paid in 2012-2013 and \$1,744,391 being paid in 2013-2014. While the Town is incurring an additional debt of \$761,500 over the next two years, it will be paying off almost five times that amount, \$3,719,911.

There were few additional questions of the Town Manager and her staff, and Board members commended the staff for the job done with developing the budget, helping the employees and meeting the needs of the community.

Mayor Brown asked Mr. Galloway for a status report on the sagging roof at the new fire department. Galloway explained that under the terms of the construction document on the building, there was a requirement that action must be filed against the contractor's insurance carrier within two years of the date the occupancy permit is issued. The fire station was occupied in May, 2008 and the certificate of occupancy was issued in August, 2008. The snow storm that caused the roof to sag occurred in December, 2009 and the engineering study of the problem was not completed until the spring of 2010. By the time attorney Bill Cannon was brought into the matter and had time to assess the situation, the two year period from the date of occupancy had passed, and Mr. Cannon advised that he felt the Town would not have a valid claim against the insurance company.

Ms. Onieal advised that staff had discussed the matter with the Town Attorney and he made the recommendation that the Town secure another structural engineering report on the building. She noted that there had been no leakage during rainfall or snows but she felt that the matter did need to be addressed and resolved before leaks did show up.

Mayor Brown then called on the Board members for their additional input on the budget or on future financial needs of the Town. He asked Alderman Caldwell for his recommendation of the way in which the \$100,000 available for distribution to non-profits should be distributed. Alderman Caldwell presented his recommendation for the distribution of the \$100,000 and this was accepted by the consensus of the Town Board.

Mayor Brown indicated that he had given thought as to the best use for the former prison in West Waynesville next to the Haywood County Jail. He said that if the State would donate the facility to the County for \$1.00, it would appear to be a good site for a Homeless Shelter. He suggested that homelessness is a problem for the entire community, the Town and the County included, and he noted that the two entities might need to come together to find a solution to this issue.

Alderman Caldwell advised the Board that he has been working with merchants and property owners in Frog Level on securing pedestrian level lighting in that area. He had consulted with Fred Baker, Public Works Director, and Phillip Wyatt, Electric Superintendent, on underground wiring for the area, and he expressed hope that the Town would provide the labor and some materials and supplies to help on this project. He also mentioned the continual problem with parking in the Frog Level area, pointing out that as more businesses located there and more people were drawn to the area, there would be more challenges to providing adequate parking in the area.

There being no further discussion on the proposed 2012-2013 budget, Alderman Caldwell made a motion that the meeting be adjourned. This was seconded by Alderman Freeman and passed unanimously, with the meeting ending at 2:15 p.m.

A. Lee Galloway
Town Manager

Gavin A. Brown
Mayor

ITEM 2. PUBLIC HEARING
FISCAL YEAR 2012-2013 BUDGET

On May 25, we advertised that the proposed 2012-2013 budget had been presented to the Town Board and was available for public review at the Municipal Building. We also indicated that a budget public hearing would be held at the meeting of Tuesday, June 12. To my knowledge, no one has come to the office to review the document and I have not had any questions from citizens about the proposal.

At this stage, the proposal calls for a tax rate of 40.82 cents, the same as in the 2011-2012 budget. There is a proposal to add video/internet gaming or sweepstakes machines to the list of uses found in the Privilege License Tax Schedule, and that will be presented in the meeting on Tuesday evening as well. The document calls for an increase of 6% in the rates for all charges for water and pump fees and a 6% increase for sewage service. There are no proposed increases in water and sewer tap or capacity fees.

We recommend an increase of \$2.50 monthly in the solid waste collection fee for residential customers. Commercial customers will see an increase of about 38%. These increases are necessary for two reasons - first, to help cover the cost to transport garbage to the White Oak Landfill, a change authorized by the Haywood County Commissioners, and second, to help cover the costs of providing other solid waste services such as collecting yard wastes, recycling and junk. Haywood County has offered the Town a contribution of \$80,760 to assist with the increased costs of hauling residential garbage to the White Oak Landfill, and while we are grateful for the assistance, the money does not cover our full cost of making the change from the transfer station to White Oak.

There are no increases in the electric base rates at this time, though we maintain the ability to make adjustments on a monthly basis depending upon the fuel charges assessed by Progress Energy. When the Town prepared to enter a new wholesale power contract with Progress Energy in 2009, the Town Board approved a 5.5% electric rate increase; however, as fuel charges began to fall, that rate increase was not implemented. Fuel charges have been rising again the past year, and at some point the Town Board may have to consider implementing that rate increase.

The budget as proposed allows a 3% cost of living adjustment for most full and part time employees of the Town. The Town will also be altering the contract with Blue Cross-Blue Shield concerning prescription drugs so that there will not be a large increase in the cost of health insurance. There will be an adjustment to the amount employees pay for dependent health insurance, but other fringe benefits remain the same.

Depending upon the input from citizens at the public hearing, the Board may need to have another work session to further discuss the 2012-2013 budget. There is no other action required of the Town Board at the meeting on Tuesday. The document is currently scheduled to be on the Board's agenda for approval on June 26, 2012.

Under State law, a local government is required to adopt a budget for the upcoming fiscal year by June 30; however, there are alternatives under which a local government may adopt a continuing budget resolution on a month to month basis until a permanent budget is adopted. I am not aware that Waynesville has ever adopted a budget in that manner and do not believe there is a situation that would warrant that for the upcoming, 2012-2013 fiscal year.

ITEM 3. BUDGET AMENDMENTS
A. OPERATING BUDGETS
B. CAPITAL PROJECTS FUND

A. OPERATING BUDGET – AMENDMENT NO. 3

Near the end of each fiscal year, Finance Director Eddie Caldwell approaches the Town Board with a list of recommendations for budget ordinance amendments. These come about when expenditures and revenues exceed the amount that was initially approved by the Town Board, and there are a variety of reasons for these differences.

In some cases, the amount that was approved simply was insufficient to cover the actual numbers. In the Electric Fund, for example, the amount of power purchased from Progress Energy was well below what we anticipated, due in large part to the very mild winter we experienced. And the mild winter meant that sales were down also, so the Town's revenues were off. Thankfully, Sonoco Products found a need to expand, investing more money in their facility, bringing in new equipment and announcing plans to hire additional personnel. With that announcement, the Town had to purchase new electric transformers to meet the demand, and those will lead to expenditures approaching \$100,000. As a result, we must amend the budget in the Electric Fund to incorporate the higher expense of materials and supplies and transformers.

In other instances, there are expenditures that had to be made and which were not previously budgeted. For instance, the Police Department totaled a police car in May and our automotive insurance will provide most of the cost of the replacement of the vehicle. But the cost of the replacement vehicle is \$22,100 and was not budgeted, so the Board would need to amend the budget to reflect this purchase. The Streets & Sanitation Department had to buy axles for the garbage trucks so they would be legal in hauling the garbage weight to White Oak. We needed to add \$29,450 to the budget to cover this expenditure.

The total General Fund amendments are \$84,300 and the total Electric Fund amendments are \$100,000. In the General Fund, revenues are adjusted to allow the \$22,100 insurance reimbursement on the police car and an increase of \$62,200 in fund balance appropriation. In the Electric Fund, we propose to adjust the Fund Balance appropriation by \$100,000.

There are several items on the Amendment No. 3 to the 2011-2012 budget and these are explained on the following sheets. Finance Director Eddie Caldwell will be present Tuesday evening to explain the various amendments, but if you have questions in advance, please feel free to contact him or me.

B. CAPITAL PROJECTS FUND

As was noted during one of the budget work sessions, the restrooms at the Town's park burned in May, 2011. Our insurance carrier provided settlement of \$96,400 to cover replacement. In addition, at the end of the 2010-2011 fiscal year, the Town Board authorized the transfer of the money set aside for Municipal Building Improvements to the Capital Projects Fund.

After some months of planning on the replacement of the restrooms which were burned, an architect was hired and the plans for construction are being finalized. Within the next 4 to 6 weeks, we would anticipate these documents going out to potential bidders, but this means that the expenditure of those insurance funds will not take place until the 2012-2013 fiscal year. In order to undertake this project with the funds supplied in the insurance settlement, we are recommending Amendment No. 1 to the Renovations and Repairs to Public Buildings Project Ordinance. This is attached for your review. The funds for the cost of replacing the rest rooms, estimated to be around \$126,400, would come out of the Capital Projects Fund.

