

Town of Waynesville, NC Board of Aldermen – Regular Meeting

Town Hall, 9 South Main Street, Waynesville, NC 28786

Date: **July 22, 2014** Time: **7:00 p.m.**

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(828) 452-2491

aowens@waynesvillenc.gov

A. CALL TO ORDER - Mayor Gavin Brown

1. Welcome/Calendar/Announcements
2. Adoption of Minutes

Motion: To approve the minutes of June 17, 2014 (special called Budget Work Session) and June 24, 2014 (regular meeting), as presented [or as corrected].

B. PRESENTATION

3. Invitation to participate in Historic Love Lane Picnic, Sunday, August 10, 2014, 2:00 p.m.
 - Ann Melton – Historic Preservation Commission

C. NEW BUSINESS

4. Street Closure Requests

- a) Gibbs Family Reunion – Belleview Road from Hillside Road to East Street – Friday, July 25, 2014, 7:00 p.m. – 12:00 midnight (*Request of Citizen Phillip Gibbs*)

Motion: To approve the closure of Bellevue Road on Friday, July 25, 2014, from 7:00 p.m. to Midnight, as requested.

- b) Frog Hop Street Festival and Public Art Dedication – Commerce Street from Depot Street to Giles Chemical – Saturday, August 2, 2014, 2:00 p.m. – 9:00 p.m. (*Request of Waynesville Public Art Commission and Frog Level Merchants' Association*)

Motion: To approve the closure of Commerce Street on Saturday, August 2, 2014 from 2:00 p.m. to 9:00 p.m. as requested.

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- c) Feature Film Production – Maxima Lane, Welch Street (from East Street to Howell Street), Wall Street (East Street to Howell Street), Wall Street Public Parking Lots – on or about Monday, August 11, 2014, 3:00 a.m. – 10:00 p.m. (*Request of Site Location Manager Tom Parris, on behalf of Armored Car Productions, LLC*)

Motion: *To approve noted traffic control areas and closures of Maxima Road, Welch Street, Wall Street, and Wall Street Public Parking Lots on or about Monday, August 11, 2014 from 3:00 a.m. to 10:00 p.m., as requested.*

- d) Building Bridges Mud Run – Vance Street from Skatepark driveway to Ballfield dugouts, including closure of creekway access parking lot, Saturday, September 13, 2014, 7:00 a.m. – 6:00 p.m. , with request for permission to sell alcohol on-street (*Request of Ryan Jacobsen on behalf of Canton Lions Club*)

Motion: *To approve the closure of Vance Street just beyond the Rec. Park entrance to just before the skate park entrance from 7:00 am to 6:00 pm on Saturday, September 13, 2014 and to allow the sale of alcohol within the indicated area on the street as requested and as permitted by Section 42-4 of the Town of Waynesville Code of Ordinances.*

5. Appointment of Hilliard Gibbs to Waynesville Housing Authority Board

Motion: *To approve the appointment of Hilliard Gibbs to the Waynesville Housing Authority Board for a 5-year term, ending June 30, 2019, as presented.*

6. Negotiated Sale of decommissioned water tank site and relinquishment of easements/rights-of-way and obligations for maintenance within the privately-owned parcel located at 31 Middleton Drive (PIN# 8614-16-2782) (*Request of Tommy Cagle on behalf of owner Grace Middleton*)

Motion: *To approve the sale of Town-owned Property as outlined in NCGS § 160A-269, as presented.*

7. Award of Shields and Service Weapons to Retiring Police Lieutenant Tim Brooks and Sergeant Sylvia Palmer

Motion: *To award service shields and sidearms to Lieutenant Tim Brooks and Sergeant Sylvia Palmer, upon the occasion of their retirements on August 1, 2014, as is customary in accordance with NCGS § 20-187.2.*

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D. COMMUNICATIONS FROM STAFF

8. Town Manager – Marcy Onieal

- Recognition of Water Treatment Plant - Area Wide Optimization Award for 2013
- HR Updates
 - Public Services Reorganization, effective 7/3/14
 - Appointment of Water/ Sewer Maintenance Supt – Jeff Stines
 - EOM for June – Electric Crew
 - FY14 Salary Adjustments/Benefits Effective Dates
 - Revised Job Description-Planner to Development Svcs Director
 - Manager’s Annual Performance Review
- Project Updates
 - Municipal Building Roof
 - Telephone Fraud
 - IT Projects
 - Junaluska Annexation
 - Development Plans (Transmission Lines/Harrell/Ingles)
 - Haywood Helps
 - Clean Vehicles/Alt Fuel Initiatives
- Issue Updates
 - Solid Waste Issues
 - JSD water grant request
 - Cell Tower Requests
 - Broadband Committee
 - Tobacco-Use Ordinance
 - Potential Property Surplus – Hendrix Street

9 Town Attorney – Woody Griffin

E. COMMUNICATIONS FROM MAYOR & BOARD OF ALDERMEN

F. CALL ON THE AUDIENCE

F. ADJOURN



TOWN OF WAYNESVILLE

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 Waynesville, NC 28786
 Phone (828) 452-2491 • Fax (828) 456-2000
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CALENDAR July 22, 2014

2014	
Th-Su, Jul 17-27 Various venues	Folk moot Festival
Mon, Jul 21 7:30 PM Stompin' Ground, Maggie Valley	Folk moot Gala
Tue, Jul 22 9:30 AM 248 N. Main Street	DWA Roll Out the Red Carpet – Wells Event Center
Tue, Jul 22 7:00 PM Board Room, 9 S. Main	Board of Aldermen Meeting- Regular Session
Fri, Jul 25 5:30 – 9:00 PM Historic Courthouse Area	Friday Night Street Dance – sponsored by Downtown Waynesville Association, Town Of Waynesville, Smoky Mountain Folk Festival Street closure Depot Street to Justice Center
Sat, Jul 26 10:00 AM – 1:00 PM Downtown Waynesville	Folk moot Parade of Nations; elected officials to speak at 10:00 a.m. at on the Historic Courthouse steps followed by parade from Justice Center to Academy Street
Mon, Jul 28 6:30 PM Fontana Village Resort, Fontana Dam	Southwestern Commission Annual Dinner Business Meeting Begins at 5:00 PM
Sat, Aug 2 9:00 AM – Noon Downtown Waynesville	Sarge's 9 th Annual Dog Walk Street Closure from Justice Center to Church Street
Sat, Aug 2 4:00 – 9:00 PM (Sculpture Dedication at 5 PM) Commerce Street, Frog Level	The First Annual Frog Hop Festival and WPAC Dedication of Chasing Tadpoles 4 pm Frog Hop Art and Music Fest 5 pm WPAC Artwork Dedication 6-9 pm Frog Hop Art and Music Fest
Thu, Aug 7 4:00 – 8:00 PM 248 N. Main Street	Ribbon-cutting/Grand Opening – Wells Event Center
Fri, Aug 8 5:30 – 9:00 PM Historic Courthouse Area	Friday Night Street Dance – sponsored by Downtown Waynesville Association, Town Of Waynesville, Smoky Mountain Folk Festival Street closure Depot Street to Justice Center

Sat, Aug 9 9:00 AM	CCC Litter Clean Up – Town of Clyde Location TBD
Sun, Aug 10 2:00 PM	Historic Love Lane Picnic & Commemoration
Mon, Aug 11 3:00 AM – 10:00 PM	Feature Film Production in Downtown Waynesville Maxima Lane, Welch Street, Wall Street, Wall Street Public Parking Lots - Closed
Tue, Aug 12 7:00 PM Board Room, 9 S. Main	Board of Aldermen Meeting-Regular Session
Sat, Aug 16 Lake Junaluska Gym	Blue Ridge Breakaway -- Chamber of Commerce
Sat, Aug 16 Noon – 5 pm American Legion Field	Waynesville Beer Fair
Wed, Aug 20 All Day Wells Event Center	N.C. Main Street Cities Conference, hosted by DWA
Thu, Aug 21 8:00 – 11:00 AM Haywood Co. HS Training Room Paragon Parkway	NCDOT Priority Projects Planning Forum
Fri, Aug 22 5:00 – 10:00 PM Main Street	Main Street Mile – benefitting Shriners Hospital Street Closure of Main Street
Mon, Aug 25 5:30 dinner/6:00 meeting Location TBA	Haywood County Council of Governments Haywood County Hosting
Tue, Aug 26 5:30 joint session Waynesville Recreation Center 7:00 PM reg. session (if needed) Board Room, 9 S. Main	Board of Aldermen Meeting-Regular Session & Combined Joint Session with all Boards & Commissions to include Reception, Thanks & Recognition of Outgoing Members, Swearing In and Orientation for new Board Members
Thur, Aug 28 5:00 – 9:30 PM Laurel Ridge Country Club	Haywood Helps 2014 Gala Event Fundraiser for the Old Hazelwood Prison Conversion Project
Sat, Aug 30 7:00 – 10:00 PM Downtown Waynesville	Block Party Street Dance – sponsored by DWA Street Closure Main Street from Church Street to Justice Center
Mon, Sep 1	Labor Day Holiday Town Offices Closed
Tue, Sep 9 7:00 PM Board Room, 9 S. Main	Board of Aldermen Meeting-Regular Session
Sat, Sep 13 9:00 AM	CCC Litter Clean Up – Town of Maggie Valley Location TBD

Mon, Sep 22 6:30 dinner/7:00 meeting Location TBD	Southwestern Commission Board Meeting
Tue, Sep 23 7:00 PM Board Room, 9 S. Main	Board of Aldermen Meeting-Regular Session
Sat, Oct 11 10:00 AM – 5:00 PM Downtown Waynesville	Church Street Art & Craft Show - sponsored by DWA Street closure from Pigeon Street to Justice Center to begin at 9:00 p.m. Friday Oct 10 th
Tue, Oct 14 7:00 PM Board Room, 9 S. Main	Board of Aldermen Meeting-Regular Session
Sat, Oct 18 10:00 AM – 5:00 PM Downtown Waynesville	Haywood County Apple Festival – Co-sponsored by Haywood Cooperative Extension Svcs, Haywood Apple Growers, Chamber, DWA and TOW Street closure from Pigeon Street to Justice Center to begin at 9:00 p.m. on Friday Oct 17 th
Su-Mo, Oct 19-20 Lake Junaluska Times/Locations TBD	211 th Military Police Company Homecoming (from Afghanistan) Celebration
Sat, Oct 25 8:00 AM – Noon Waynesville Proper	SOAR 5K and Kids Run Rolling Closure from Montgomery Street to Eagles Nest and back
Mon, Oct 27 5:30 dinner/6:00 meeting Location TBD	Haywood County Council of Governments Town of Waynesville Hosting
Tue, Oct 28 7:00 PM Board Room, 9 S. Main	Board of Aldermen Meeting-Regular Session
Tue, Nov 11	Veteran's Day Holiday Town Office Closed
Mon, Nov 24 6:30 dinner/7:00 meeting Location TBD	Southwestern Commission Board Meeting
Tue, Nov 25 7:00 PM Board Room, 9 S. Main	Board of Aldermen Meeting-Regular Session
Th-Fr, Nov 27-28	Thanksgiving Day Holiday Town Offices Closed
Mon, Dec 8 6:00 PM Downtown Waynesville	Waynesville Christmas Parade – sponsored by the Town of Waynesville, Waynesville Kiwanis Club and DWA Rolling street closure from North Main & Walnut to Bogart's Restaurant
Tue, Dec 9 7:00 PM Board Room, 9 S. Main	Board of Aldermen Meeting-Regular Session

Sat, Dec 13 6:00 – 9:00 PM Downtown Waynesville	A Night Before Christmas – sponsored by Downtown Waynesville Association Street closure Pigeon Street to Depot Street beginning at 5:00 p.m.
We-Fr, Dec 24-26	Christmas Holiday Town Offices Closed

