



**MINUTES OF THE REGULAR MEETING OF THE LAKE LURE TOWN COUNCIL
HELD TUESDAY, AUGUST 9, 2022, 5:00 P.M. AT THE LAKE LURE TOWN HALL**

PRESENT: Mayor Carol C. Pritchett
Mayor Pro Tem David DiOrio
Commissioner Patrick Bryant
Commissioner Scott Doster
Commissioner Jim Proctor

William Morgan, Jr., Town Attorney
William Hank Perkins, Jr., Town Manager

ABSENT: N/A

I. CALL TO ORDER

Mayor Carol C. Pritchett called the meeting to order at 5:00 p.m. Commissioner Patrick Bryant led the invocation. Council members led the pledge of allegiance.

II. APPROVE THE AGENDA

Commissioner Scott Doster made a motion to approve the agenda, as presented. Commissioner David DiOrio seconded and the motion carried 4-0.

III. MAYOR'S COMMUNICATIONS

Mayor Pritchett reminded the public about the two upcoming roundtables, the first one on Tuesday, August 23rd at Rumbling Bald and the second one on Thursday, August 25th at the Lake Lure Town Hall. Mayor Pritchett asked that those who would like to attend a roundtable meeting RSVP to Communications Director Laura Krejci. Mayor Pritchett explained that the roundtables provide an opportunity for communication between the Town and residents of the Town. Mayor also noted that Fire Chief Dustin Waycaster will attend the roundtables and will give a demonstration of the new fire department medical and safety equipment.

Mayor Pritchett reminded those in attendance that there was a ribbon cutting last week for the Morse Park Gazebo overlook and there is another ribbon cutting on August 25th for the Buffalo Creek Park parking lot.

IV. TOWN MANAGER COMMUNICATIONS

Town Manager Hank Perkins reported that the month of July was busy. Public Services, Police, and Fire had successful 4th of July. Community Development is about half way complete with moving to the Arcade Building and remains in communication with AT&T regarding the cell tower. Fire calls down and the department continues to complete significant training hours. Police activities for July were reported. The Parks, Recreation, and Lake Department was instrumental in helping with the gazebo ribbon cutting and the department continues to work on launching RecDesk. The Finance Director has been working on audit completion and the Town is doing well financially. The Communications Director reached a significant amount of people on the Town website and social meeting, and is working on two FEMA grants for design and construction of the replacement dam. The Town executed agreements for the procurement of valves and HDD permitting is in progress.

V. COUNCIL LIAISON REPORTS & COMMENTS

Commissioner Scott Doster reported that the Zoning and Planning Board did not meet in July and the Utility Advisory Board (UAB) also did not meet. Commissioner Doster mentioned that there had been prior consensus from Council to disband the UAB and the last meeting was scheduled for August.

Commissioner Doster made a motion to officially disband the UAB, effective immediately. Commissioner Proctor seconded and the motion carried 4-0.

Commissioner Patrick Bryant announced that Commissioner Scott Doster will be taking over the role of Council liaison to the Parks and Recreation Board. Commissioner Bryant thanked the Parks and Recreation Board for them allowing him to serve as their liaison.

Commissioner Scott Doster reported the activities of the Parks and Recreation Board.

Commissioner David DiOrio reported the activities of the Lake Advisory Board and the Board of Adjustment / Lake Structure Appeals Board did not meet in July. Commissioner DiOrio noted that proposed amendments to the Lake Use Regulations have been finalized by the Lake Advisory and will be re-reviewed by Marine Commission at the September 13th meeting, followed by a public hearing that will be set for a later date.

Commissioner Jim Proctor reported the activities of the ABC Board.

Mayor Pritchett reported the activities of the Lake Lure Steering Committee.

VI. PUBLIC COMMENT

Mayor Carol C. Pritchett invited the audience to speak.

Debra Gardner, 137 Firefly Cove, asked if there is an ordinance that makes residents to upkeep lawns near major roads. Ms. Gardner was referred to Michael Williams. Mr. Gardner also asked about any updates regarding the boating accident that occurred earlier in the year and asked what will happen to the individual who caused the accident. It was explained that the information is not yet available to the public, including Town Council members.

There was no further comments from the public.

VII. CONSENT AGENDA

Mayor Carol C. Pritchett presented the Consent Agenda and asked if any other items should be removed before calling for action.

Commissioner DiOrio made a motion to approve the Consent Agenda, as presented. Commissioner Bryant seconded. Therefore, the Consent Agenda incorporating the following items was unanimously approved and adopted:

- A. Approval of the July 12, 2022 Regular Town Council Meeting Minutes, the July 27, 2022 Special Town Council Meeting Minutes, and the August 1, 2022 Special Town Council Work Session Minutes
- B. Resolution No. 22-08-09 Adopting the 2021 Records Retention and Disposition Schedules for Local Government Including the General Records Schedule and Program Records Schedule for Municipal Government

RESOLUTION NO. 22-08-09

RESOLUTION BY TOWN OF LAKE LURE TOWN COUNCIL ADOPTING THE 2021 RECORDS RETENTION AND DISPOSITION SCHEDULES FOR LOCAL GOVERNMENT INCLUDING THE GENERAL RECORDS SCHEDULE AND PROGRAM RECORDS SCHEDULE FOR MUNICIPAL GOVERNMENT