Amendment No. 3 to The 2011-2012 Budget Ordinance

WHEREAS, the Board of Aldermen of the Town of Waynesville, wishes to amend the 2011-2012 Budget Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Town of Waynesville that the 2011-2012 Budget Ordinance be amended as follows:

General Fund:

Increase the following revenues:

All Other Revenues		
Miscellaneous revenue	103800-463830	\$22,100
(Additional revenues from estimated insurance reimbursement on police car.)		
Other financing Sources		
Fund balance appropriated	103900-493992	62,200
(Amount needed to balance amendment.)		
Total General Fund revenues		<u>\$84,300</u>

Increase the following appropriations:

Police Department		
Vehicles	104310-545400	\$27,100
(Replace wrecked police car. Estimated insurance reimbursement \$22,100.)		
Fire Department		
Equipment R &M	104340-533520	2,000
(Repair pump on fire truck.)		
Street Department		
Equipment R & M	104510-533520	29,450
(Place an extra axle on five garbage trucks.)		
Planning, Code Enforcement and Inspections		
Planning		
Professional Services	104910-521990	3,000
(Some additional costs associated with South Main Street Study.)		
Inspections		
Wages	104911-511210	9,000
(Need to pay accumulated vacation pay on employee retiring \$4,500 and new employee overlapping employee retiring \$4,500.)		
Part time wages	104911-511230	6,750

Special Appropriations		
Taxes to DWA	105300-536930	7,000
(Expect higher tax collections than budgeted.)		

Total General Fund increased appropriations	<u>\$84,300</u>
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Electric Fund:

Increase the following revenues:

Other Financing Sources

Fund Balance Appropriated	633700-453730	\$100,000
(Amount needed to balance amendment.)		

Total Electric Fund revenues	<u>\$100,000</u>
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Increase the following appropriations:

Electric Maintenance

Capital Improvements	637121-545900	\$100,000
(Expected costs for transformers, materials, etc. for Sonoco Expansion.)		

Total Electric Fund appropriations	<u>\$100,000</u>
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Adopted this 12th day of June 2012.

Town of Waynesville

Gavin A Brown
Mayor

Attest:

Phyllis R. McClure
Town Clerk

Approved As To Form:

Woodrow H. Griffin
Town Attorney

Ordinance No. _____

Amendment # 1 to the Renovations and Repairs to Public Buildings Project Ordinance

WHEREAS, the Board of Aldermen of the Town of Waynesville wishes to amend the capital projects fund to account for the Renovations and Repairs of Public Buildings.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Town of Waynesville that the following project ordinance be amended as follows:

Increase the following sources of resources to complete this project:

Miscellaneous revenues	413800-463830	\$96,400
(Insurance proceeds from bathroom fire.)		
Transfer from the General Fund	413900-493910	30,000
(Transfer from 2010-2011 budget.)		
Total Revenues		<hr/> \$126,400

Increase the following expenditures to complete this project:

Renovations and Repairs of Public Buildings		
Capital Outlay	414260-545900	\$126,400
(Expenditures are for the renovations and repairs of the recreation public rest rooms)		
Total Appropriations		<hr/> \$126,400

Adopted this 12th day of June 2012.

Town of Waynesville

ATTEST:

Gavin A. Brown, Mayor

Phyllis R. McClure, Town Clerk

APPROVED AS TO FORM:

Woodrow H. Griffin, Town Attorney

ITEM 4. PRIVILEGE OR BUSINESS LICENSE TAX SCHEDULE

At the Board Retreat in February, the possibility of adding the Video/Internet Gaming Machines to the Privilege or Business License Tax Schedule was discussed. Town Staff has worked with the Town Attorney in securing information on comparable rates and fees in other communities. After due consideration, we are recommending that the Privilege or Business License Tax Schedule for 2012-2013 be amended to include "Internet Access/Sweepstakes Providers. On the following Tax Schedule, you will find the addition on page 13 of 15 pages.

It would be our proposal that the licensing of these machines begin effective on July 1, 2012. You will note in the Tax Schedule that there is a fee of \$1,000 per location and a fee of \$1,000 per machine. Any party interested in operating a business of this nature would have to first proceed through an application and approval process in which the Police Department would check the machines, identify them by serial number and provide a stamp unique to that particular machine. The Tax Collector would then issue a privilege license for that specific machine and a stamp would be attached to the machine as well. In this way the Police Department and the Tax Collector would immediately know that a machine had been checked and was legal and that the operator had secured the proper privilege license for that specific machine.

In looking through the Privilege or Business License Tax Schedule, you will see that many of the rates and fees are archaic. During the coming year, Town Manager Onieal would propose to work with Tax Collector James Robertson on a review of the fees and taxes assessed and perhaps make recommendations for future changes to the fee schedule.

For the 2012-2013 fiscal year, Town Staff is asking the Board to adopt the revised Privilege (Business) License Tax Schedule for 2012-2013, which adds the Internet Access/Sweepstakes Providers to the businesses regulated by this ordinance.

Town of Waynesville
PRIVILEGE (BUSINESS) LICENSE TAX SCHEDULE
July 1 2012 – June 30, 2013

Privilege license taxes must be paid on all types of businesses located within the town limits of Waynesville, except for those businesses that have been exempted by Federal, State, or Local authority. Those businesses located outside the town that conduct business within the town limits are also required to obtain a business license. Listed below are three fee schedules, A, B, and C. *Please review each section for the taxes that may apply to your business activities.*

Reference NCGS 160A-211 and the Town Code of Ordinances.

Note: Some businesses with various types of activities may be required to pay a tax under more than one section of this fee schedule.

PROFESSIONAL EXEMPTIONS

The Town of Waynesville may not tax these who practice the following professions:

Architect	Ophthalmologist
Attorney-at-law	Optician
Chiropodist	Optometrist
Chiropractor	Osteopath
Dentist	Photographer
Engineer	Physicians
G.S. 89C-3	Public Accountant
Land Surveyor	Real Estate Broker/Salesman
G.S. 89C-3	G.S. 93E-1.4
Landscape Architect	Real Estate Loan Broker / Appraiser
Licensed Embalmer	G.S. 93E-1.4
Licensed Mortician	Surgeon
G.S. 105-41	Veterinarian

SCHEDULE OF TAXES

On the following trades, professions, agencies, business operations and other subjects herein set out, the following taxes shall be levied and collected:

Schedule A: Privilege License Taxes Based on Gross Receipts:

(NOT APPLICABLE AT THIS TIME)

Schedule B: Privilege License Taxes Limited under North Carolina General

Statutes: Listed below are classifications of business activities governed within the North Carolina Revenue Laws, pursuant to G.S. 160A-211. Businesses conducting these activities are taxed under this schedule in addition to schedule A and schedule C, if applicable.

ADVERTISING (0200)\$15.00/\$1.00 ea. add sign

Every person engaged in the business of outdoor advertising by placing, erecting or maintaining signboards, billboards or any other outdoor advertising devices, erected upon the grounds, walls or roofs of buildings. Also included would be placing of placards in business, distributing samples, favors or novelties.

G.S. 160A-211

AMUSEMENTS (0204) \$10.00

Giving, offering, or managing any form of entertainment or amusement for which an admission is charged and not otherwise taxed or exempt.

G.S. 105-37.1

AUTO DEALERS (0207) \$25.00

Engaging in the business of buying, selling, distributing, servicing, storing, or exchanging motor vehicles, trailers, semitrailers, tires, tools, batteries, electrical equipment, lubricants, or automotive equipment, radios designed for exclusive use in automobiles, and supplies.

G.S. 160A-211

AUTO EQUIPMENT- SUPPLY / WHOLESALE (0208) \$25.00

Engaging in the business of buying, selling, distributing, exchanging, or delivering automotive accessories, including radios designed for exclusive use in automobiles, parts, tires, tools, batteries, other automotive equipment or supplies, or any such commodities at wholesale.

G.S. 105-89 (G.S. 160A-211)

AUTO SUPPLY –RETAIL (0209) \$10.00

Engaging in the business of buying, selling, distributing, servicing, storing, or exchanging motor vehicles, trailers, semitrailers, tires, tools, batteries, electrical equipment, lubricants, or automotive equipment, radios designed for exclusive use in automobiles, and supplies.

G.S. 160A-211

AUTO SERVICE REPAIRS (0212)\$5.00

Every person engaged in the business of servicing, storing, painting, repairing, welding, or upholstering of motor vehicles, trailers, and semitrailers, including radios, or supplies, motor fuels or lubricants, or such commodities.

G.S. 160A-211

AUTO-GAS/OIL/PARTS (0211)\$5.00

Every person engaged in the business of retail selling or delivering of tires, tools, batteries, electrical equipment, automotive accessories, including radios, or supplies, motor fuels or lubricants, or such commodities.