Board and Commission Meetings – July/August

July 21 3 rd Mondays 5:30 PM	Planning Board	Town Hall – 9 S. Main Street
July 22 3 rd Tuesdays 10:00 AM	ABC Board	ABC Office – 52 Dayco Drive
July 22 3 rd Tuesdays 5:30 PM	Recreation & Parks Advisory Commission	Rec Center Office – 550 Vance Street
August 5 1 st Tuesdays 5:30 PM	Board of Adjustment - CANCELLED	Town Hall – 9 S. Main Street
August 6 1 st Wednesdays 2:00 PM	Historic Preservation Commission	Town Hall – 9 S. Main Street
August 6 1 st Wednesdays 5:30 PM	Waynesville Housing Authority	Waynesville Towers – 65 Church Street
August 14 2 nd Thursdays 4:00 PM	Public Art Commission	Town Hall – 9 S. Main Street
August 18 3 rd Mondays 5:30 PM	Planning Board	Town Hall – 9 S. Main Street
August 19 3 rd Tuesdays 10:00 AM	ABC Board	ABC Office – 52 Dayco Drive
August 19 3 rd Tuesdays 5:30 PM	Recreation & Parks Advisory Commission	Rec Center Office – 550 Vance Street
Meets Quarterly; no meeting scheduled for June	Community Action Forum	Police Department Training Room – 9 S. Main Street
Meets as needed; no meeting scheduled for June	Firemen's Relief Fund Board	Fire Station 1 – 1022 N. Main Street

BOARD/STAFF SCHEDULE

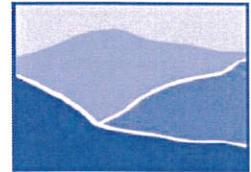
Fr-Su, Jul 25 – Aug 10	Town Clerk	Vacation
Su-We, Sep 14-17	Manager	ICMA 100 th Annual Conference Charlotte, NC
Sa-Sa, Oct 18-25	Manager	Vacation

SOUTHWESTERN COMMISSION

125 Bonnie Lane, Sylva, NC 28779

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Gavin Brown, Mayor
Town of Waynesville
Chairman of the Board

Cherokee County

Andrews
Murphy

Clay County

Hayesville

Graham County

Fontana Dam
Lake Santeetlah
Robbinsville

Haywood County

Canton
Clyde
Maggie Valley
Waynesville

Jackson County

Dillsboro
Forest Hills
Sylva
Webster

Macon County

Franklin
Highlands

Swain County

Bryson City

July 16, 2014

NOTICE

TO: Region A Board of Directors; County and City Managers

FROM: Gavin Brown, Mayor, Town of Waynesville
Chairman of the Southwestern Commission Board

SUBJECT: July Governing Board Meeting – Fontana Village Resort, Fontana Dam

Monday, July 28, 2014

Fontana Village Resort, Fontana Dam, NC

5:00 p.m.

1. 5:00 p.m. **Business Meeting: Southwestern Commission**
2. 5:30 p.m. **Social and Hors D'oeuvres**
3. 6:30 p.m. **Dinner**

Appalachian Development District Area Agency on Aging Economic Development District
Rural Planning Organization Regional Revolving Loan Fund
Workforce Investment Act

Southwestern Commission does not discriminate on the basis of age, sex, race,
marital status, color, religion, national origin or disability.

**MINUTES OF THE TOWN OF WAYNESVILLE BOARD OF ALDERMEN
SPECIAL CALLED MEETING
JUNE 17, 2014**

THE WAYNESVILLE BOARD OF ALDERMEN held a special called meeting on Tuesday, June 17, 2014 at 5:30 p.m. in the conference room of the Municipal Building, 16 South Main Street, Waynesville, NC, for the purpose of continuing discussion of the proposed FY 2014/2015 budget.

A. CALL TO ORDER

Mayor Brown called the meeting to order at 9:00 a.m. with the following members present:

Mayor Gavin Brown
Alderman Gary Caldwell
Alderman Julia Freeman
Alderman J. Wells Greeley
Alderman LeRoy Roberson

The following staff members were present:

Marcy Onieal, Town Manager
Amie Owens, Town Clerk
Eddie Caldwell, Finance Director
David Foster, Public Services Director
Bill Hollingsed, Chief, Police Department
Joey Webb, Chief, Fire Department

Representing the Media:

Becky Johnson, Smoky Mountain News
Mary Ann Enloe, The Mountaineer

Call to Order and Announcements

Mayor Gavin Brown welcomed everyone to the meeting and reminded members that this budget is a work in progress, that questions should be asked during this session and, if necessary, adjustments made.

Introduction

Manager Onieal began by providing an overview of the agenda and explaining that she, Finance Director Caldwell and the department managers present were happy to answer questions the Board may have at any time during the session. She added that the department managers would be providing brief overviews of their departmental budgets but that there were some specific topics noted as Expenditure Considerations on the agenda. This is an informal work session, focusing on critical topics related to expenditures.

Department Overviews

Fire Department

Manager Onieal asked Fire Chief Joey Webb to begin the departmental overviews. Chief Webb explained that the budget remained approximately the same as the previous year's budget with some requests for replacement equipment including four (4) new air breathing packs, 5 to 6 sets of turnout gear, new radios and pagers and some improvements to the fire department facilities. The replacement of these items was primarily due to scheduled replacement, for example turn out gear should be replaced approximately every 10 years for safety. The improvements to facilities include replacement lighting with LEDs in the fire bay at Station 1 and the addition of a carport for housing a truck in order to be in compliance with ISO and distribution requirements. Chief Webb added that there were no requests for additional staff.

There were no questions for Chief Webb from the board.

Police Department

Police Chief Bill Hollingsed reported that there were no requests for additional personnel and only one capital request for the replacement of ten (10) bullet proof vests as part of scheduled replacement. He explained that operationally, the department has developed and is working under a crew development program in order to ensure accurate salary and position classifications. Chief Hollingsed described the program and its various steps including the additional training requirements for movement to another level. He explained that the goal of the program is "to train individuals so that they could go elsewhere, but treat them well enough so they won't want to."

Mayor Brown asked if the Town's salary structure was competitive statewide. Chief Hollingsed explained that starting officer pay was competitive, but with the implementation of the Career Track development program, they would be more competitive with more accurate delineation of positions based on training and certification, not just longevity. Manager Onieal added that Public Services is working on a similar career track program that Mr. Foster would explain in his report.

Finance

Finance Director Caldwell explained that his budget was less than the previous year and that cost allocation formulas have made it easier to properly allocate employee costs to appropriate funds such as water or electric fund. He is requesting a financial software program, Go Docs, which would allow for the emailing of payroll information to employees rather than having to print pay summaries, deliver them and utilize additional staff time and resources. There may be additional applications for the program as well.

There were no questions for Finance Director Caldwell from the Board.

Public Services

Public Services Director David Foster explained that all divisions comprising the Public Services department were utilizing continuation budgets for the upcoming fiscal year. He noted that like the Police Department, Public Services had developed a career track program that included training, certifications, time in service, and mirrored the State based on apprenticeship program requirements.

Mr. Foster provided an overview of projects and plans for each of the various divisions including:

- Streets
 - paving of Riverbend now that the project is completed
 - various resurfacing projects and spot repairs
 - two (2) blocks of Hazelwood sidewalks to connect all to the Downtown
- Sanitation
 - Assessing for efficiencies including possible technological or automated options/solutions
- Powell Bill
 - Completion of bridge repairs using a local contractor
- Cemetery
 - Improved efficiency by utilizing a combined labor pool for cemetery maintenance and facility maintenance
- Garage
 - Improved tracking of vehicle repair/replacement and inventory via computer program
- Water/Sewer
 - Continuation budget with funding available for inflow/infiltration improvements and investment in sewer maintenance and improvements

Mayor Brown allowed a question from the audience. Libba Feichter asked about a notice she had on her door related to a sealant project for her street. Mr. Foster explained that this sealant restores the oils in the pavement and makes it look better, as well as allowing for additional life for the pavement of 7 to 10 years.

Alderman Caldwell asked about the chipper included in the budget for Electric Services and its necessity, and asked why the chipper from Streets and Sanitation could not be used. Mr. Foster responded by noting the brush collection requires use of the chipper and that scheduling of this equipment becomes difficult based on the amount of brush collected.

Utilities and Recreation

Manager Onieal explained that Rhett Langston, Recreation and Parks Director, could not be in attendance due to a Recreation Advisory Board meeting and Fred Baker, Utilities Director had a scheduling conflict. Both individuals will be present at the regular board meeting to answer any questions the Board may have.

Manager Onieal commented that the Recreation Department has increased programming with the goal of increased participation for all age groups.

Manager Onieal reminded the Board of the restructuring resulting in the new Asset Management Services division which will include a pool of individuals who will take care of all facilities maintenance, cemetery and horticulture needs of the Town.

Mr. Foster added to his previous report that he is working with Haywood Community College (HCC) for an internship/mentoring program in the garage which would provide hands-on experience for the students on various types of equipment.

Administration and Development Services

Manager Onieal reported that both of these departments were maintaining status quo and utilizing continuation budgets. The Development Services director position is being held open at this time as a temporary cost-saving measure..

Expenditure Considerations

Manager Onieal provided a power point presentation related to the various expenditure considerations. She explained that each area indicated would be a topic for discussion. Manager Onieal reviewed the proposed budget summary for each of the various funds; these were discussed in detail at the previous budget work session. Manager Onieal moved to the first topic of refinancing opportunities.

Refinancing Opportunities

The Board had requested at the previous budget work session that Finance Director Caldwell look at possible refinancing opportunities and report back. Mr. Caldwell provided a spreadsheet indicating the total number of loans (16) which loans could not be re-funded (5), those that were not worth re-funding based on either the time remaining on the loan or at zero interest (8) and those for possible re-funding (3). The three loans available for re-funding were for the Fire Station, Recreation Center and the electric substation.

Mr. Caldwell explained that the Local Government Commission (LGC) recommends that if re-funding the municipality should conduct face-to-face negotiation; this would require a financial analyst. Re-funding could produce a potential savings of \$158,000 over the next 14 year period. There were two loans through Wells Fargo that could potentially be re-funded but Mr. Caldwell was not sure if prepayment was possible and would need legal counsel to review the contracts.

Mayor Brown noted that there should be further review to determine if certain loans could be prepaid and possible negotiation of rates for those that could be re-funded. Mayor Brown asked where the savings would be allocated. Mr. Caldwell indicated that his recommendation would be placing back into fund balance rather than the general fund. Manager Onieal noted that this may be a lengthy process and asked if this refinancing could be done separate from this budget process due to time constraints. Members agreed.

Solid Waste

Manager Onieal reminded members that there was an elimination of funds for solid waste from the County which impacted the budget by \$80,000. She provided a spreadsheet outlining the fees from FY 2008 to present based on commercial sanitation fees, leased dumpster fees and tipping fees at the landfill. There is a potential for savings based on the reduction in tipping fees; however, no one is sure whether Santek can increase rates after a certain period of time. Manager Onieal has requested a copy of the expanded management agreement.

Alderman Caldwell voiced his concern about the number of commercial accounts that have begun utilizing private dumpsters rather than Town services and provided members with a listing of commercial accounts that had moved to a private hauler. Discussion was held and Mr. Foster explained that there has been additional competition in the area for commercial business and posed the question of whether or not the Town should compete with these companies. Mayor Brown indicated that this was a longer-term discussion and a plan or proposal showing the costs associated with this type of collection and any alternatives should be brought to the Board at a later date.