WHEREAS, "Public Record" means any document, paper, letter, map, book, photograph, film, sound recording, magnetic or other tape, electronic data-processing record, artifact, or other documentary material, despite physical form or characteristics, made or received pursuant to law or ordinance in connection with the transaction of public business by any agency of North Carolina government or its subdivisions; and

WHEREAS, without a records retention program, public records can accumulate, causing the need for additional storage space, and without a schedule for disposal, valuable documents can be mistakenly discarded; and

WHEREAS, G. S. § 121- 5 and G. S. § 132- 3 require a municipality to approve the current schedule in order to conduct routine disposal of records which must otherwise be retained without specific permission for disposal by the Division of Archives and Records; and

WHEREAS, the Town of Lake Lure elects to utilize the Agency Policy option for specified items recorded within the North Carolina Department of Cultural Resources Record Retention and Disposition Schedule.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Lake Lure, North Carolina:

Section 1. The Town of Lake Lure hereby adopts the adopts the October 1, 2021 Municipal General Records Retention and Disposition General Records and Program Record Schedules, and the Agency Policy options for specified items within the Schedules as presented in accordance with the provisions of Chapters 121 and 132 of the General Statutes of North Carolina, copies of which are on file in the office of the Town Clerk.

Section 2. This schedule is to remain in effect from the date of approval and adoption until it is reviewed and updated.

READ, APPROVED, AND ADOPTED this 9th day of August, 2022.

VIII. NEW BUSINESS

A. BUDGET AMENDMENT #339 – ADNS WI-FI NETWORK CHANGES AND UPGRADES

Manager Perkins explained that the contents of this budget amendment were broached during the July work session, but funding for furniture and painting have been added to the request since it was first discussed. Manager Perkins directed to Council that all quotes can be found in the meeting packets. Manager Perkins explained that interior painting includes the remainder of town hall, the Police Department, and Lake Operations building. Manager Perkins continued to explain that the exterior painting quote is for the police boat house and for Town hall. Lastly, Manager Perkins noted that the requested furniture is for the Lake Operations building.

Commissioner Proctor made a motion to approve budget amendment #339 for ADNS Wi-Fi Network Changes and Upgrades. Commissioner Doster seconded and the motion carried 4-0.

VIII. NEW BUSINESS

**B. DISCUSSION REGARDING LAKE LURE TOURS CONCESSION
AGREEMENT AND OFF-SEASON BEACH OPENING/CLOSING REQUEST**

Manager Perkins explained that the Town had received the request from Lake Lure Tours (LLT) regarding the opening and closing of the beach during the “off-season” which was similar to the request from the prior year. Manager Perkins advised Council members to review the requested schedule. Manager Perkins explained that he had contacted Police Chief Humphries to inquire whether or not the Lake Lure Police Department holds the same stance as was established the prior year, which included concerns regarding the opening of any beach access during the off-season, and Chief Humphries confirmed that the Lake Lure Police Department maintained the same stance this year.

Commissioner Doster expressed support for beach access during the off-season in terms of walking on the beach, but expressed concern for any access to the water. Commissioner Doster asked if a lifeguard barrier would help. Parks, Recreation, and Lake Director Dean Givens answered that a rope system might help, but there will likely still be issues with water access. Commissioner Doster requested information regarding liability. Director Givens expressed uncertainty in regard to the extent of liability. Town Attorney William Morgan recalled drafting a memo last year, and does not think there was any concern regarding liability.

Commissioner DiOrio explained that when the water is not drawn down there is a safety concern. Director Givens agreed and noted that the winter months are often cold which deters people from entering the water. Commissioner Doster recalled that during the discussion regarding this matter last year it was noted that people the jumping fence during warm months was a concern.

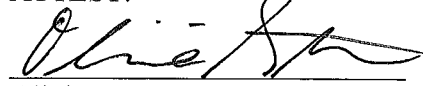
Commissioner Bryant noted that Arts and Crafts Festival is schedule two weeks before the Auto and Boat Show and two weeks before Memorial Day. Commissioner Bryant recommended moving the open date of the beach two weeks prior to Memorial Day. There was discussion regarding the verbiage about closing the beach when the lake is refilled. Manager Perkins recommended a set closing date of March 31 and Council members agreed.

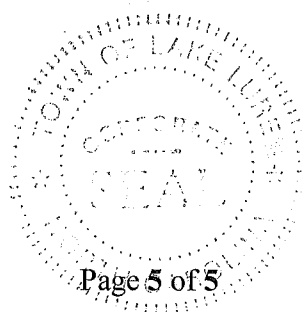
Commissioner Doster made a motion to accept the off-season opening and closing schedule request, with the establishment of the March 31st closing date. Commissioner DiOrio seconded and the motion carried 4-0.


IX. ADJOURNMENT

With no further business, Commissioner Proctor made a motion to adjourn the meeting at 5:29 p.m. Commissioner DiOrio seconded and the motion carried 4-0.

ATTEST:


Olivia Stewman, Town Clerk




Mayor Carol C. Pritchett