G.S. 160A-211

BARBER SHOP (0232)\$2.50 per chair

Engaging in the business of conducting a barbershop, beauty salon or parlor, or other shop of like kind.

G.S. 160A-211(b)

BEAUTICIAN/MANICURIST (0233)\$2.50 per chair

Engaging in the business of conducting a barbershop, beauty salon or parlor, or other shop of like kind.

G.S. 160A-211(b)

BEER - ON PREMISES (0234)\$15.00

Engaging in the business of buying, selling, distributing or storing beer and wine.

G.S. 105-113.77

BEER - OFF PREMISES (0235)\$5.00

Engaging in the business of buying, selling, distributing or storing beer and wine.

G.S. 105-113.77

BOARDING/ROOM HOUSES (0237)\$10.00

Engaging in the business of operating any hotel, motel, tourist court, tourist home or similar place advertising in any manner for transient patronage, or soliciting such business, in the town shall pay a tax as follows.

G.S. 160A-211

BOWLING ALLEYS (0239)\$10.00

Engaging in the operation of a bowling alley, per alley.

G.S. 105-102.3

CARTRIDGES (0283)\$50.00

Engaging in the business of selling or offering for sale ammunition.

G.S. 105-80 (G.S. 160A-211)

CHAIN STORES (0240) \$50.00

- a) Engaging in the business of operating or maintaining in this state, two or more stores or mercantile establishments under the same general management, supervision, or ownership where goods, wares, or merchandise are sold or offered for sale, or from which such goods, wares, or merchandise are sold or distributed at wholesale or retail; or
- b) Controlling by lease, either as lessor or lessee or by contract, the manner in which any such store or stores are operated, or the varieties, character, or brands of merchandise which are sold therein.

G.S. 105-98 (160A-211)

CONTRACTORS-GENERAL (0260)..... \$10.00

Any person, holding a NC General Contractors license, offering or bidding for a fixed price, commission, fee, or wage to construct any building, highway, street, sidewalk, bridge, culvert, sewer or water system, drainage or dredging system, electric or steam railway, reservoir or dam, hydraulic or power plant, transmission line, tower, dock, wharf, excavation, grading, or other improvement or structure.

G.S. 105-54 (160A-211)

DAIRY PRODUCTS- IN/OUTSIDE DELIVERY (0261A) \$25.00
ICE CREAM

Engaging in the business of manufacturing or distributing ice cream at wholesale. If equipment used is not of the continuous freezer type. This includes but does not limit to the sale of frozen custards, sherbets, water ices, and similar frozen products.

G.S. 105-97 (G.S. 160A-211)

DRY CLEANERS (0448)..... \$25.00

Engaging in the business of operating a cleaning plant, pressing club, or hat-blocking establishment.

(G.S.160A-211)

ELECTRIC-PLUMBING-HEATING-A/C REFRIGERATION (0447)

Any person engaging in any of the below occupations or trade. Under G.S. 105-54 those who hold this occupation or trade are not required to purchase a contractor's license. These individuals or companies will be taxed according to the tax schedule listed below:

Electricians.....	\$15.00
Plumber	\$15.00
Refrigeration.....	\$15.00
Heating	\$15.00
Individual or Individual with 1 employee	\$7.50

FIREARMS (0284) \$50.00

Every person engaged in the business of selling or offering for sale firearms.

G.S. 105-80 (G.S. 160A-211)

FLEA MARKETS (0312) \$100.00

Engaging in the business of itinerant merchant, defined as "a merchant, other than a merchant with an established retail store in the county (city), who transports an inventory of goods to a building, vacant lot, or other location in a county (city) and who, at that location, displays the goods for sale and sells goods, other than farm products, in a county (city) for less than six consecutive months is considered an itinerant merchant unless he stopped selling goods in that county because of his death or disablement, the insolvency of his business, or destruction of his inventory by fire or other catastrophe." G.S. 105-53 (G.S. 160A-211 and 153a-152)

FORTUNE TELLERS (0315) PROHIBITED BY TOWN ORDINANCE

Engaging in the business of telling or pretending to tell fortunes, practicing the art of palmistry, clairvoyance, and other crafts of a similar kind for a reward.
G.S. 105-55 (G.S. 160A-211 and 153A-152)

FUEL OIL DISTRIBUTORS (0318) \$25.00

Engaging in the business of distributing or selling at wholesale any motor fuels.
G.S. 105-99 (G.S. 160A-211)

HOTELS/MOTELS (0351) \$5.00 plus \$1.00 per each room

Operating a hotel, motel, tourist court, tourist home, or similar place advertising in any manner or soliciting for transient patronage. A hotel is defined as a building or group of buildings providing lodging and usually (but not necessarily) meals, entertainment, and various personal services for the public. A motel is a building or group of buildings where rooms usually are directly accessible from an outdoor parking area and are used primarily as lodging for the public.
G.S. 105-61 (G.S. 160A-211)

ITINERANT MERCHANTS/SALESPERSON (0364) \$100.00

Engaging in the business of itinerant merchant, defined as "a merchant, other merchants with an established retail store in the county (city), who transports an inventory of goods to a building, vacant lot, or other location in a county (city) and who, at that location, displays the goods for sale and sells goods, other than farm products, in a city for less than six consecutive months is considered an itinerant merchant unless he stopped selling goods in that city because of his death or disablement, the insolvency of his business, or destruction of his inventory by fire or other catastrophe."
G.S. 105-53 (G.S. 160A-211)

ITINERANT PHOTOGRAPHER (0363) \$100.00

Photographer who travels from place to place.

ITINERANT PEDDLERS (0444) \$100.00

Engaging in the business of peddler, defined as "a person who travels from place to place with an inventory of goods, who sells the goods at retail or offers the goods for sale at retail, and who delivers the identical goods he carries with him."

G.S. 105-53 (G.S. 160A-211)

KNIVES/DARTS/DAGGERS (0282) \$200.00

Engaging in the business of selling or offering for sale bowie knives, dirks, daggers, leaded canes, iron or metallic knuckles, or similar weapons.

(Formerly G.S. 105-80)

LAUNDRIES - INSIDE TOWN (0394A) \$25.00

Engaging in the business of operating a laundry, including wet- or damp-wash laundries and businesses known as Laundromats, launderettes, launderalls, and similar types of businesses; or engaging in the business of supplying or renting clean linen or towels or wearing apparel.

G.S. 105-85 (G.S. 160A-211)

LOAN AGENCIES (0395) \$100.00

Every person engaged in the regular business of making loans or lending money, accepting liens on, or contracts of assignment of salaries, wages, or any part thereof, or other security or evidence of debt for repayment of such loans in installment payment or otherwise; and maintaining in connection with such activity any office or established place for the conduct, negotiation, or transaction of such business, or advertising or soliciting such business in any manner.

G.S. 105-88

MOTORCYCLE DEALERS (0416) \$10.00

Engaging in the business of buying, selling, distributing, or exchanging motorcycles, motorcycle supplies, or any such commodities.

G.S. 105-89.1 (G.S. 160A-211)

MOVIE THEATERS (0419) \$87.50 per Room

Engaging in the business of operating a movie theater or place where movies are shown for compensation. The license tax levied under this section is on each "room" used for screening movies. Therefore, movie theaters that operate two, three, or more screening rooms must pay a separate tax for each room.

G.S. 105-37 (G.S. 160A-211)

NEWSPAPER PUBLISHERS (0430) \$100.00

Engaging in the selling of newspapers or selling advertising.

G.S. 105-102.6

NEWSTANDS (0431) \$15.00

Engaging in the selling of newspapers or selling advertising.

G.S. 105-102.6

PARKING LOTS (0440) \$10.00

Engaging in the storing and/or parking of motor vehicles for compensation.

PAWN SHOPS (0441) \$200.00

Engaging in the business of lending or advancing money or other thing of value for profit and taking as a pledge for such loan specific articles of personal property to be forfeited, if payment is not made within a definite time. Anyone engaging in the business of pawnbroker, as regulated by Chapter 91A of the General Statutes.

G.S. 105-88

PEDDLERS (0445) \$15.00 per Vehicle

Engaging in the business of peddler, defined as "a person who travels from place to place with an inventory of goods, who sells the goods at retail or offers the goods for sale at retail, and who delivers the identical goods he carries with him."

G.S. 105-53 (G.S. 160A-211)

PEDDLERS - ON FOOT (0443) \$25.00

Engaging in the business of peddler, defined as "a person who travels from place to place with an inventory of goods, who sells the goods at retail or offers the goods for sale at retail, and who delivers the identical goods he carries with him."