Mr. Foster provided examples of how to develop efficiencies in solid waste collection including utilizing technological and automated solutions. He noted that education and operational processes would be key to seeing cost effective solutions. Mr. Foster added that the idea is to be more efficient but to continue to provide quality service. Manager Onieal echoed that there are many options and that the Streets and Sanitation division would continue to look for ways to provide quality service in the most cost conscious manner.

Employee Wage Adjustments

Manager Onieal explained that there were several proposals included in the budget that total 3.5% overall in salary adjustments for employees. The first was a 1% cost of living adjustment (COLA) for all employees; the last COLA adjustment was in 2012. The remaining 2.5% would be used for career track progressions, incentives and recognition bonuses via the wellness program and leadership/succession development, and allocation of funds for three individuals annually to take part in significant leadership training opportunities.

Manager Onieal presented some additional human resource considerations including the conversion of two part-time positions to full-time as the incumbents are already working near full-time hours and are already forced to participate in retirement system and health benefits under ACA regulations. She also noted that the Town has continued to slip behind over the years in pay and classification generally, as the Town is still using an outdated 2004/05 classification plan and even though another plan was commissioned in 2009, it has never been due to the \$735,000 cost.

Health Insurance

Manager Onieal provided an overview of the reason for considering changing insurance plans. She noted that there was a 27% increase quoted from BCBS due in part to high exposure and the Affordable Care Act requirements. For the current payroll, that is \$2.2 million annually. The budget was based on a 15% increase. She, Mr. Caldwell and Human Resources Director, Margaret Langston, met with vendors to obtain the best quotes possible.

Manager Onieal discussed the new plan which carries a \$500.00 deductible that would be paid before any benefit would begin (this would not apply to primary care physician visits or any annual preventative exams (mammograms, PSA, etc...)) For example: if an individual went to see a specialist, they would be responsible for the full cost up to \$500.00. After that the Town would pick up the remainder of the deductible.

Both Mr. Caldwell and Manager Onieal highlighted the overall savings for employees based on the lower out of pocket maximum as well as the option to participate in the Flexible Spending Account in order to cover the deductible expense. Manager Onieal indicated that educational sessions have been held for staff to acclimate them to this new plan prior to the July 1 start date.

Capital Purchases/Projects

Manager Onieal provided as part of the presentation a listing of all of the proposed new capital purchases from the general fund totaling \$121,250 and included such items as bullet proof vests, SCBA gear for fire department, street maintenance equipment, security camera completion and addition of saunas at the Recreation Center.

Manager Onieal highlighted proposed new capital purchases from the various utilities funds totaling \$527,870. She noted that these funds could support these purchases. The purchases include several items for the wastewater and water treatment plants including continuation of the flocculator flash mix replacement, vehicle replacements for water and sewer maintenance and a chipper for the electric department.

Fund Balance/Property Tax

Manager Onieal explained that the fund balance appropriation for the upcoming fiscal year is \$1.2 million and that is with the proposed tax increase. She noted that fund balance has been utilized in the past for large capital projects. Mr. Caldwell noted that last year \$1.6 million was used to balance the budget from fund balance. Manager Onieal added that each year, Mr. Caldwell budgets for 100% employee capacity, and that personnel turnover and employee vacancies have primarily been responsible for allowing the Town to spend less than is actually budgeted from Fund Balance. At this point in time however, the Town has filled its vacant positions and there is no other contingency funding in the budget.

Manager Onieal provided data on property tax rates from the NC League of Municipalities indicating that 202 cities (37.6%) have increased property taxes within the last four budget years or since their last revaluation, with many more planning on tax and/or fee increases in the coming year. Manager Onieal expressed that there are limited means of revenue generation for the general fund.

Special Appropriations/In-kind Support

Manager Onieal explained that the Town had supported many non-profit organizations with special appropriations and in-kind support. Included in the proposed budget was a listing of those organizations and proposed funding.

Alderman Caldwell provided members a spreadsheet with recommendations related to special appropriations for various groups and discussion was held related specifically to appropriations for Folkmoot. Mayor Brown allowed comments from the audience related to Folkmoot. Tom Ezell explained that Folkmoot is gaining community input as to the needs of the community. He invited those in attendance to an open house on June 26. Board members continued discussion and agreed that \$20,000 should be moved from the proposed Folkmoot – capital campaign appropriation to undesignated. Once a plan is fully developed for the future of the Folkmoot facility, Folkmoot may return to request funds from the Board.

Unmet Needs

Manager Onieal highlighted some of the unmet and future needs of the Town. She explained that in some instances it would require initial spending in order to achieve savings or benefits. Some of the unmet needs for improved services/efficiency/productivity included an asphalt recycler which would allow for year round operation and additional parking areas lease/purchase. Manager Onieal explained human resource considerations including the implementation of the 2009 pay and classification plan and additional positions to adequately staff the fire department, and improve community and economic development for the Town.

Manager Onieal provided a listing of future projects including:

- Public Services Garage renovation and shed addition
- Municipal Building renovations

- Greenway easement acquisition and construction
- Police Department evidence room expansion/renovation
- Recreation Master Plan implementation – this was been put off for this FY.
- Fire Station addition
- Property Acquisitions (Fire and Recreation)
- Junaluska Merger Considerations
- Plan Implementation – Manager Onieal previously discussed the number of existing plans and the need to review each at the Board Retreat held in March.

Manager Onieal concluded the informational portion of the meeting and asked the Board for their input.

Mayor Brown commented that he appreciated the effort put into this budget and that a tax increase is not something that the Board wants to do, but the Board will do what it has to do. He asked members to thoroughly review the proposed budget again in anticipation of a vote. He noted this is the first time that the board has engaged in budget workshops of such depth, length and frequency and hoped that the board members would contact him or the manager if there were areas in the budget with which they may be uncomfortable, and be prepared to offer alternatives if they are unhappy with the manager's proposal.

Manager Onieal thanked Finance Director Caldwell and the staff for their time and diligence related to the development, preparation and composition of this proposed budget. Manager Onieal reminded the Board that the budget would be on the agenda for a vote at the June 24 regular meeting.

ADJOURN

There being no further business to discuss, Alderman Freeman made a motion, seconded by Alderman Caldwell, to adjourn the meeting at 8:00 p.m. The motion passed unanimously.

ATTEST

Gavin A. Brown, Mayor

Marcia D. Onieal, Town Manager

Amanda W. Owens, Town Clerk

MINUTES OF THE TOWN OF WAYNESVILLE BOARD OF ALDERMEN
REGULAR MEETING
JUNE 24, 2014

THE WAYNESVILLE BOARD OF ALDERMEN held their regular meeting on Tuesday, June 24, 2014 at 7:00 p.m. in the board room of Town Hall, 9 South Main Street, Waynesville, NC.

A. CALL TO ORDER

Mayor Brown called the meeting to order at 7:00 p.m. with the following members present:

Mayor Gavin Brown
Alderman Gary Caldwell
Alderman Julia Freeman
Alderman J. Wells Greeley
Alderman LeRoy Roberson

The following staff members were present:

Marcy Onieal, Town Manager
Woodrow Griffin, Town Attorney
Amie Owens, Town Clerk
Eddie Caldwell, Finance Director

Representing the Media:

Mary Ann Enloe, The Mountaineer

1. Welcome /Calendar/Announcements

Mayor Gavin Brown welcomed everyone to the meeting and acknowledged the presence of Dr. Rose Johnson, who was in attendance representing Folkmoot. He invited her to provide information related to Folkmoot.

Dr. Johnson explained she was speaking on behalf of Folkmoot USA, primarily due to discussion from the budget work session related to the possible funding allocations by the Town. She provided a packet of information to board members and indicated that this information was being used for planning purposes. Dr. Johnson noted that the capital campaign for Folkmoot was getting underway with a good base of funding. She indicated that the mission of the year-round facility was to increase programming so that "art and education could come together as never before" with a focus on diversity and cultural exchange. Dr. Johnson apologized that the plan information was not made as public as it should have been, but reiterated that there was a plan in place.

Mayor Brown expressed concern that \$300,000 to \$400,000 is planned to be spent on facility renovations with no programs in the building. He asked whether there was a timeframe or plan for what specific purposes and programs the building was going to be used. Dr. Johnson responded that the plan is not concrete; there are community meetings being held during the summer with a skilled facilitator to gain input as what programming and activities citizens would prefer.

Mayor Brown likened the efforts of Folkmoot to that of the John C. Campbell Folk School in Brasstown. Dr. Johnson agreed that the idea was similar, but different as the goal is to capture and leverage the history of Folkmoot and to move forward and seek alliances.

Alderman Roberson inquired if the gym was going to be functional. Dr. Johnson replied that she could not answer at this time. She added that one of the detail items for consideration was use of the gym as a possible extension for Parks and recreation use or to be available for holding other community events there.

Alderman Greeley asked if the current dormitory space would be used outside of Folkmoot and if classrooms were going to be kept. Dr. Johnson noted that the facility itself offers many options for community use such as the auditorium for special events; dormitories for groups who may wish to all stay together but not in a hotel setting such as scout troops or traveling sports teams and classrooms.

Mayor Brown thanked Dr. Johnson for the information and she in turn thanked the Mayor for the opportunity to address the board and for their questions. She offered additional information upon request.

Mayor Brown asked Manager Onieal to review the calendar events.

Manager Onieal explained that there were not any changes to the calendar since the last meeting except for a change in the date of the ribbon cutting/grand opening of the Wells Event Center. The date was changed from July 17 to August 7 from 4p.m. to 8:00 p.m.

Mayor Brown thanked those individuals who were able to attend the Council of Government meeting. He noted that although MedWest-Haywood has been dealing with the crisis, they will come through fully. Mayor Brown thanked those who have assisted including law enforcement and fire departments, our own recreation department in making the mobile restrooms available, as well as commending the support of the County and municipalities in general.

2. Adoption of Minutes

Alderman Freeman made a motion, seconded by Alderman Caldwell, to approve the minutes of the June 6, 2014 (special called meeting) and the June 10, 2014 (regular meeting) as presented. The motion carried unanimously.

B. NEW BUSINESS

3. Street Closure Request – Rolling Closure Miller to Eagles Nest and back

Manager Onieal noted that a request was received from Andrea Wackerle from SOAR to hold their first 5K run and Kids Run on October 18th; however, due to the Apple Festival, the group was asked to choose a new date. The new proposed date is October 25 beginning at 8:00 a.m. This is a new event and SOAR is using it to bring awareness to their mission in October, which is ADHD awareness month. The route would be from Miller Street on Montgomery, down to Frog Level then to Eagles Nest and back. Part of the choice in route is due to the fact that some of the participants worked on renovating

and cleaning the military helicopter on display in Frog Level and organizers wanted to incorporate this into the race.

Alderman Greeley made a motion, seconded by Alderman Roberson to approve a rolling street closure for the SOAR 5K race and Kid's Run on Saturday, October 25, 2014 beginning at 8:00 a.m. The motion carried unanimously.

C. PUBLIC HEARING

4. Public Hearing to Consider Fiscal Year 2014/2015 Proposed Budget (continued from regular meeting of June 10, 2014)

Alderman Roberson made a motion, seconded by Alderman Greeley, to re-open the public hearing continued from the June 10, 2014 regular meeting. The motion carried unanimously.

Mayor Brown opened the floor to anyone who wished to address the board. No one addressed the board.

Alderman Greeley made a motion, seconded by Alderman Roberson, to close the public hearing. The motion carried unanimously.

5. Adoption of FY 14-15 Annual Operating Budget

Alderman Greeley made a motion, seconded by Alderman Freeman, to hold discussion on the proposed FY 14-15 Annual Operating Budget. The motion carried unanimously.