G.S. 105-53 (G.S. 160A-211)

PIANOS-TV-RADIOS (0286) \$5.00

Selling, offering or ordering for sale, repairing or servicing pianos, organs, record players, records, tape players, tape cartridges designed for use in tape players, television sets, television accessories and repair parts, radios (including radios designed for exclusive use in motor vehicles), and radio accessories and repair parts.

G.S. 105-102.5 (G.S. 160A-211)

PINBALL/VIDEO (0205) \$5.00 per machine

Operating a bagatelle table; merry-go round or other riding device; hobbyhorse; switchback railway; shooting gallery; swimming pool; skating rink; other amusements of like kind; or a place for other games or play with or without name at a permanent location.

G.S. 105-102.5 (G.S. 160A-211)

PISTOLS (0285) \$50.00

Engaging in the business of selling or offering for sale firearms.

G.S. 105-80 (G.S. 160A-211)

PISTOLS - CARTRIDGES (0283) \$50.00

Engaging in the business of selling or offering for sale pistol ammunition.

G.S. 105-80 (G.S. 160A-211)

POOL/BILLIARD TABLES (0236) \$25.00 per location

Every person who shall rent, maintain or own a building wherein there is a table at which billiards or pool is played, whether operated by slot or not.

G.S. 105-102.5 (G.S. 160A-211 and 153A-152)

POPCORN-PEANUTS-SNACKS (0442) \$5.00

Every person who engages in the business of distributing snack foods by truck or vehicle (vendors) and/or selling snack foods.

PRINTING COMPANY (0382) \$15.00

Engaging in the business of producing publications printed on newsprint and acquiring and using newsprint for this business.

G.S. 105-102.6

PRINTING ESTABLISHMENTS (0449) \$15.00

Engaging in the business of producing publications printed on newsprint and acquiring and using newsprint for this business.

G.S. 105-102.6

PRODUCE STANDS (0450) \$25.00

Every person dealing in produce or a peddler of farm products only.

G.S. 105-53 (G.S. 160A-211 and 153A-152)

SEATING - DINING & CLUBS (0251) \$50.00 per Seat

Operating a restaurant, café, cafeteria, hotel with dining service on the European plan, drugstore, or other place where prepared food is sold.

G.S. 105-62 (G.S. 160A-211)

SERVICE STATIONS (0472) \$5.00

Engaging in the business of servicing, storing, painting, repairing, welding, or upholstering motor vehicles, trailers, and semitrailers; or retail selling or delivering of any tires, tools, batteries, electrical equipment, automotive accessories, radios designed for exclusive use in automobiles, supplies, motor fuels, lubricants, or any such commodities.

G.S. 105-89 (G.S. 160A-211 and 153A-152)

SPECIAL EVENT- 1 DAY (0479) \$5.00

Exhibiting performances, such as a circus or dog show, or any other similar show, exhibition, or performance not taxed on other sections of Schedule B.

G.S. 105-37.1

TOBACCO PRODUCTS (0256)..... \$4.00

Retailing or jobbing cigarettes or other tobacco products.

G.S. 105-102.5 (G.S. 160A-211 and 153A-152)

UNDERTAKERS-COFFIN SALES (0510) \$40.00

Engaging in the business of burying the dead or the retail sale of coffins.

G.S. 105-46 (G.S. 160A-211)

VENDING MACHINE (0205A) \$5.00 per machine

Operating, maintaining, or placing on location fewer than five of the following types of dispensers or machines: dispensers of cigarettes or other tobacco products, dispensers of soft drinks, dispensers of food or other merchandise, or weighing machines; retailing soft drinks; or retailing or jobbing cigarettes or other tobacco product.

G.S. 105-102.5 (G.S. 160A-211 and 153A-152)

WINE-ON PREMISES (0520)..... \$15.00

Engaging in the business of buying, selling, distributing or storing beer and wine.

G.S. 105-113.77

WINE-OFF PREMISES (0521) \$10.00

Engaging in the business of buying, selling, distributing or storing beer and wine.

G.S. 105-113.77

Schedule C -- Privilege License Taxes Limited by Town Ordinance:

Business categories in this schedule are specifically taxed. Businesses conducting these activities are taxed under this schedule in addition to schedule A and schedule B, if applicable.

ADULT ENTERTAINMENT SEPARATE APPLICATION REQUIRED

Will not be issued unless the proper approvals has been given. This type of business will have to fill out a separate privilege license application form and meet all requirements set forth by the Town of Waynesville.

ADVERTISING AGENCIES (0202) \$10.00

A business that makes profit in advertisement of but not limited to sales papers, flyers, banners, etc.

ANTIQUE GIFT SHOPS (0206) \$25.00

Any business that is engaged in the sale of antiques.

AUTO RECAPPING (0210) \$10.00

Any business that engages in recapping tires for sale or resale.

AWNING INSTALLATION (0446) \$10.00

Any business that specifically engages in the installation of awning, guttering, vinyl siding.

BAKERIES- DELIVERY FROM OUTSIDE (0231) \$25.00 per vehicle

Any business that delivers breads, cakes, etc. located outside of the town limits to any bakery or store located in the town limits.

BAKERIES- INSIDE TOWN (0230) \$10.00

Any business that operates a business within the town limits selling breads, cakes, etc.

BOOK STORES (0238) \$25.00

Engaging in the business of buying, selling, distributing, exchanging, or delivering any books or magazines inside the town limits.

BUILDING MATERIALS & LUMBER (0281) \$25.00

Engaging in the business of buying, selling, distributing, exchanging, or delivering any building materials or lumber within the town limits.

CABINET SHOPS (0250) \$10.00

Engaging in the business of making or selling cabinets or any type of woodworking shops located inside the town limits.

CARNIVALS-SIMILAR ATTRACTION (0254)\$100.00 per Week
Every person engaged in the business of a carnival company or a show of like kind.

CARRY-OUT FOOD SERVICE (0252) \$5.00
Engaging in operating a restaurant, café, cafeteria, drugstore, or lunch stand or any other place where food is prepared and a carryout service is available. This will cover only the carryout.

CARWASHES (0253) \$5.00
Engaging in a business that uses a mechanical or a hand washed car wash. Any carwash for non-profit organizations will be exempt.

CLOSING OUT SALES (0262) NO CHARGE
(Must file with Town Clerk)

CLOTHING STORES (0255) \$25.00
The same qualifications of a chain store whether it be retail or wholesale selling clothes or any type of consignment shop.

COAL DEALERS (0257) \$10.00
Any business that sells coal for heating fuel or a coal yard.

COLD STORAGE (0352) \$25.00
Any business engaged in the storage of meats, etc. Such as a meat cutter.

CONCRETE DEALERS (0258) \$25.00
Any business that is engaged in the selling or making of any concrete products such as brick, concrete blocks, etc.

DAIRY PRODUCTS- IN/OUTSIDE DELIVERY (0261) \$25.00
Engaging in the business of manufacturing or distributing milk at wholesale, such as a milk truck.

DAYCARE FACILITIES (0280) \$10.00
Every person engaged in the business of caring for children not related by blood or marriage to, or not the legal wards or foster children of, the operator, by operating a nursery, day care center, day school, kindergarten, or other related child care facility. Provided, approval by the building inspections department, fire department and county health department shall be required prior to issuance of this license or renewal thereof. Provided, further, non-profit childcare centers shall be exempt from the payment of the license tax.

DEPARTMENT STORES (0288) \$25.00
Engaging in the business of operating or maintaining a mercantile establishment under the same general management, supervision, or ownership where goods, wares, or merchandise are

sold or offered for sale, or from which such goods, wares, or merchandise are sold or distributed at wholesale or retail.

DRUG STORES (0289)..... \$35.00

Any business engaged in the selling of physician prescribed drugs and other health products.

FARMER'S MARKETS (0310)..... \$100.00

Every person engaged in the business of operating a confectionery, fruit or vegetable stand.

FISH/MEAT/POULTRY (0316)..... \$30.00

Every person engaged in the business of selling fresh fish, meat or poultry at retail.

FITNESS CENTER (0311) \$25.00

Every person engaged in the operation of exercise, health club or spas or a physical fitness club, including but not limited to judo, karate, schools, etc. Non-profit and governmental agencies are exempt.

FLOOR FINISHERS (0313) \$10.00

Offering or bidding for a fixed price, commission, fee, or wage services for finishing or restoring any type flooring.

FLORISTS (0314) \$25.00

Any business engaged in the selling of any type floral arrangements.

FRUIT STANDS (0259) \$25.00

Any person dealing in produce or fruits.