Mayor Brown asked the members, beginning with Alderman Roberson, to indicate individually if there were specific items in the budget they wished to discuss or modify.

Alderman Roberson indicated that there were no areas he wished to discuss and was in favor of the proposed budget.

Alderman Greeley commented that while no one was happy with a potential tax increase, consideration for where the Town is going and how to get there is the primary concern. He noted that "our business hats need to be put on" and that the board must realize such an increase has become necessary based on cuts to the revenues over the past few years. Alderman Greeley noted the town staff's outstanding response to the large snowfall event in January, adding that the value of what you get and the level of outstanding service is what we wish to maintain. Alderman Greeley indicated that he had not received any difficult questions or significant concerns from the public about the proposed budget. He acknowledged he was in favor of the budget as proposed.

Alderman Caldwell voiced that he had a major problem with the budget and referenced issues with purchase of police vehicles and the IT system as well as changes to employee insurance benefits. His concerns stem from the cost of purchase of the vehicles and IT system. Alderman Caldwell indicated that he understood that if the merger with Lake Junaluska did not occur, then these purchases would not be made. Alderman Caldwell also noted the addition of a Public Works employee at over \$90,000 salary, indicating that in his mind these new costs were equivalent to the increased tax rate .

Mayor Brown asked Alderman Caldwell if he had any suggestions or amendments to the budget that could offset these expenses without a tax increase or reduction in employees or services. Alderman Caldwell noted that there was nothing that could be done now since these items were committed to in the previous year and, "we have to pay for this."

Mayor Brown and Manager Onieal explained the changes to the employee benefits noting that employees'; out-of-pocket expenses for health care would actually go down, at no additional cost to the Town, so the benefit to employees was increased even though the manner in which the plan is administered has changed. Manager Onieal offered to discuss these changes in more detail outside of the meeting. She added that the additional salary of the employee who was added in Public Services was covered by not filling the Assistant Town Manager position and through use of lapsed salary from other vacant positions in the Public Services Department.

Mayor Brown added that the same number of vehicles would have been purchased any way over time and that doing so in that manner would have been more costly than the one-time purchase that was financed with very favorable terms.

Mayor Brown clarified that Alderman Caldwell had no particular suggestions to improve the budget at this time. Alderman Caldwell answered that 'we should have stuck to the plan of unless the merger goes through.'

Manager Onieal clarified that the Junaluska merger was essentially a financial wash in terms of revenues and expenses and was in no way directly related to the vehicle purchase, but at the time last year's budget was considered, both the Junaluska merger and pending legislation at General Assembly presented significant unknowns that had potential to affect the budget. As became evident with the close of the Legislature in August, the Legislature did not reduce municipal revenues as originally feared and there were no expenses related to the merger. The board adopted the FY budget unanimously and later affirmed its intent to move forward with the IT projects and vehicle purchases.

Manager Onieal recapped the information from the budget work sessions highlighting the lost revenue due to the economy and lack of development as well as the elimination of funds from ABC revenue, the County and State from various sources, noting that the town had lost almost \$1 million in revenue over the last five years, most of which has not been replaced by growth or other revenue sources. She explained that the budget for FY 14-15 is actually 1.2% lower than last year. While the Town has managed to absorb additional costs while losing revenue throughout the economic recession it has become evident that the Town has reached its limit in that regard and cannot continue to operate to current standards without additional revenue. Manager Onieal has worked with staff to find ways to operate more efficiently; however, without a more robust economic rebound and sales tax increases or property development, a tax increase or decreases in services or staff are the only options.

Manager Onieal explained that the out of pocket expense for insurance has been reduced for those on the insurance plan and added that a mandatory 7% increase in costs was due primarily to provisions of the Affordable Care Act. The remainder of cost increases to the Town are due to high experience levels (paying out of high claims), but she noted that cost of those claims have begun to fall in aggregate. She reiterated that there are options available to assist employees in meeting their deductibles in the most cost-effective manner possible. Alderman Greeley added that co-pays are a method that insurance companies have to negotiate some rates and that he sees this as an employer.

The key is to remember that insurance is a benefit, not an entitlement. Manager Onieal noted that employee meetings have been held with positive response with most seeing the improved benefit.

Alderman Caldwell noted that he would stand by his opposition to the budget based on the purchase of the take-home vehicles and the IT system.

Alderman Freeman commented that she was fundamentally against a tax increase and explained that those employees who live within the town limits would be forfeiting any cost of living raise to pay the tax. However, she noted that services cannot be cut and looking at the economy, appears that the Town is “backed into a corner.” Alderman Freeman commented that she respected what Alderman Caldwell had to say, but acknowledged the difficult situation the Town is in. She alluded to the dropping off of debt in FY 2016/17 and hoped that the tax rate would be readdressed at that time to “correct any decision that is made here tonight.”

Discussion – Special Appropriations Schedule

Mayor Brown opened the discussion related to the Special Appropriations Schedule. There were some minor changes suggested and members were provided with an updated listing prior to the meeting.

Manager Onieal explained that a request for \$3,000 for Haywood Helps as seed money was received. These funds would be used for the purchase of bottled water to be sold at events with proceeds benefitting the project at the former prison facility. Manager Onieal noted that there would be other fundraising events such as a silent auction and gala in August. As Haywood Helps is not a separate non-profit yet, the funds would be disseminated through Mountain Projects and indicated that the line item was listed as Mountain Projects – Haywood Helps/Prison Shelter.

Alderman Caldwell provided an explanation of the funding for Folkmoot. Mayor Brown clarified that the annual support of \$10,000 was removed, a \$5,000 contribution to the program design plan was indicated with a remaining \$20,000 placed into the line item of Undesignated. Folkmoot or others could then request funding at a later time from this \$22,500 undesignated amount. The total amount for Special Appropriations is listed at \$147,000 with the only additional change being the \$3,000 noted by Manager Onieal. Ms. Onieal noted that there were additional funds budgeted for Economic Development purposes in a separate line item.

Mayor Brown asked if there were any additional items to discuss related to the budget.

Alderman Roberson commented on revenue streams and the tax increase. He acknowledged voting for the new ABC store, even though revenues would be eliminated. He added that it would have been helpful if the County had continued funding recreation and providing the solid waste subsidy; all of which together are equivalent to more than the proposed 3 cent tax increase. Alderman Caldwell interjected that the recent reduction in tipping fees would help offset the solid waste subsidy.

Mayor Brown added that information shared at the Council of Governments meeting indicated that the County would be privatizing recycling. As noted at the June 6 budget work session, the Town will also be reviewing solid waste services.

Mayor Brown requested a motion on the FY 14-15 Budget; however, as all of the items were listed separately, he chose to address each portion separately beginning with the Special Appropriations.

(Previously Item #8 on the Agenda)

5. Adoption of FY 14-15 Special Appropriations Schedule

Discussion was held earlier in the meeting with no additional information shared.

Alderman Caldwell made a motion, seconded by Alderman Roberson, to adopt the FY 14-15 Special Appropriations Schedule as presented. The motion carried unanimously.

(Previously Item#7 on the Agenda)

6. Adoption of FY 14-15 Fee Schedule

Manager Onieal noted that there were no changes to the General Fund fee schedule. There was a 5% increase in water and sewer fees with a minimal increase in electric fees to achieve parity with Duke Energy for base rates which was already included in the fee schedule.

Alderman Freeman made a motion, seconded by Alderman Greeley, to adopt the FY 14-15 Fee Schedule as presented. The motion carried unanimously.

Adoption of FY 14-15 Annual Operating Budget (continued)

Mayor Brown noted that discussion has occurred regarding the FY 14-15 budget with no additional recommendations or changes noted.

Alderman Greeley made a motion, seconded by Alderman Roberson to adopt Budget Ordinance #O-05-14 establishing the FY 14-15 annual operating budget for the Town of Waynesville, as presented. The motion passed by a vote of 4 – 1, with Alderman Caldwell opposing.

(Previously Item #6 on the Agenda)

7. Adoption of FY 14-15 Financial Operating Plan for Two Internal Service Funds (#R-06-14)

Mayor Brown noted that the Asset Services Management and Garage Operations Funds were the two internal service funds. Manager Onieal explained that these two funds have always been in place but that the proposed budget amends the cost allocation formulas so that each fund better represents the full cost of shared services and more accurately allocates costs back to individual departments.

Alderman Greeley made a motion, seconded by Alderman Roberson, to adopt the Resolution on Financial Operating Plan for Two Internal Service Funds (#06-14), Asset Services Management and Garage Operations, as presented. The motion carried unanimously.

D. COMMUNICATIONS FROM STAFF

8. Town Manager – Marcy Onieal

Employee Recognitions

Wastewater Treatment Staff Achievements

Manager Onieal noted several employee recognitions including three wastewater treatment plant employees passed state certification exams, Sam Reece, Wastewater Maintenance Worker and Lanier Collins, Night Shift Wastewater Operator, passed the Wastewater Biological Grade 1 and 2 certification exam and Eric Messer, Wastewater Treatment Plant Senior Mechanic, passed the Grade 2 exam. Manager Onieal added that as a 24-hour operation, it is imperative to have individuals on all shifts certified.

Public Services Employee of the Month

Manager Onieal reported the Public Services Employee of the Month for April and May. For April, Lonnie Higgins, Cemetery Crew Leader, received recognition for his invaluable service related to Retired Commandant General Mundy's funeral. The May Employee of the Month was shared by three individuals, Dwayne Yarborough, Crew Leader and Utility Maintenance Workers James Brown and David Snyder were recognized for their hard work and diligence in completing the Riverbend project. The honorees were commended for their customer service and maintaining normalcy for businesses and residents during the project.

Project Updates

Manager Onieal explained that there were several things occurring including:

- Some additional work to the tennis courts due to cracks that occurred shortly after the resurfacing; the courts will be closed again for several days but has not affected play. She was told that repairs such as these are not atypical.
- Construction and installation of the Propane fueling station at the garage is underway.
- Electric charging stations at Municipal Building and Public Services have been designed; however, full implementation is delayed as the electrical contractor is tied up, dealing with the hospital crisis.

Legislative Updates

Manager Onieal noted that the Legislature is still in session but trying to get out by June 30th. There are still some items surrounding Medicaid that are impacting counties. The Junaluska merger is still in play with increased communication with legislators. As of the board meeting, the item had been referred to the Finance Committee but not calendared for action.

NCDOT Priority Funding Request

Manager Onieal explained that NCDOT has given elected officials the opportunity to help define what the transportation priorities are within the region in order to influence departmental budgeting. A meeting of elected officials will occur in some time in August. Manager Onieal will share the date when it is known and she thanked Alderman Roberson for being the Town's representative to the Metropolitan Planning Organization (MPO).

Request Resolution of Support by Junaluska Sanitary District

Manager Onieal provided handouts to the members regarding a proposed connector line between the Junaluska Sanitary District (JSD) and the Town of Canton as part of a Community Development Block Grant (CDBG) initiative. The Board is being asked for a resolution of support to accompany the application. Manager Onieal provided background information related to a resolution from the Town of Canton signed in August 2010 stating they would sell water to JSD; however, JSD negotiated with the Town of Waynesville and a 10-year agreement for wholesale water purchase was signed in 2012. This contract has gone well and has been a good arrangement.

Manager Onieal explained that JSD did not approach Town about this CDBG grant, which must go through a local government entity, and instead requested that the county be the fiduciary agent. There is still some question whether the project would even qualify for funding, since the designated grant program is specifically to serve only low income households. There has been no formal action of the JSD board in open session to pursue this project, nor a formal request to the municipalities to support it.

Manager Onieal continued by noting this project is proposed as a county-wide emergency interconnect but as explained by the JSD engineer, the proposed project appears to serve approximately 1/3 of the JSD with a one-way flow from Canton in an undersized line which would be insufficient to serve other entities (such as Waynesville or Maggie Valley). Via a resolution adopted by the JSD board in an emergency meeting on June 19, 2014, JSD has asked the County to be the conduit for the grant application and to provide the oversight of grant funds for a county-wide emergency interconnect. Although the municipalities were contacted last week by the JSD engineer to support the grant request there has been no formal public discussion about the project either at a staff level or with elected officials, nor are there any engineered plans for the project. The grant application is due September 1 and requires income surveys of all the households served by the project.

Manager Onieal noted that the County commissioned a county-wide interconnectivity water plan some 20 years ago, which may be something to revisit, but at this time, there appears to be no up-side for the Town to support the grant request, as the only likely outcome is a reduction in the amount of water the Town sells JSD, while failing to provide a true interconnect with sufficient capacity to aid others in time of emergency. Ms. Onieal noted that she had encouraged JSD to bring this matter before the Haywood COG, since this is a matter of broad interest.

Mayor Brown noted that the grant is based on low income residents and the project may not qualify. However, this may provide a chance to talk about emergency interconnect for all municipalities, county and JSD.

Mayor Brown echoed Manager Onieal's concerns as this is not an interconnecting system; the fear is that there is not an overall plan to support the system and it could allow JSD to start buying water from someone else even before the expiration of our 10-year water agreement.

Alderman Greeley expressed that he would like a great deal more information before making any decision on this project.

Manager Onieal explained that the grant preparation is apparently being handled by the County. The County will be conducting the public hearings, and JSD and the County may choose to move forward regardless. This item was scheduled to appear on the County Commissioners' agenda in July, but has been withdrawn by the County Manager and Chair until JSD completes its planning work and the communication necessary to achieve the support of the municipalities.

Mayor Brown noted that consensus was that the Town would not endorse this request.

8. Town Attorney - Woody Griffin

Attorney Griffin had no business to discuss.

E. COMMUNICATIONS FROM MAYOR AND BOARD OF ALDERMEN

Mayor Brown thanked Manager Onieal, Finance Director Caldwell and staff for their time and effort on the budget.

F. CALL ON THE AUDIENCE

No one addressed the Board.

G. ADJOURN

There being no further business to discuss, Alderman Caldwell made a motion, seconded by Alderman Greeley, to adjourn the meeting at 8:17 p.m. The motion passed unanimously.

ATTEST

Gavin A. Brown, Mayor

Marcia D. Onieal, Town Manager

Amanda W. Owens, Town Clerk

**TOWN OF WAYNESVILLE BOARD OF ALDERMEN
REQUEST FOR BOARD ACTION
Meeting Date: July 22, 2014**

SUBJECT: Request approval for street closure of Belleview Road for family reunion

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: 4a-C
Department: Administrative Services
Contact: Marcy Onieal, Town Manager
Presenter: Marcy Onieal, Town Manager

BRIEF SUMMARY: Phillip Gibbs and the Gibbs Family have requested a street closure of Belleview Road between East Street and Hillside Road on Friday, July 25 from 7:00 p.m. until Midnight for their family reunion. The individuals living on that street are all relatives and would be attending the reunion. Mr. Gibbs was provided a copy of the Town of Waynesville Noise Ordinance by Lt. Tim O'Neill on July 11.

This reunion is held every 3 to 4 years and this street closure has previously been approved.

MOTION FOR CONSIDERATION: *To approve the street closure of Belleview Road on Friday, July 25, 2014 from 7:00 p.m. to Midnight for the purpose of holding the Gibbs Family Reunion.*

FUNDING SOURCE/IMPACT: Will require placement of signs prior to the event and pick up of signs after.

ATTACHMENTS:

MANAGER'S COMMENTS AND RECOMMENDATIONS: Approve request as presented.

TOWN OF WAYNESVILLE BOARD OF ALDERMEN
REQUEST FOR BOARD ACTION
Meeting Date: July 22, 2014

SUBJECT: Street Closure Request: Frog Hop Street Festival and Public Art Dedication – Commerce Street from Depot Street to Giles Chemical – Saturday, August 2, 2014, 2:00 p.m. – 9:00 p.m.

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: 4b-C
Department: Administrative Services
Contact: Marcy Onieal, Town Manager
Presenter: Marcy Onieal, Town Manager

BRIEF SUMMARY: The Waynesville Public Art Commission and the Town are placing the public art sculpture “*Chasing Tadpoles*” in Frog Level. In conjunction with the dedication of the piece, the Frog Level Merchants Association are holding the first annual Frog Hop Art and Music Fest. There will be activities for children, as well as live music, art and food vendors. The request is to close Commerce Street from the intersection at Depot Street to the end of the second parking area at Panacea beginning at 2:00 p.m.

MOTION FOR CONSIDERATION: *To approve the closure of Commerce Street on Saturday, August 2, 2014 from 2:00 p.m. to 9:00 p.m. as indicated for the Frog Hop festival and art work dedication ceremony, as presented.*

FUNDING SOURCE/IMPACT: Will require Streets and Sanitation assistance with set up and take down of stage and bleachers.

ATTACHMENTS:

- Frog Hop Flyer
- Street Lay-out

MANAGER’S COMMENTS AND RECOMMENDATIONS: Recommend approval of request.

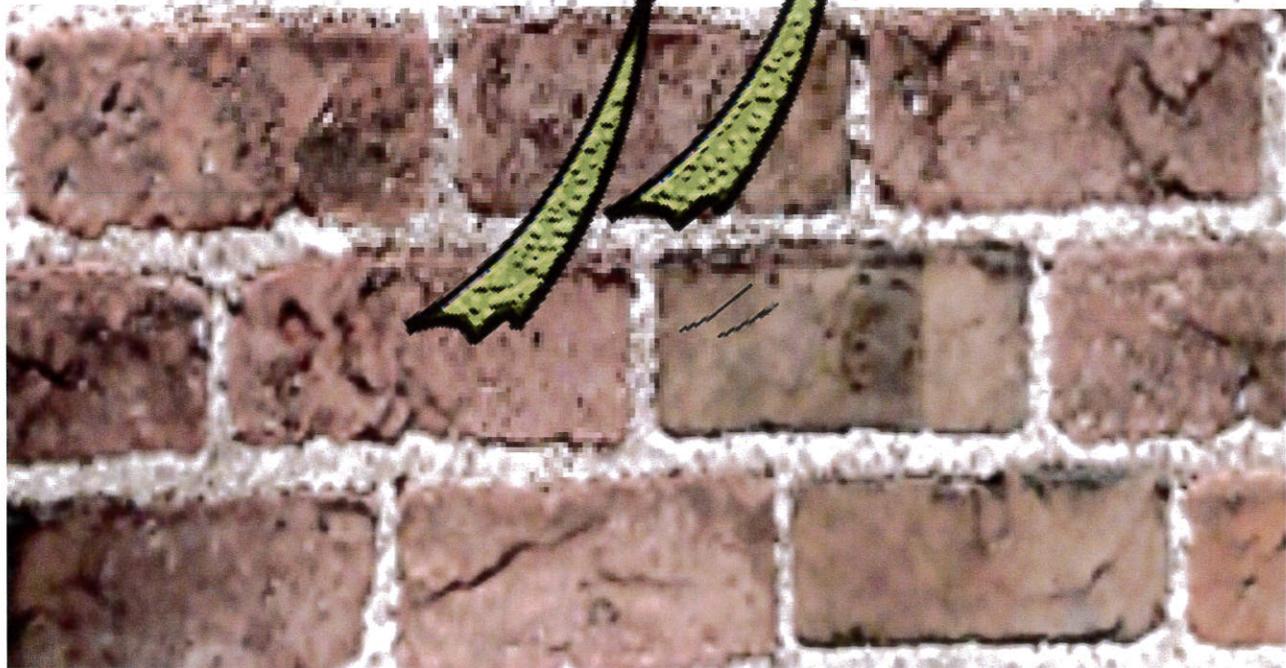
The Frog Hop

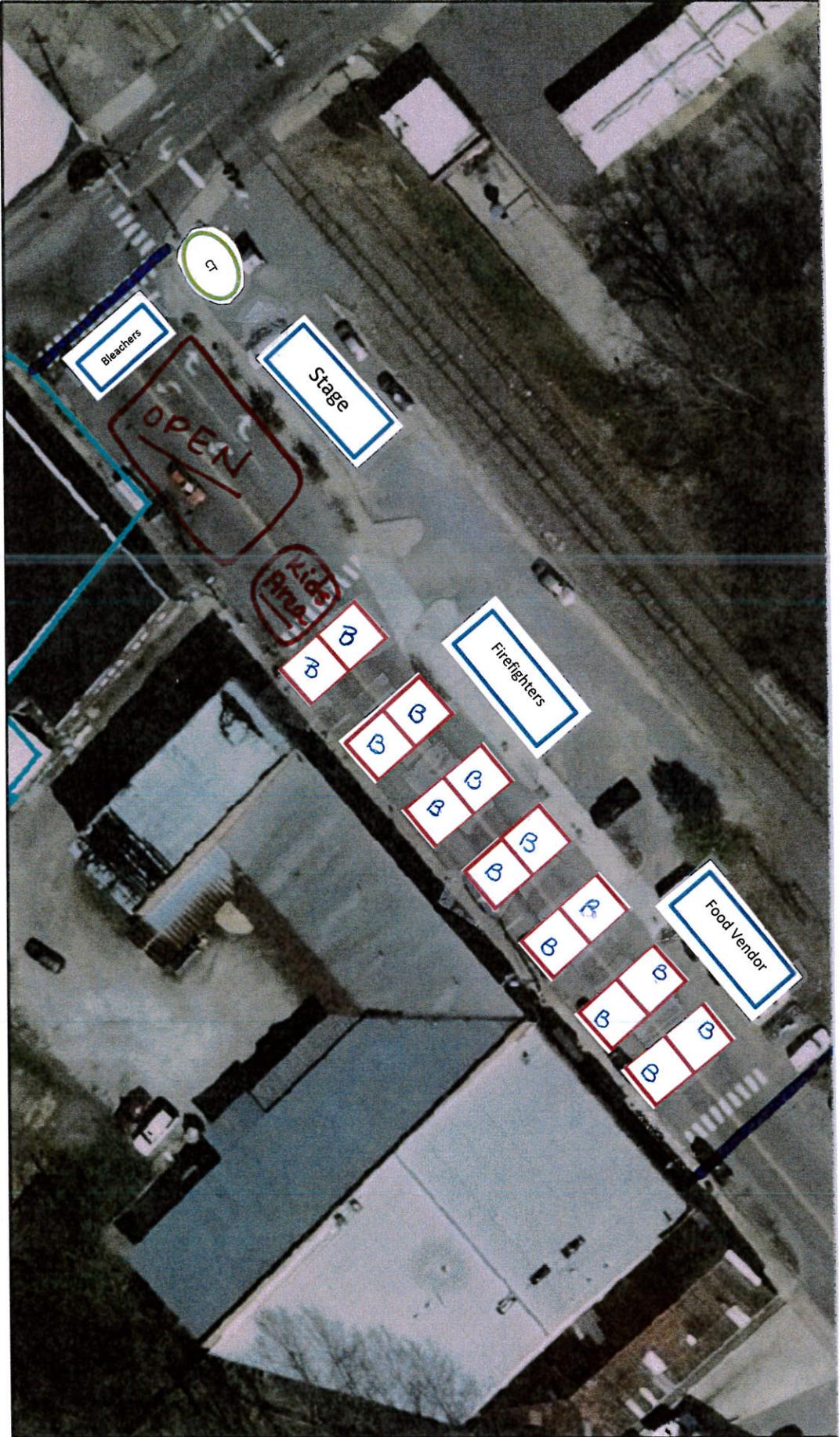
Frog Level, NC

August 2nd, 2014

4:00pm-9:00pm

Come celebrate the
Waynesville Public Art
Commission's newest
installation with Local
Art, Live Music,
Great Food, and
Children's Activities.