FURNITURE STORES (0317) \$25.00

Any business engaged in the selling of all types of furniture at wholesale or retail, and or for a profit.

GAS BOTTLED (0331) \$15.00

Any business that is engaged in the selling and delivery of propane or natural gas to anyone within the town limits.

GAS DISTRIBUTORS (0330) \$25.00

Any business that is engaged in the transport and distributing or selling of propane or natural gas at wholesale, such as a tanker.

GAS DISTRIBUTORS-OUTSIDE TOWN (0332)..... \$25.00

Any business that is engaged in the transport and distributing or selling of propane or natural gas at wholesale, such as a tanker.

GENERAL MERCHANDISE (0333) \$25.00

Any business that is engaged in the selling of any type of merchandise that is not listed in this privilege license listing.

GOING OUT OF BUSINESS (0263) NO CHARGE

GROCERY STORES (0334) \$35.00

Any business that sells food or produce at a permanent location.

HARDWARE STORES (0350) \$50.00

Any business that engages in the selling of tools, power equipment or any type of merchandise that would be classified as hardware.

INSULATING COMPANIES (0361)..... \$50.00

Offering or bidding for a fixed price, commission, fee, or wage by installing or selling insulation.

INTERNET ACCESS/SWEEPSTAKES PROVIDERS \$1,000.00 per Location

..... AND \$1,000.00 per machine/computer whether or not in operation

Any business having as part of its operation the running of one or more games or processes with any of the following characteristics:

- a) For payment, directly or as an intended addition to the purchase of a product, the customer receives one or more electronic sweepstakes tickets, cards, tokens, or similar items entitling or empowering the customer to enter a sweepstakes, and without with item the customer would be unable to enter the sweepstakes, or
- b) For payment, directly or as an intended addition to the purchase of a product the customer can request a no purchase necessary free entry of one or more sweepstakes tickets or other item entitling the customer to enter a sweepstakes.
- c) The value of the distribution from electronic games may be determined by the game or by predetermined odds.
- d) This term includes, but is not limited to internet cafes, cybercafés, sweepstakes entertainment business, internet sweepstakes, etc. (This section does not apply to any game or process prohibited by N.C.G.S. §§14-304 through 309 and does not include the North Carolina Education Lottery.)

A separate application and approval process is required before the license will be issued.

JEWELRY STORE (0381) \$30.00

Any business that engages in the selling of any type of jewelry at wholesale or retail.

JEWELRY-REPAIR ONLY (0380) \$5.00

Engaging in the business of repairing jewelry or watches or any other repairs on any type of jewelry.

JUNK DEALER (0383)..... \$25.00

Anyone who engages in the business of a scrap yard or junkyard selling used auto parts or any type of merchandise that would be classified as junk.

LOCKSMITH (0396)	\$50.00
Any person who engages in the trade of making or mending locks.	
MACHINE SHOP (0410)	\$5.00
Any business that cast, molds or makes any type of metals or any type of machine shop.	
MEATS - RETAIL (0460)	\$25.00
Every person engaged in the business of selling fresh meat at retail.	
MERCHANTS - RETAIL (0412)	\$25.00
Retail and wholesale merchants, dealers or jobbers doing any kind of business at retail or wholesale, not otherwise specifically taxed by this chapter.	
MERCHANTS - WHOLESALE (0413)	\$25.00
Retail and wholesale merchants, dealers or jobbers doing any kind of business at retail or wholesale, not otherwise specifically taxed by this chapter.	
MISCELLANEOUS (414)	\$25.00
Every person engaged in business carried on or enjoyed within the corporate limits of the town shall apply for and pay a privilege license tax unless specifically exempted by a local, state or federal authority.	
MOBILE HOME DEALERS (0415)	\$25.00
Every person operating as a dealer of mobile homes, trailers or any type of manufactured housing.	
MONUMENT DEALERS (0418)	\$30.00
Any business engaged in the selling, setting, making or any other type of activity regarding monuments such as tombstones, statues, etc.	
PARCEL/PACKAGE DELIVERY (0287)	\$25.00
Any business engaged in the business of parcel and package delivery services. Independent owned businesses that have these services. This does not include the U.S. Postal Service, UPS, Fed Ex, etc. as these are exempt.	
PRECIOUS METAL DEALERS	\$100.00
As defined in State Law reference G.S. 66-165	
ROOFING CONTRACTORS (0461)	\$100.00
Contractor without state license as listed under General Contractors.	

SECOND HAND DEALERS (0471)	\$25.00
Any business engaged in the sale or trading of any type of used merchandise not specified in this privilege license listing, such as a consignment shop.	
SHOE SHOPS (0474)	\$15.00
Any business engaged in the selling or repair of any type of shoes.	
SIGN INSTALLATION (0475)	\$15.00
Contractor that specializes in the installation of signs.	
SODA FOUNTAIN-CARBONATED-DRAFT (0476)	\$5.00
Any business engaged in the selling of any soft drink products from a fountain machine or dispenser.	
SOFT DRINKS (0473)	\$2.50
Any business engaged in the selling of any soft drink products.	
SOLICITORS (0477)	\$25.00
STREET VENDORS (0478)	See Itinerant Merchants
TAXI CABS (0490)	\$15.00 per Vehicle
Every taxicab in operation within the town.	
TELEGRAPH COMPANY (0491)	\$15.00
Any company that engages in the transmitting of messages along a wire by electricity or wireless communication (Phone companies are exempt).	
TRADING STAMPS (0493)	\$200.00
Anyone who engages in the trading of stamps.	
TRAILER PARKS (0494)	\$12.50 per Space
Any person who rents lots or spaces for mobile homes or any type of manufactured housing.	
UPHOLSTERY DEALERS (0511)	\$50.00
Any business that engages in the sale of upholstery goods at wholesale or retail.	

ITEM 5. SARGE'S ANIMAL RESCUE FOUNDATION
 DOWNTOWN DOG WALK

Included in the agenda packet is a letter received from Doyle Teague who is Chairman of the Dog Walk Committee for SARGE'S. Mr. Teague's letter indicates that SARGE'S would like to have the 7th Annual Downtown Dog Walk on Saturday, August 4, 2012.

The letter is pretty self-explanatory in terms of the route of the dog walk and the activities which will occur on the courthouse lawn for owners and their dogs following the walk.

During the past six years, the SARGE'S organization has conducted the Dog Walk and always been cooperative with the Police Department and with Haywood County which must grant approval for the post-walk activities to be conducted on the grounds of the historic courthouse. SARGE'S has already been in contact with Lieutenant Beck of the Waynesville Police Department and he has indicated that the department will work with the group on the dog walk.

We would recommend approval of SARGE'S 7th Annual Downtown Dog Walk on Saturday, August 4, 2012 beginning at 10:00 a.m.



May 23, 2012

The Town of Waynesville
Mayor Gavin Brown
Board of Aldermen
PO Box 100
Waynesville, NC 28786

Re: 2012 Downtown Dog Walk

Dear Mr. Brown and Aldermen,

Sarge's Animal Rescue Foundation, Inc. requests permission to use the Haywood County Court House lawn and surrounding area during the 7th Annual Downtown Dogwalk on Saturday, August 4, 2012

Registration will begin at 9:15 a.m. and the will begin at 10:00 a.m.

The route for the walkers and their dogs will be from the Court House to Depot Street to Montgomery Street, to Church Street to Main Street back to the Court House. Bags for defecation will be provided and there will be a designated "poop patrol" person to follow the procession.

Following the walk, contests will be held for dogs and their owners. Dog Walk sponsors are allowed to set up tents and tables to promote their business. Traffic will proceed as normal during this time.

Lt. Brian Beck of the Waynesville Police Department has agreed for officers to lead the walkers and their dogs through town. I have spoken to Marty Stamey and Dale Burris from Haywood County and we do need an approval letter from the Town of Waynesville. The space in front of the historic courthouse is reserved for the event.

Sarge's appreciates the continued support of the Town of Waynesville. If you have any questions or concerns please let us know.

Respectfully submitted,

A handwritten signature in cursive script that reads "Doyle Teague".

Doyle Teague
Dog Walk Committee Chairman

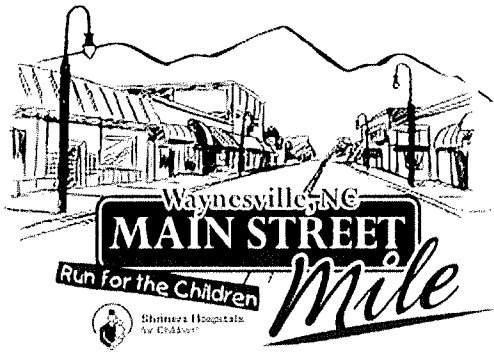
ITEM 6. 2012 MAIN STREET MILE

Included in your agenda packet is a letter from Eric Yarrington, President of the Waynesville Main Street Mile. Mr. Yarrington's letter indicates that the 3rd Annual Main Street Mile has been scheduled for Friday, August 10, 2012, with the race to begin at 6:30 p.m.

Mr. Yarrington's letter explains the race and the request that is being made for traffic control on the route of the race on Main Street between Hazelwood Avenue and Russ Avenue (though I believe he means Walnut Street) at the First Presbyterian Church. In the past, traffic control was provided by the Waynesville Police Department and many volunteers who assisted with the race.

Mr. Yarrington is requesting that the traffic stops be put into place at Hazelwood Avenue and at Russ Avenue (Walnut Street) at 5:00 p.m. on that Friday, August 10.

Fridays are one of the busiest days on Main Street in Waynesville and to shut down traffic at 5:00 p.m. as so many businesses are closing and employees are leaving for the day could be a challenge. Prior to your meeting on Tuesday evening, I would like to discuss this matter with Police Chief Hollingsed to get the input of the Police Department on the request and to gain a better understanding of the type traffic controls that have been in place for the race in the past.



43 Bowman Drive
Waynesville, NC 28785
828-452-1306, 828-452-9058 FAX
<http://www.waynesvillemainstreetmile.com>

5/31/2012

To: Town of Waynesville, Mayor and Board of Alderman
Downtown Waynesville Association, Chief Bill Hollingsed, Lt. Brian Beck

From: Eric Yarrington, President – Waynesville Main Street Mile

Re: Proposal for 2012 Waynesville Main Street Mile

I would like to thank the Town of Waynesville for the tremendous support for our annual Waynesville Main Street Mile *Run for the Children*. We are pleased to report that our 2nd annual race was even more successful than our inaugural event and we were able to present Shriners Hospital of Greenville, SC with a \$6000 donation.

We have scheduled our 3rd Annual race for Friday night, August 10, 2012. The race begins at 6:30 pm. The traffic assistance that has been graciously provided by the Waynesville Police Department, in addition to our volunteers, has been very successful at helping the race to be a safe and enjoyable event. In addition, it has provided for the opportunity for traffic to flow across Main Street. Traffic stops were set up at the intersections of Main Street and Russ Avenue (to stop southbound traffic) and at the traffic light at Main Street and Hazelwood Avenue (to stop northbound traffic). We are requesting the same assistance for this year's race, with traffic stops being in place at 5:00 to allow for course set up and for volunteers to be placed at the appropriate cross streets.

We feel that the Waynesville Main Street Mile has the potential to serve as another "Block Party" to highlight our beautiful and historic downtown. If any of you have attended either of our first two races, you would agree that there is a great energy from the crowd and it has become a fun family event. We are planning on having the post race party in the parking lot of Badcock Furniture again this year, complete with live music, food / drinks, and many children's activities. Local businesses that are already set to participate include Fun Things Etc, FunShine Faces, Headwaters Brewing Company, Frog Level Brewing Company, Groundswell Fitness / Gracie Jiu Jitsu North Carolina, and ServPro.

We would love to see runners and fans going into shops and restaurants before or after the race. Runners from all over WNC have come to appreciate the race environment, the charitable cause, and the beautiful course down our historic Main Street.

Sincerely,

Eric Yarrington

Main Street Mile is a 501(c)(3) charitable organization
Federal Tax ID #27-2955805
All donations are tax deductible

ITEM 7. REQUEST TO PROHIBIT TRUCK TRAFFIC
ON RICHLAND STREET

You will find a petition which has been presented to the Town by Ms. Anna Hampton, as resident of Richland Street. Ms. Hampton lives at the corner of Richland and Meadow Streets. The petition contains the names of eleven people, though we do not know whether or not all of these individuals live on Richland Street. As best I can tell, the petition reads as follows:

"Let stop these trucks, cement, dump trucks - 18 wheelers, car carriers, large milk and drink trucks, etc. Also stop excessive cars, speeding. They start 6 am til evening on Richland Street"

Ms. Hampton had indicated that she secured the signatures on the petition and would like to appear before the Town Board to discuss the matter.

You will also find a report prepared by the Waynesville Police Department showing the results of the Stealth Stat device that was placed on Richland Street at two different periods. One study began on April 18, 2012 and ran for 43 hours, but that study was conducted during spring break and the numbers of vehicles was lower than normal. The second study began on May 1, 2012, when school was in session, and ran for a period of 62 hours. As noted in Police Chief Hollingsed's report, in both studies the average speed was close to 24 miles per hour, and 89% of the people were driving under 29 miles per hour. The speed limit on Richland Street is 20 miles per hour.

Meeting June 12th Police Station 7pm
Let Stop these trucks, cement,
dump trucks - 18 wheelers, car
carriers, large milk & drink
trucks ^{to} also stop excessive cars, speeding
they start 6th - til evening -
In Richland St
Anna Hampton -

Michael J. Dwyer
Kerrie James

Joe W Sanders
Katherine Mintz

Charlene Parker

James Michael Dwyer
275 RICHLAND ST.

Lorenzo Torres
282 Richland St

Eronda W. Thurston
W.S. Ma

Deena Burke

Petition received
June 5, 2012 by
Town of Waynesville
Phyllis McChure
Town Clerk

Memorandum

To: Chief Bill Hollingsed
From: Lt. Brian Beck
Date: 5/17/2012
Re: Traffic Complaint Richland St.

As per your direction, Captain Jones and I met with Mrs. Hampton who was complaining about the amount and type of traffic on Richland St. Mrs. Hampton lives at the corner of Meadow and Richland St. The portion of the street that she lives on is a residential neighborhood until you reach the intersection of Richland and Killian St. where the street becomes both commercial and residential. Mrs. Hampton has been a resident of this street for a period of 1 year.

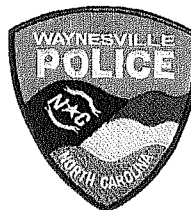
In speaking with Mrs. Hampton we learned that she had many complaints about the traffic issues and the safety of the residents, children, and pets. Mrs. Hampton states that there is a large volume of vehicles that travel the street. These vehicles range from motorcycles to tractor trailers. Mrs. Hampton states that she wants to see all commercial vehicles including pickup trucks used for construction to be banned from construction. Two companies that she pointed out were Southern Concrete and McKay's construction vehicles. Further Mrs. Hampton states that there is a large volume of loud motorcycles traveling the street and she wanted them banned from using the street as well.

It was explained to Mrs. Hampton that half of this street is commercial and it may be unreasonable to try and stop all commercial traffic from using the street. Mrs. Hampton suggested that all commercial traffic be diverted up Miller St. or Depot St. She also suggests that any commercial traffic that has to do business on Richland St. Should be diverted out Killian St. instead of being allowed to continue to travel Richland St. I told Mrs. Hampton that Killian St. was a narrower street than Richland and diverting the traffic in this area was not safe.

I explained to Mrs. Hampton that I would conduct a traffic study on this street to see if it reflects the need for traffic changes. I did complete two separate stealth stat studies of the area. The first study was done during spring break for the school system. This study revealed that in a 43 hour period there were 1954 vehicles. This was an average of 45.44 vehicles per hour with the average speed being 24.58mph.

The second study was performed when school was back in session. This study ran for a 62 hour period. During this time there were 4731 vehicles. The average speed of these vehicles was 23.51mph.

It is my finding that the amount of traffic and the speed of the traffic on this street are reasonable. No study has been done in reference to the type of traffic on the street.



Memo

TO: Ms. Marcy Onical, Town Manager
Mr. Fred Baker, Town Engineer

FROM: W. H. Hollingsed, Chief of Police

DATE: May 14, 2012

SUBJECT: Stealth Stat Study for Richland Street

Capt. Blaine Jones and Lt. Brian Beck met with Mrs. Anna Hampton at 307 Richland Street, in reference to traffic complaints on her street. Mrs. Hampton advised that she observes a large volume of vehicles on Richland Street and she does not feel that it is safe for residents, their children, or their pets. She also complained of a large number of commercial vehicles that utilize the street. Mrs. Hampton stated to Capt. Jones and Lt. Beck that she would like all commercial and motorcycle traffic banned from utilizing Richland Street. I have attached a memo from Lt. Beck detailing their conversation.