— blocked area
B = booth

— open and kids area

TOWN OF WAYNESVILLE BOARD OF ALDERMEN
REQUEST FOR BOARD ACTION
Meeting Date: July 22, 2014

SUBJECT: Street Closure Request: Feature Film Production – Maxima Lane, Welch Street (from East Street to Howell Street), Wall Street (East Street to Howell Street), Wall Street Public Parking Lots – on or about Monday, August 11, 2014, 3:00 a.m. – 10:00 p.m.
(Request of Site Location Manager Tom Parris, on behalf of Armored Car Productions, LLC)

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: 4c-C
Department: Administrative Services
Contact: Marcy Onieal, Town Manager
Presenter: Marcy Onieal, Town Manager

BRIEF SUMMARY: A feature film production company will be using locations in and around Waynesville to film July 14 – 24 at various locations, including Plott Creek Road area and again on or about August 11 on Maxima Lane. The production company has requested law enforcement assistance with traffic control on Plott Creek Road from Cardinal Lane to Sorrells Cove Road as well as in the downtown area on August 11.

On August 11, the production company would like permission to close Welch Street from East Street to Arden Street, to through traffic. If closure cannot be granted they would like to request permission to hold traffic intermittently (ITC) while actually filming scenes. They are asking for closure or ITC for the following reasons:

1. For the safety of cast and crew while working on the set.
2. For continuity and sound control.
3. The movie is set in 1997 and the scenes would be ruined should a 2014 vehicle drive by in the background.

If permission is granted to close Welch Street, the production company would allow residents access except during the times they are rolling cameras and emergency vehicles would always have access for emergency purposes.

In addition, the company has requested closure of Wall Street and the Wall Street public parking lots all day on August 11 to use that area as base camp for all the utility, equipment and actors' trailers (approximately 16 RVs and 15 semis)

MOTION FOR CONSIDERATION: *To approve noted traffic control areas and closures of Maxima Road, Welch Street, Wall Street, and Wall Street Public Parking Lots on or about Monday, August 11, 2014 from 3:00 a.m. to 10:00 p.m., as requested.*

FUNDING SOURCE/IMPACT: Will require Police Department assistance for closures using off-duty officers.

ATTACHMENTS:

MANAGER'S COMMENTS AND RECOMMENDATIONS: Approve as requested.

TOWN OF WAYNESVILLE BOARD OF ALDERMEN
REQUEST FOR BOARD ACTION
Meeting Date: July 22, 2014

SUBJECT: Street Closure and Special Event Request -- Permission to Sell/Serve Beer on a Public Street/Sidewalk during Building Bridges Mud Run September 13, 2014
(request of Ryan Jacobsen on behalf of Canton Lions Club)

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: 4d-C
Department: Administrative Services
Contact: Marcy Onieal, Town Manager
Presenter: Marcy Onieal, Town Manager

BRIEF SUMMARY: The Canton Lions Club and Waynesville Police Association are holding an inaugural Building Bridges Mud Run on Saturday, September 13, 2014. As there is a celebration following the conclusion of the mud run, the request is to close Vance Street from just beyond the Rec. Park entrance to just before the skate park entrance from 7 am to 6 pm . The reason for this closure is to have an area for food and other vendors and entertainment.

The Canton Lions Club would secure a vendor to sell/serve beer at the Building Bridges Mud Run. The vendor intends to operate with alcohol sales, on Vance Street for the event on Saturday, September 13, 2014. He is seeking Town permission to sell/serve alcohol on a public street/sidewalk as allowed by Sec 42-4 (e) of the Town code as follows:

Date of Event: Saturday, September 13, 2014
Time of Event: 9:00 am – 6:00 p.m.
Location: Vance Street within the indicated area

The chosen vendor will comply with all applicable ABC & Health Department regulations in operating outdoors. The Canton Lions Club will have to secure the appropriate ABC permitting and insurance (usually a one-day event rider) and adhere to all Town Ordinances.

MOTION FOR CONSIDERATION: *To approve the closure of Vance Street just beyond the Rec. Park entrance to just before the skate park entrance from 7:00 am to 6:00 pm on Saturday, September 13, 2014 and to allow the sale of alcohol within the indicated area on the street as requested and as permitted by Section 42-4 of the Town of Waynesville Code of Ordinances.*

FUNDING SOURCE/IMPACT: N/A

ATTACHMENTS:

- Map outlining location of the proposed sale area
- Section 42-4 of the Town's Code of Ordinances, concerning consumption or possession of alcohol while on public streets and sidewalks
- Resolution #07-14

MANAGER'S COMMENTS AND RECOMMENDATIONS:

Amie Owens

From: Ryan Jacobson <rjacobson05@gmail.com>
Sent: Wednesday, July 16, 2014 12:16 PM
To: Amie Owens
Subject: Fwd: Building Bridges Mud Run

Sent from my iPhone

Begin forwarded message:

From: Ryan Jacobson <rjacobson05@gmail.com>
Date: July 16, 2014 at 11:33:13 AM EDT
To: "aowens@waynesvillenc.org" <aowens@waynesvillenc.org>
Subject: **Building Bridges Mud Run**

Amy,

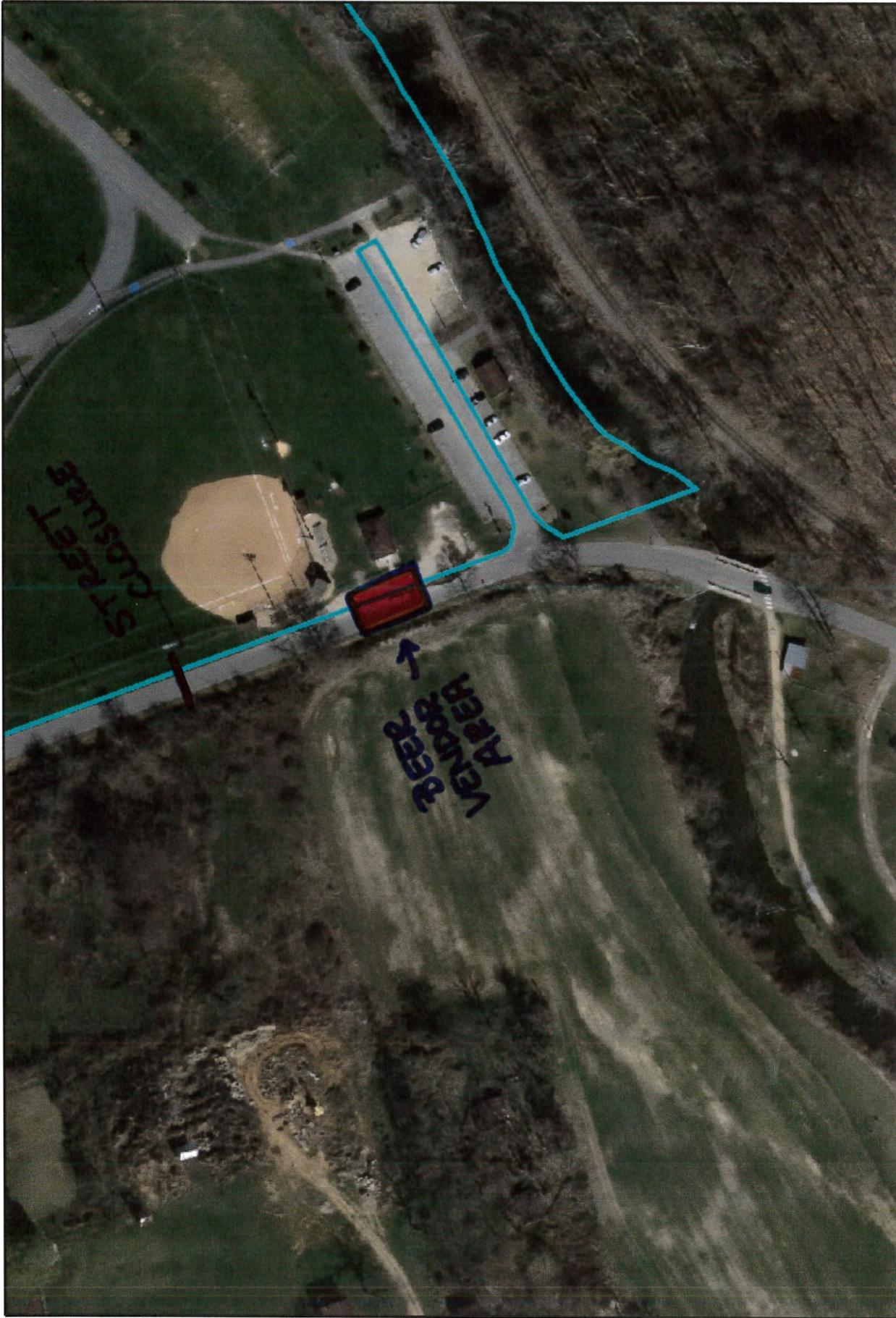
I am needing to speak to Waynesville's aldermen in regards to closing a portion of Vance St. On September 13, 2014 for the Canton Lions Club and Waynesville Police Association's Building Bridges Mud Run.

I have spoken to the Waynesville Recreation Committee and they have given their blessing in regards to having a few of our craft brewers as vendors. It is our hope to have a designated area on Vance Street to house food as well as beer sales. Those purchasing beer would be required to stay within the roped off area on Vance Street.

Please contact me with any questions. If possible, I would like to speak at the next scheduled meeting.

Ryan Jacobson
828-400-5935

Sent from my iPhone



Disclaimer: The maps on this site are not surveys. They are prepared from the inventory of real property found within this jurisdiction and are compiled from recorded deeds, plats and other public records and data. Users of this site are hereby notified that the aforementioned public primary information sources should be consulted for verification of any information contained on these maps. Haywood county and the website provider assume no legal responsibility for the information contained on these maps.

Haywood County GIS
STREET CLOSURE



1: 1517



Map generated by the Haywood County Map Server.
7/18/2014

**Town of Waynesville Code of Ordinances
Chapter 42 - Offenses and Miscellaneous
07-14-2014**

Sec. 42-3. - Consuming alcohol or possessing open containers of alcohol while on town recreation facilities.

- (a) It shall be unlawful for a person while on the property of the town at any of the town's recreation facilities or parks to possess fortified or unfortified wine, spirituous liquor or any malt beverage in other than the manufacturer's unopened original container.
- (b) It shall be unlawful for a person while on the property of town recreation facilities and parks to consume fortified or unfortified wine, spirituous liquor or any malt beverage.
- (c) The definitions of fortified or unfortified wine, spirituous liquor and malt beverage shall be the same as the definition in G.S. 18B-101.
- (d) Violations of this section shall be misdemeanors, punishable in accordance with section 1-8

(Ord. No. 24-94, §§ 133.01—133.04, 9-27-1994)

Sec. 42-4. - Consumption or possession of alcohol on the public streets and sidewalks of the town.

- (a) It shall be unlawful for a person to consume a malt beverage or unfortified wine on the public streets or sidewalks owned, occupied or controlled by the town.
- (b) It shall be unlawful for a person to possess an open container of malt beverage or unfortified wine on the public streets or sidewalks owned, occupied or controlled by the town.
- (c) It shall be unlawful for any person to possess or consume malt beverages or unfortified wine on public streets, sidewalks, alleys or parking lots which are closed to regular traffic for special events.
- (d) For the purpose of this section, the term "open container" means a container with a seal that has been broken or a container other than the manufacturer's unopened original container. The terms "malt beverages" and "unfortified wine" are defined in G.S. 18B-101.