On April 18th, 2012, the Stealth Stat was set up on Richland Street in the area of Mrs. Hampton's residence. The initial study ran for 43 hours. It should be noted that the schools were out for Spring Break for this phase of the test. During this period, the following statistics were collected:

TOTAL # OF VEHICLES	1954
MAXIMUM SPEED	49 MPH (Posted Speed 20 MPH)
AVERAGE SPEED	24.58 MPH
50th PERCENTILE	25 MPH
85th PERCENTILE	29 MPH

The second study was started on May 01, 2012, and ran for a period of 62 hours. It should also be noted that school was back in session while this test was being conducted. During this period, the following statistics were collected:

TOTAL # OF VEHICLES	4731
MAXIMUM SPEED	46 MPH (Posted Speed 20 MPH)
AVERAGE SPEED	23.51 MPH
50th PERCENTILE	24 MPH
85th PERCENTILE	29 MPH

As the data indicates, there is a moderate amount of traffic on this roadway. As you are aware, the Stealth Stat does not differentiate normal traffic from emergency vehicles. The Maximum Speed shown on these tests may or not have been an emergency vehicle or from a privately owned vehicle.

Although the second study illustrated a much higher volume of cars (due to school traffic and running for 19 additional hours), the statistics were nearly identical. With a Posted Speed of 20 MPH, the Average Speed for both tests was approximately 24 MPH. It also showed that 85% of the vehicles on the roadway were travelling under 29 MPH.

I recommend that the Speed Limit remain at 20 MPH, which is normal for this type of residential street. I have placed Richland Street on our STEP program and will continue to monitor traffic in this area.

Please advise if you have questions or concerns. The Stealth Stat Study in its' entirety can be viewed if desired.

STEALTH SURVEY SUMMARY

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POSTED SPEED LIMIT: <20>

SURVEY STARTED: <2012/05/01 16:50>

FILENAME: 1B00046.DAT

MIN SPEED ALLOWED <10> MAX SPEED ALLOWED <125>

TIME	17:00	17:15	17:30	17:45	18:00	18:15	18:30	18:45	19:00	19:15	19:30	19:45	20:00	20:15	20:30	20:45	21:00	21:15
VEH.	15	38	41	30	35	29	27	27	26	31	20	19	30	20	17	16	19	11
AVG.	22.3	22.8	23.6	24.3	24.0	23.6	23.5	24.1	24.2	22.6	22.6	22.3	23.2	23.6	22.9	24.3	24.1	21.8

TIME	21:30	21:45	22:00	22:15	22:30	22:45	23:00	23:15	23:30	23:45	00:00	00:15	00:30	00:45	01:00	01:15	01:30	01:45
VEH.	14	3	5	3	15	7	10	6	4	6	5	3	3	3	0	2	1	0
AVG.	19.8	17.7	25.6	23.0	25.7	22.0	24.2	25.2	25.3	25.2	29.6	24.3	22.0	20.7	0.0	25.0	29.0	0.0

TIME	02:00	02:15	02:30	02:45	03:00	03:15	03:30	03:45	04:00	04:15	04:30	04:45	05:00	05:15	05:30	05:45	06:00	06:15
VEH.	3	3	2	0	0	0	1	1	0	0	2	1	2	0	0	2	4	7
AVG.	25.0	20.3	19.5	0.0	0.0	0.0	22.0	29.0	0.0	0.0	25.0	24.0	26.5	0.0	0.0	26.0	20.3	22.4

TIME	06:30	06:45	07:00	07:15	07:30	07:45	08:00	08:15	08:30	08:45	09:00	09:15	09:30	09:45	10:00	10:15	10:30	10:45
VEH.	7	11	17	34	72	83	100	36	25	25	25	23	26	25	18	30	28	39
AVG.	24.3	21.1	24.8	24.7	24.5	25.9	25.6	23.0	23.2	20.5	23.8	24.3	21.7	22.0	23.8	22.9	22.6	21.7

TIME	11:00	11:15	11:30	11:45	12:00	12:15	12:30	12:45	13:00	13:15	13:30	13:45	14:00	14:15	14:30	14:45	15:00	15:15
VEH.	35	27	33	36	47	42	30	36	25	27	26	28	28	44	29	42	38	51
AVG.	23.4	21.0	20.9	22.7	22.4	22.8	21.4	24.3	23.3	21.7	22.1	23.8	22.6	21.9	23.8	23.4	22.5	23.5

TIME	15:30	15:45	16:00	16:15	16:30	16:45	17:00	17:15	17:30	17:45	18:00	18:15	18:30	18:45	19:00	19:15	19:30	19:45
VEH.	61	51	37	46	29	25	25	45	24	35	24	26	28	28	21	21	17	16
AVG.	24.6	25.6	24.7	23.3	23.6	23.3	21.4	25.1	25.2	24.1	23.5	23.3	23.8	23.0	23.0	23.9	23.8	20.3

TIME	20:00	20:15	20:30	20:45	21:00	21:15	21:30	21:45	22:00	22:15	22:30	22:45	23:00	23:15	23:30	23:45	00:00	00:15
VEH.	18	19	19	9	10	7	8	13	5	10	6	4	5	6	3	3	4	5
AVG.	22.5	23.3	19.8	23.3	20.5	17.0	27.4	20.1	22.8	23.9	22.7	22.3	17.8	14.7	25.3	18.7	26.8	16.6

TIME	00:30	00:45	01:00	01:15	01:30	01:45	02:00	02:15	02:30	02:45	03:00	03:15	03:30	03:45	04:00	04:15	04:30	04:45
VEH.	0	3	0	0	0	4	3	0	0	0	1	1	1	2	1	1	1	1
AVG.	0.0	25.7	0.0	0.0	0.0	24.3	21.7	0.0	0.0	0.0	22.0	20.0	15.0	20.0	39.0	19.0	23.0	20.0

TIME	05:00	05:15	05:30	05:45	06:00	06:15	06:30	06:45	07:00	07:15	07:30	07:45	08:00	08:15	08:30	08:45	09:00	09:15
VEH.	1	4	1	2	3	8	12	5	18	36	77	100	84	48	43	29	26	28
AVG.	32.0	17.8	28.0	24.0	23.7	20.1	25.8	21.0	24.8	24.4	24.0	26.0	25.6	25.3	23.9	22.4	21.5	24.1

TIME	09:30	09:45	10:00	10:15	10:30	10:45	11:00	11:15	11:30	11:45	12:00	12:15	12:30	12:45	13:00	13:15	13:30	13:45
VEH.	14	19	24	30	39	26	30	23	29	31	31	32	33	39	30	36	31	33
AVG.	21.4	23.4	24.1	22.2	23.2	22.1	22.8	23.7	24.3	22.4	23.0	23.2	23.4	23.9	21.4	22.4	22.8	24.5

TIME	14:00	14:15	14:30	14:45	15:00	15:15	15:30	15:45	16:00	16:15	16:30	16:45	17:00	17:15	17:30	17:45	18:00	18:15
VEH.	37	27	28	44	25	38	66	74	34	43	39	34	31	39	49	44	34	47
AVG.	23.6	23.7	24.8	22.7	24.2	24.7	24.2	25.3	24.9	23.8	24.9	24.2	23.6	22.1	24.5	24.0	24.3	24.7

TIME	18:30	18:45	19:00	19:15	19:30	19:45	20:00	20:15	20:30	20:45	21:00	21:15	21:30	21:45	22:00	22:15	22:30	22:45
VEH.	38	24	24	21	26	18	19	23	26	16	14	14	14	8	8	11	10	3
AVG.	24.1	20.8	22.9	25.0	23.7	21.8	24.8	24.3	22.7	21.1	23.1	19.1	20.5	20.6	23.0	22.7	20.8	16.7

TIME	23:00	23:15	23:30	23:45	00:00	00:15	00:30	00:45	01:00	01:15	01:30	01:45	02:00	02:15	02:30	02:45	03:00	03:15
VEH.	3	5	10	1	5	1	1	1	2	3	1	2	1	2	1	0	0	1
AVG.	27.7	20.4	19.7	10.0	20.2	23.0	13.0	21.0	20.0	18.3	25.0	25.5	10.0	29.5	15.0	0.0	0.0	28.0

<>

<>

POSTED SPEED LIMIT: <20>

SURVEY STARTED: <2012/05/01 16:50>

FILENAME: 1B00046.DAT

MIN SPEED ALLOWED <10> MAX SPEED ALLOWED <125>

TIME	03:30	03:45	04:00	04:15	04:30	04:45	05:00	05:15	05:30	05:45	06:00	06:15	06:30	06:45
VEH.	1	0	0	1	2	1	2	6	1	1	4	8	7	3
AVG.	33.0	0.0	0.0	23.0	23.5	23.0	25.5	21.8	25.0	25.0	16.8	24.3	23.0	23.3

TOTAL VEHICLES = 4731

MINIMUM SPEED = 10

MAXIMUM SPEED = 46

AVERAGE SPEED = 23.51

50th PERCENTILE = 24

85th PERCENTILE = 29

TEN MILE PACE = 21 to 30

END OF REPORT

STEALTH SURVEY SUMMARY

<RICLAND ST>

<>

POSTED SPEED LIMIT: <20>

SURVEY STARTED: <2012/04/18 12:16>

FILENAME: 1B00045.DAT

MIN SPEED ALLOWED <10> MAX SPEED ALLOWED <125>

TIME	12:30	12:45	13:00	13:15	13:30	13:45	14:00	14:15	14:30	14:45	15:00	15:15	15:30	15:45	16:00	16:15	16:30	16:45
VEH.	19	31	13	20	21	21	14	25	20	27	23	23	21	23	23	23	16	15
AVG.	23.2	24.9	25.5	24.0	25.5	26.2	20.5	22.3	25.2	25.4	23.0	23.4	23.9	25.8	24.4	25.3	29.4	24.3

TIME	17:00	17:15	17:30	17:45	18:00	18:15	18:30	18:45	19:00	19:15	19:30	19:45	20:00	20:15	20:30	20:45	21:00	21:15
VEH.	19	20	16	25	9	10	18	16	7	8	10	11	7	12	15	9	8	8
AVG.	24.8	24.9	25.7	26.2	24.2	27.6	24.7	25.4	25.0	27.8	28.4	26.4	23.6	24.4	24.1	25.8	25.0	23.0

TIME	21:30	21:45	22:00	22:15	22:30	22:45	23:00	23:15	23:30	23:45	00:00	00:15	00:30	00:45	01:00	01:15	01:30	01:45
VEH.	3	8	3	3	8	4	2	0	3	1	1	1	1	0	0	0	0	0
AVG.	28.0	27.8	31.0	24.0	23.6	23.5	24.5	0.0	24.7	30.0	26.0	20.0	28.0	0.0	0.0	0.0	0.0	0.0

TIME	02:00	02:15	02:30	02:45	03:00	03:15	03:30	03:45	04:00	04:15	04:30	04:45	05:00	05:15	05:30	05:45	06:00	06:15
VEH.	0	1	0	0	0	0	0	0	0	0	0	2	0	0	1	5	7	2
AVG.	0.0	28.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	23.0	0.0	0.0	22.0	27.0	21.4	26.0

TIME	06:30	06:45	07:00	07:15	07:30	07:45	08:00	08:15	08:30	08:45	09:00	09:15	09:30	09:45	10:00	10:15	10:30	10:45
VEH.	3	5	9	3	9	11	16	10	16	13	13	12	12	19	15	19	16	24
AVG.	21.3	24.4	25.6	29.0	25.8	24.7	25.0	24.5	25.8	24.4	24.1	25.0	24.2	25.5	24.7	24.4	22.1	23.8

TIME	11:00	11:15	11:30	11:45	12:00	12:15	12:30	12:45	13:00	13:15	13:30	13:45	14:00	14:15	14:30	14:45	15:00	15:15
VEH.	15	20	9	19	17	23	18	20	20	26	24	23	23	29	29	28	20	22
AVG.	21.9	23.7	25.0	23.9	24.7	23.7	24.4	24.5	24.2	25.7	23.7	23.1	26.3	22.7	24.3	25.2	23.3	25.3

TIME	15:30	15:45	16:00	16:15	16:30	16:45	17:00	17:15	17:30	17:45	18:00	18:15	18:30	18:45	19:00	19:15	19:30	19:45
VEH.	18	22	26	21	25	19	13	23	21	16	15	13	21	17	13	8	22	17
AVG.	22.0	24.7	27.2	26.6	24.6	25.9	23.5	25.2	25.0	24.2	25.5	26.6	21.5	25.9	25.4	24.1	23.6	24.5

TIME	20:00	20:15	20:30	20:45	21:00	21:15	21:30	21:45	22:00	22:15	22:30	22:45	23:00	23:15	23:30	23:45	00:00	00:15
VEH.	12	17	18	14	12	4	6	6	5	4	4	4	4	4	2	0	3	3
AVG.	22.8	24.8	21.0	24.2	24.8	26.8	24.3	23.3	22.6	26.0	24.5	19.0	25.8	22.5	23.5	0.0	24.7	18.7

TIME	00:30	00:45	01:00	01:15	01:30	01:45	02:00	02:15	02:30	02:45	03:00	03:15	03:30	03:45	04:00	04:15	04:30	04:45
VEH.	2	4	0	1	3	2	1	1	0	0	0	0	0	1	0	0	1	1
AVG.	23.5	28.5	0.0	20.0	28.7	27.5	29.0	24.0	0.0	0.0	0.0	0.0	0.0	24.0	0.0	0.0	36.0	21.0

TIME	05:00	05:15	05:30	05:45	06:00	06:15	06:30	06:45	07:00	07:15	07:30	07:45	08:00	08:15	08:30	08:45	09:00	09:15
VEH.	4	1	0	1	2	3	8	6	10	7	3	6	11	5	13	16	14	13
AVG.	26.5	28.0	0.0	30.0	29.5	20.3	23.6	24.5	21.0	24.0	25.7	23.2	24.9	27.4	22.8	24.7	25.4	24.3

TIME	09:30	09:45	10:00	10:15	10:30	10:45
VEH.	10	13	25	15	12	15
AVG.	24.9	23.2	24.5	24.1	25.8	24.3

TOTAL VEHICLES = 1954

MINIMUM SPEED = 10

MAXIMUM SPEED = 49

AVERAGE SPEED = 24.58

50th PERCENTILE = 25

85th PERCENTILE = 29

TEN MILE PACE = 21 to 30

END OF REPORT

ITEM 8. HOME TRUST BANK REVOCABLE PROXY

Although the Town's primary banking institution is Wells Fargo (formerly Wachovia), the Finance Department shops around for the best rates for our CDs as well as the best rates for our loans. We currently have a number of CDs on deposit and loans outstanding with HomeTrust bank (the Recreation Center, Exercise Equipment, and a 2 million gallon water tank). Finance Director Eddie Caldwell recently received a Proxy Card from HomeTrust Bank, and would like the Board's direction on how to vote.

The HomeTrust Board of Directors has suggested that the bank convert from the mutual to the stock form of organization, and as a result of the conversion members of the bank will no longer have voting rights, only shareholders. The Board of Directors has unanimously recommended a vote for the conversion. If no vote is cast, then it shall be counted as a vote against the planned conversion.

If the Town Board has an idea on the best choice, Town staff would appreciate some direction as to what the elected officials wish us to do.

REVOCABLE PROXY**THIS PROXY IS SOLICITED BY THE BOARD OF DIRECTORS OF HOMETRUST BANK.**

The undersigned, being a customer of HomeTrust Bank, hereby authorizes the Board of Directors of HomeTrust Bank or any successors in their respective positions, as proxy, with full powers of substitution, to represent the undersigned at the Special Meeting of Members of HomeTrust Bank to be held at the Renaissance Hotel located at 31 Woodfin Street, Asheville, North Carolina on Thursday, June 28, 2012 at 2:00 p.m. Eastern Time, and at any adjournment of said meeting, to act with respect to all votes that the undersigned would be entitled to cast, if then personally present, as set forth below:

The approval of a plan of conversion pursuant to which HomeTrust Bank (the "Bank") will convert from the mutual to the stock form of organization. As part of the conversion, a new Maryland corporation named HomeTrust Bancshares, Inc. will become the stock holding company for HomeTrust Bank and will offer shares of common stock for sale in a public stock offering. As a result of the conversion, members of the Bank (depositors and certain borrowers of HomeTrust Bank) will no longer have voting rights unless they become stockholders of the new Maryland corporation; and

such other business as may properly come before the special meeting or any adjournment thereof. Management is not aware of any such other business.

**VOTING DOES NOT OBLIGATE YOU TO BUY STOCK
PLEASE READ AND COMPLETE THE REVERSE SIDE**

▲ Detach the proxy voting card here ▲

Your Board of Directors unanimously recommends
a vote **"FOR"** the Plan of Conversion.

Your Board of Directors believes that converting to a public
ownership structure will best support future growth and
expanded services.

Your "FOR" vote is very important!

**NOT VOTING HAS THE SAME EFFECT AS VOTING
"AGAINST" THE PLAN OF CONVERSION.**