(e) The board of aldermen may adopt a resolution making other provisions for the possession and consumption of malt beverages and/or unfortified wine at special events of the town or at special community festivals. Any resolutions that may be adopted shall provide for the specific times, dates and geographical limitations of the special event or festival.

- (f) Violations of subsections (a), (b) and (c) of this section shall be misdemeanors, punishable upon conviction in accordance with section 1-8

(Ord. No. 14-02, 8-13-2002)

Cross reference— Streets, sidewalks and other public places, ch. 46.

RESOLUTION NO. 07-14

RESOLUTION TO PERMIT THE SELL/SERVING OF BEER ON A PUBLIC
STREET/SIDEWALK DURING THE
BUILDING BRIDGES MUD RUN ON SATURDAY, SEPTEMBER 13, 2014

WHEREAS, Section 42.4 of the Town of Waynesville Code of Ordinances allows the Board of Aldermen to adopt a resolution to make provisions for the possession and consumption of malt beverages and/or unfortified wine at special events of the town or at special community festivals.; and

WHEREAS, a request was received from Mr. Ryan Jacobsen, representing the Canton Lions Club, for a one day permit to allow contracted vendors to sell/serve beer on a public street/sidewalk in a designated area on Vance Street during the Building Bridges Mud Run on Saturday, September 13, 2014.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of Aldermen of the Town of Waynesville authorize the sale & service of Beer, on a public street/sidewalk, in a controlled enclosure on Vance Street, on September 13, 2014 from Noon until 6:00 p.m. and as permitted by Section 42-4 of the Town of Waynesville Code of Ordinances.

Adopted this 22nd day of July, 2014.

TOWN OF WAYNESVILLE

Gavin A. Brown
Mayor

ATTEST:

Amanda W. Owens
Town Clerk

Marcia D. Onieal
Town Manager

**TOWN OF WAYNESVILLE BOARD OF ALDERMEN
REQUEST FOR BOARD ACTION
Meeting Date: July 8, 2014**

SUBJECT: Appointment of Hilliard Gibbs to Waynesville Housing Authority for an additional term

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: 5
Department: Administrative Services
Contact: Amie Owens, Town Clerk
Presenter: Marcy Onieal, Town Manager

BRIEF SUMMARY: Randolph Janes, Executive Director, came by the office this morning to describe the unique situation that has arisen at the Waynesville Housing Authority Board. Hilliard Gibbs was not reappointed to serve – he was their chair. Joan Robb will serve as appointed by you at the June 10 meeting. Since that meeting, two additional members have had to resign from the board – their vice-chair James Edwards who is now in a health care facility and Sybil Mann who moved to another county.

As there were additional positions open and Mr. Gibbs submitted a new application, as discussed at the June 10 meeting, the effective date for term limits was not set until 2014. Mr. Gibbs would be eligible to serve and has requested reappointment.

MOTION FOR CONSIDERATION: To approve the appointment of Hilliard Gibbs to the Waynesville Housing Authority for a term of five years to end on June 30, 2019, as presented.

FUNDING SOURCE/IMPACT: N/A

ATTACHMENTS:

- Application for Boards and Commissions – Hilliard Gibbs

MANAGER'S COMMENTS AND RECOMMENDATIONS: Recommend approval of request.

Rec'd in office

06/19/2014

Amie Owens

APPLICATION FOR APPOINTMENT TO BOARDS/COMMISSIONS

NAME Hilliard Gibbs
STREET ADDRESS 249 Bellevue Rd, Waynesville, NC 28785
MAILING ADDRESS _____
PHONE 828.456.9576
E-MAIL _____

Please consider me for appointment to the following board(s) or commission(s):

- | | |
|---|---|
| <input type="checkbox"/> Alcoholic Beverage Control Board | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Community Action Forum | <input type="checkbox"/> Public Art Commission |
| <input type="checkbox"/> Board of Adjustment | <input type="checkbox"/> Recreation & Parks Advisory Commission |
| <input type="checkbox"/> Firemen's Relief Fund Board | <input checked="" type="checkbox"/> Waynesville Housing Authority |
| <input type="checkbox"/> Historic Preservation Commission | |

I am interested in serving on this board or commission because: I want to work for equal opportunity / fair housing for all citizens of the Town of Waynesville.

I have experience/expertise in the following areas and/or have served on the following board or commission: I have served on this board from its inception. I have also served on advisory committees at HCC and Jones Temple AME Zion Church and Haywood County Sheriff's Dept. under Tom Alexander.

I feel that I can contribute the following to this board or commission: Many years of experience of seeing what has worked well, what hasn't, and being able to observe and determine the needs of citizens and the best way to meet them.

Tell us about yourself and your background: I'm a native of Haywood County; married; 4 grown children; have owned and operated my own business for 45 years.

If a vacancy exists and I qualify for appointment, I will be contacted for my permission to the appointment. If I am chosen, I will faithfully execute my duty on the selected board or commission.

Hilliard Gibbs
Signature

6-19-14
Date

Upon appointment to a Board/Committee, the information contained herein becomes a matter of public record per NCGS 132-1.

- Return Application to Town Clerk's Office -

**TOWN OF WAYNESVILLE BOARD OF ALDERMEN
REQUEST FOR BOARD ACTION
Meeting Date: July 22, 2014**

SUBJECT: Sale of property

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: 6
Department: Administrative Services
Contact: Marcy Onieal, Town Manager
Presenter: Marcy Onieal, Town Manager

BRIEF SUMMARY: The Town of Waynesville had an abandoned pump house located on property surrounded by that of Grace Middleton. The pump house has been removed and the underground tank sealed. In an effort to allow the property to be sold as one unit, the Middleton family has requested to purchase the area where the pump house was located for \$1.00.

As this is a real property purchase, a mandatory ten day advertisement period with opportunity for upset bidding will be completed. A resolution authorizing such advertisement is required before the advertisement can be posted. The Town Clerk will be responsible for posting of the ad and notifying the Board of Aldermen and Town Manager of its expiration and any resulting bids received.

MOTION FOR CONSIDERATION: *To approve the sale of Town-owned Property as outlined in N.C.G.S.160A-269, including advertising for the requisite ten day period, as presented.*

FUNDING SOURCE/IMPACT: Increase in lot size may minimally impact tax value.

ATTACHMENTS:

- Copy of Sale Agreement
- Copy of NCGS 160A-269
- Resolution authorizing the advertisement of an offer to purchase certain property

MANAGER'S COMMENTS AND RECOMMENDATIONS: Recommend approval of this sale.

OFFER TO PURCHASE AND CONTRACT

Buyer: Grace A. Middleton

Seller: Town of Waynesville

[The designations "Buyer" and "Seller" shall include the parties, their respective heirs, successors and assigns. Gender and number shall be interchangeable.]

Buyer hereby offers to buy and Seller, upon acceptance of this offer, agrees to sell all of the land and improvements located thereon and such fixtures and personal property as are listed below (collectively referred to as "the Property"), upon the following terms and conditions:

- 1. REAL PROPERTY: Located Waynesville, State of North Carolina.
Legal Description: Book 200, page 139.
- 2. PURCHASE PRICE. The purchase price is \$ 1.00 and shall be paid as follows:

\$ 1.00.
- 3. CLOSING EXPENSES: Seller shall pay for preparation of a deed and all other documents necessary to perform Seller's obligations under this agreement. Buyer shall pay for recording the deed.
- 4. CLOSING: Closing shall be defined as the date and time of recording of the deed. All parties agree to execute any and all documents and papers necessary in connection with closing and transfer of title on or before _____, at a place designated by Buyer. The deed is to be made to Grace A. Middleton.
- 5. POSSESSION: Unless otherwise provided herein, possession shall be delivered at closing.
- 6. OTHER PROVISIONS AND CONDITIONS:
 - (1) Upon recordation of the deed from Seller to Buyer Seller shall be released from responsibility for all those conditions as set forth in Deed Book 200, Page 139, Haywood County Registry.
 - (2) This contract shall be subject to those conditions as set forth in ARTICLE 12 of North Carolina General Statutes Chapter 160A.
- 7. PARTIES: This contract shall be binding upon and shall inure to the benefit of the parties, i.e., Buyer and Seller and their heirs, successors and assigns. As used herein, words in the singular include the plural and the masculine includes the feminine and neuter genders, as appropriate.
- 8. ENTIRE AGREEMENT: This contract contains the entire agreement of the parties and there are no representations, inducements or other provisions other than those expressed herein. All changes, additions or deletions hereto must be in writing and signed by all parties.
- 9. EXECUTION: This offer shall become a binding contract when signed by both Buyer and Seller. Buyer acknowledges having made an on-site personal examination of the Property prior to the making of this offer.

Buyer: Grace A. Middleton
_____ (SEAL)

Date: _____

Seller : Town of Waynesville
By _____

Date: _____

STATE OF NORTH CAROLINA—Haywood County.

THIS DEED, Made this 28th day of June, 1963, by HARRY E. MIDDLETON and wife, GRACE A. MIDDLETON of the County and State of North Carolina, Town of Waynesville, a municipal corporation organized and existing under and by virtue of the laws of North Carolina, of the first part; of Haywood County and State of North Carolina, of the second part:

WITNESSETH, That said parties of the first part in consideration of \$600.00 Dollars to be paid by said party of the second part acknowledged, ha... bargained and sold, and by these presents do grant, bargain, sell and convey to said party of the second part, its successors and assigns, a certain tract or parcel of land in Waynesville Township, Haywood County, State of North Carolina, adjoining the lands of Grady Farmer, Harry Middleton and others, and bounded as follows, viz.:

BEGINNING at a point located South 48 deg. 46 min. East 30 feet from a stump in the fence line, Grady Farmer's corner with Harry Middleton, and runs thence South 41 deg. 14 min. West 60 feet to a stake; thence North 48 deg. 46 min. West 60 feet to a stake; thence North 41 deg. 14 min. East to the fence line with Grady Farmer; thence along said fence line in Southeasterly direction to the point of beginning, according to a plat prepared for the Town of Waynesville by John W. Taylor, R.L.S., dated May 6, 1963.

There is also conveyed by this instrument a right-of-way and easement for roadway purposes over the land of Harry Middleton, said right-of-way running from the above described tract of land to the point where Harry Middleton's driveway intersects the Camp Branch Road, said easement being more particularly described as follows:

Said roadway being 20 feet in width and extending for 10.0 feet on each side of the following described centerline; beginning on the northerly edge of the existing pavement of Camp Branch Road at the intersection of the centerline of the present driveway leading to the Harry Middleton residence and runs thence North 32 deg. 45 min. East 39.78 feet to a stake; thence North 26 deg. 45 min. West 27.10 feet to a stake; thence North 54 deg. 53 min. West 69.19 feet to a stake; thence North 67 deg. 33 min. West 74.08 feet to a stake; thence North 38 deg. 15 min. West 43.80 feet to a stake; thence North 29 deg. 30 min. West 130.67 feet to a stake; thence North 16 deg. 15 min. East parallel to the Allen-Middleton line and 10.0 feet east thereof for 197.5 feet thence North 27 deg. 17 min. East 58.48 feet to a stake; thence along the centerline of an old logging road six calls as follows: North 63 deg. 9 min. East 47.71 feet; North 88 deg. 43 min. East 96.29 feet; South 71 deg. 54 min. East 65.96 feet; South 68 deg. 50 min. East 148.79 feet; North 84 deg. 00 min. East 59.46 feet; South 68 deg. 40 min. East 39.0 feet to a stake; thence North 37 deg. 41 min. East 53.23 feet to a stake; thence up the ridge parallel with and 10.0 feet southerly of, the existing Middleton-Farmer fence line North 28 deg. 37 min. West for 22.95 feet to a stake; thence North 48 deg. 46 min. West 93.74 feet to the southeastern line of the 60 foot tract of land above conveyed.

And as further consideration for this conveyance the party of the second part does hereby agree to maintain and keep up the driveway of the parties of the first part. Further, the party of the second part agrees that the parties of the first part shall always be entitled to the minimum "outside water rate."

And as further and additional consideration for this conveyance the party of the second part does hereby agree to install a one-inch water line from the reservoir to be built on the above described property to the home of the parties of the first part.

(DOCUMENTARY STAMP 55¢)

TO HAVE AND TO HOLD the aforesaid tract or parcel of land and privileges and appurtenances thereto belonging, to the said party of the second part, its successors and assigns, to their only use and behoof forever. And the said parties of the first part for they, their heirs, executors and administrators, covenant with said party of the second part, its successors and assigns, that they are seized of said premises in fee and ha... right to convey in fee simple; that the same are free and clear from all encumbrances

and that they do hereby forever warrant and will forever defend the said title to the same against the claims of all persons whomsoever

IN TESTIMONY WHEREOF, the said parties of the first part ha... hereunto set their hand... and seal... the day and year first above written.

Harry E. Middleton (Seal) Grace A. Middleton (Seal)

STATE OF NORTH CAROLINA—HAYWOOD COUNTY. I, Iris C. Cagle, a Notary Public do hereby certify that Harry E. Middleton and Grace A. Middleton

his wife, personally appeared before me this day and acknowledged the due execution of the annexed Deed of Conveyance. Witness my hand and official seal, this 28th day of June, 1963 A. D. 1963

(SEAL) My Commission expires Sept. 17, 1963 (Notarial Seal) Iris C. Cagle, N. P. (Seal)

STATE OF NORTH CAROLINA—HAYWOOD COUNTY. The foregoing certificate of Iris C. Cagle, a Notary Public of Haywood County

State of N. C. is adjudged to be correct. Let the instrument, with the certificates, be registered. Witness my hand and official seal, this 1st day of July, 1963 A. D. 1963

Johnnie R. Ferguson, Asst. Clerk of the Superior Court.

Filed for registration on the 1st day of July, 1963, at 4:55 o'clock P. M., and registered in the office of the Register of Deeds for Haywood County, North Carolina, this 2nd day of July, 1963 at 1:50 o'clock P. M., in Book No. 200 on page 139

Julius Ireland Register of Deeds of Haywood County.

§ 160A-269. Negotiated offer, advertisement, and upset bids.

A city may receive, solicit, or negotiate an offer to purchase property and advertise it for upset bids. When an offer is made and the council proposes to accept it, the council shall require the offeror to deposit five percent (5%) of his bid with the city clerk, and shall publish a notice of the offer. The notice shall contain a general description of the property, the amount and terms of the offer, and a notice that within 10 days any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder. When a bid is raised, the bidder shall deposit with the city clerk five percent (5%) of the increased bid, and the clerk shall readvertise the offer at the increased bid. This procedure shall be repeated until no further qualifying upset bids are received, at which time the council may accept the offer and sell the property to the highest bidder. The council may at any time reject any and all offers. (1971, c. 698, s. 1; 1979, 2nd Sess., c. 1247, s. 25.)

RESOLUTION 08-14

**RESOLUTION AUTHORIZING THE ADVERTISEMENT
OF AN OFFER TO PURCHASE CERTAIN PROPERTY**

WHEREAS, the Board of Aldermen of the Town of Waynesville desires to dispose of certain surplus property of the Town of Waynesville;

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen that:

1. The following described property is hereby declared to be surplus to the needs of the Town of Waynesville:
Legal description as noted in Deed Book 200, Page 139, Haywood County Registry and included as Exhibit A to this Resolution.
2. The Board of Aldermen has received an offer to purchase for the sum of \$1.00 the property described above.
3. The Board of Aldermen proposes to accept the offer unless a qualifying upset bid shall be made.
4. The Waynesville Town Clerk shall cause a notice of such offer to be published in accordance with North Carolina General Statute §160A-269.
5. Persons wishing to upset the offer must submit a written bid to the Waynesville Town Clerk within ten (10) days after publication of the notice. The person making the bid must deposit with the Waynesville Town Clerk a sum equal to five percent (5%) of his or her offer via cash or certified check. Once a qualifying upset bid has been received, that bid will become the new offer.
6. If a qualifying bid is received, the Waynesville Town Clerk is directed to re-advertise the offer at the increased upset bid amount, and to continue with this process until a ten (10) day period has passed without receipt of a qualifying upset bid.

Adopted this 22nd Day of July, 2014.

TOWN OF WAYNESVILLE

ATTEST:

Gavin A. Brown
Mayor

Amanda W. Owens
Town Clerk

Marcia D. Onieal
Town Manager

Report For 8614-16-2782

MIDDLETON, GRACE

31 MIDDLETON DR

WAYNESVILLE, NC 28786

Account Information:

PIN: 8614-16-2782

Deed: 2000E/448

Site Information:

31 MIDDLETON DR

DWELLING

SINGLE FAMILY

HOMESITE PRIMARY, HOMESITE RESIDUA

Heated Area: 1073

Year Built: 1955

Total Acreage: 4.628

Township: WAYNESVILLE

Site Value Information:

Land Value: \$53,000

Building Value: \$59,800

Market Value: \$112,800

Deferred Value: (\$0)

Assessed Value: \$112,800

Sale Price: \$0

Sale Date: 12/7/2000

Taxes 2012: \$0.00

Taxes 2011: \$0.00



1: 1187

Disclaimer: The maps on this site are not surveys. They are prepared from the inventory of real property found within this jurisdiction and are compiled from recorded deeds, plats and other public records and data. Users of this site are hereby notified that the aforementioned public information sources should be consulted for verification of any information contained on these maps. Haywood county and the website provider assume no legal responsibility for the information contained on these maps.

**TOWN OF WAYNESVILLE BOARD OF ALDERMEN
REQUEST FOR BOARD ACTION
Meeting Date: July 22, 2014**

SUBJECT: Award of Shield and Service Weapon to Retired Police Officer Sergeant Sylvia Palmer and Lieutenant Tim Brooks

AGENDA INFORMATION

Agenda Location: New Business
Item Number:
Department: Police/Administrative Services
Contact: Bill Hollingsed, Police Chief
Presenter: Marcy Onieal, Town Manager

BRIEF SUMMARY: It is customary in the law enforcement field, and is provided for in NCGS §20-187.2, that retiring law enforcement officers be presented with their shield and service sidearm as a gift upon retirement, upon approval by the governing board. We recently had two long-time employees retire from the Police Department:

Sylvia Palmer	Hired 11/16/1988	Retired 08/01/2014
Tim Brooks	Hired 07/15/1988	Retired 08/01/2014

MOTION FOR CONSIDERATION: To authorize the gift of Sergeant Palmer's shield and service sidearm in commemoration of her retirement on August 1, 2014, and to authorize the gift of Lieutenant Brooks' shield and service sidearm in commemoration of his retirement on August 1, 2014.

FUNDING SOURCE: General Fund; Approximate value of both items is less than \$500, which is in keeping with the value of parties/gifts historically provided by the Town for other retiring town employees.

ATTACHMENTS:

- NCGS §20-187.2

MANAGER'S COMMENTS AND RECOMMENDATIONS: To approve as requested.

§ 20-187.2. Badges and service side arms of deceased or retiring members of State, city and county law-enforcement agencies; weapons of active members.

(a) Surviving spouses, or in the event such members die unsurvived by a spouse, surviving children of members of North Carolina State, city and county law-enforcement agencies killed in the line of duty or who are members of such agencies at the time of their deaths, and retiring members of such agencies shall receive upon request and at no cost to them, the badge worn or carried by such deceased or retiring member. The governing body of a law-enforcement agency may, in its discretion, also award to a retiring member or surviving relatives as provided herein, upon request, the service side arm of such deceased or retiring members, at a price determined by such governing body, upon determining that the person receiving the weapon is not ineligible to own, possess, or receive a firearm under the provisions of State or federal law, or if the weapon has been rendered incapable of being fired. Governing body shall mean for county and local alcohol beverage control officers, the county or local board of alcoholic control; for all other law-enforcement officers with jurisdiction limited to a municipality or town, the city or town council; for all other law-enforcement officers with countywide jurisdiction, the board of county commissioners; for all State law-enforcement officers, the head of the department.

(b) Active members of North Carolina State law-enforcement agencies, upon change of type of weapons, may purchase the weapon worn or carried by such member at a price which shall be the average yield to the State from the sale of similar weapons during the preceding year. (1971, c. 669; 1973, c. 1424; 1975, c. 44; 1977, c. 548; 1979, c. 882; 1987, c. 122; 2013-369, s. 19.)

RESOLUTION 09-14

RESOLUTION FOR DECLARATION OF SERVICE SIDE ARM FOR RETIRING MEMBER OF A MUNICIPAL LAW ENFORCEMENT AGENCY AND RECOGNITION OF SERVICE

WHEREAS, North Carolina General Statute 20-187.2 authorizes the board to award current service side arm to Tim Brooks retiring Waynesville Police Department Lieutenant; and

WHEREAS, the Town of Waynesville recognizes the service of Lieutenant Tim Brooks as a member of the Waynesville Police Department from July 15, 1988 to August 1, 2014; and

WHEREAS, the Town of Waynesville has in its possession:

1- Glock Model 22, .40 caliber Serial Number WHV662 valued at \$409.00

which has previously been used in service by Lieutenant Tim Brooks.

THEREFORE, the Town of Waynesville Board of Aldermen meeting in regular session on Tuesday, July 22, 2014 does the following:

BE IT RESOLVED by the Town of Waynesville Board of Aldermen that:

1- Glock Model 22, .40 caliber Serial Number WHV662 valued at \$409.00

be declared surplus in order to be provided to the retiring Waynesville Police Department Lieutenant Tim Brooks.

Adopted this 22nd day of July, 2014.

TOWN OF WAYNESVILLE

ATTEST

Gavin A. Brown
Mayor

Amanda W. Owens
Town Clerk

Marcia D. Onieal
Town Manager

RESOLUTION 10-14

RESOLUTION FOR DECLARATION OF SERVICE SIDE ARM FOR RETIRING MEMBER OF A MUNICIPAL LAW ENFORCEMENT AGENCY AND RECOGNITION OF SERVICE

WHEREAS, North Carolina General Statute 20-187.2 authorizes the board to award current service side arm to Sylvia Palmer retiring Waynesville Police Department Sergeant; and

WHEREAS, the Town of Waynesville recognizes the service of Sergeant Sylvia Palmer as a member of the Waynesville Police Department from November 16, 1988 to August 1, 2014; and

WHEREAS, the Town of Waynesville has in its possession:

1- Glock Model 22, .40 caliber Serial Number WHV664 valued at \$409.00

which has previously been used in service by Sergeant Sylvia Palmer.

THEREFORE, the Town of Waynesville Board of Aldermen meeting in regular session on Tuesday, July 22, 2014 does the following:

BE IT RESOLVED by the Town of Waynesville Board of Aldermen that:

1- Glock Model 22, .40 caliber Serial Number WHV664 valued at \$409.00

be declared surplus in order to be provided to the retiring Waynesville Police Department Sergeant Sylvia Palmer.

Adopted this 22nd day of July, 2014.

TOWN OF WAYNESVILLE

ATTEST

Gavin A. Brown
Mayor

Amanda W. Owens
Town Clerk

Marcia D. Onieal
Town Manager