

Town of Maggie Valley
Board of Aldermen Regularly Scheduled Meeting
October 11, 2022
MINUTES

Members Present: Mayor Mike Eveland, Aldermen: John Hinton, Tammy Wight, Phillip Wight and Jim Owens

Staff: Attorney Craig Justus, Town Manager Vickie Best, Town Planner Kaitland Finkle, Police Chief Russell Gilliland, Public Works Director Mike Mehaffey, Minute Taker Regina Massie

Others Present: Community members Joy Hearn and Ellen Pitt, media representative Kathy Ross and event organizers for Showdown in the Valley

1) Meeting Called to Order

Mayor Eveland called the Regularly Scheduled Board of Aldermen Meeting to order at 6:30 p.m. on Tuesday, October 11, 2022, in the Town Hall Boardroom.

2) Pledge of Allegiance

The Pledge was repeated by all, followed by prayer.

3) Approval of the Agenda/Conflict of Interest Declaration

Mayor Eveland announced that ABC Board Chairman Joe Moody planned to provide an ABC Board Presentation; however, he was unable to attend. See Item 10 for other related discussion and actions.

The remaining agenda was approved as written and presented.

4) Consent Agenda

- a. Minutes to be Approved: June 14, 2022, September 7, 2022, September 13, 2022
- b. Budget to Actual
- c. A/R Report
- d. Tax Releases

ALDERWOMAN TAMMY WIGHT MADE A MOTION TO APPROVE THE CONSENT AGENDA WITH APPROPRIATE CHANGES. ALL IN FAVOR.

5) Public Comment

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Ellen Pitt with WNC Mothers Against Drunk Driving and a resident of 76 Blackberry Lane expressed her appreciation to the Board for use of the Town's venue in June for the Safety City event. She said it was a great dress rehearsal and had it not been for the success in Maggie Valley, they would not have been invited to the Haywood County Fair this year. Hundreds of people turned out for the community outreach opportunity at the fair. Maggie Valley Police Officers Logan Wood and Shanna Bellows did police dog demonstrations, which are a great public education opportunity and popular with all age groups.

She announced that Haywood County will establish a Recovery Court. The hope was for a court for the entire district; however, Haywood County was selected as the sole administrator of the non-recurring state funds. This is an intricate and necessary piece of the puzzle for successful recovery from substance abuse and homelessness, Ms. Pitt said. She asked the Board of Aldermen for their support, stating the court can't survive without community support that starts with community leaders. There are a number of high-profile community ops planned for November and December of this year and she plans to return soon with more details.

Stating that as a resident of Maggie Valley, she would like to know if the Town could provide statistical information of how many, and which motels are in receipt of homeless individuals from surrounding towns. Have those motels become designated homeless shelters, and if so, what types of barriers are present. She inquired about the burden placed on the Maggie Valley Police Department and other town services, such as garbage pickup, as well as the number of calls, and financial burden experienced by the Town as a result. Mayor Eveland responded that some of the information being requested is unknown, but town staff will gather the information that is available and send to her.

Her concern, she said, is the people supervising some of the non-profits are not very well vetted and not much information is available. Having been a reviewer for the Governor's Highway Safety Program for DWI Treatment Court in Buncombe County for 8 years and for the Veteran's Court for 6 years, she said from a Recovery Court standpoint, they would advise against congregating substance users and others who have crime convictions, feeling it leads to trouble. If someone in the group is trying to recover, being surrounded by other substance abusers or people with criminal backgrounds doesn't help the person in recovery or the community.

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She ended by thanking the police department for being part of the WNC Regional DWI Task Force. Alderwoman Tammy Wight thanked Ms. Pitt for what she does in the community.

Joy Hearn was the next commenter. She lives at 42 Fireside Drive behind the Festival Grounds. She submitted the following written account of events before, during and after the Showdown in the Valley event:

*“Timeline or sequence of events: There were people on the grounds **Tues. and Wed.***

October 5, 2022: Tuesday October 5, small tents were set up at the entrance.

October 6, 2022: Wednesday-- Event people were there all day. At 8:20 PM there was a horrible loud noise with bass causing vibration in windows. This ceased at 8:30 and there were only 2 pickup trucks on site. First thought was there were just guys goofing around.

October 7, 2022: Thursday--This was set-up day.

2:30 Loud Rap music 78 dB's (this is on my porch)

Called Town Manager at 3:06 and she said it was so bad that I could not stay in my house. The application apparently only stated that there was to be no live music.

Called Police Chief at 4:12 about the situation.

Both said they would check in to it to get the noise turned down.

***5:15 PM to almost 6:00PM** the noise started back after town offices had closed.*

*No cutback in sound. **THERE WAS NO AUDIENCE PRESENT.** Evening OK.*

October 8, 2022: Friday—First full day of show.

9:25 AM Nothing noticeable in the morning. There were about 16 trucks on the grounds and no noise. The show started at 8:00 AM.

11:30 AM dB's were about 60 behind the stage. I measured this as it was acceptable.

12:15 PM to 12:30PM Db range at property was 55-58 dB's.

At 1:15 PM sound was up to 72 dB's and I called Town Manager and she could hear it through my phone.

At 1:45 sound had been lowered to 58 dB's.

10:15 PM heard gunshots

10:20 PM Loud truck noise/drums for about 60 sec. Lights were on at Festival Grounds.

October 9, 2022 Saturday—Second full day of show.

9:20 No Problem. Show started at 8:00 AM.

1:50 PM some low sound 58 dB's

2:40 PM Rap music. Bass comes in to house 58-62 dB's at that level.

October 9, 2022 (cont'd)

2:52 PM Bass and vocal way up. 72 dB's—too loud (like a helicopter overhead)

6:40 PM low riding truck going fast and throwing flames. Pulled in to 5-Star Inn.

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7:25 PM Cruising strip with sound level at 63 to 72 dB's.

7:55 PM Still going. Would this interfere with Stompin' Grounds where there was another event or with Willow House Venue?

8:55 PM Field lights out on Festival Grounds

10:55 PM I thought last loud blast from trucks. Festival gates were closed and area was dark.

11:20 PM Last blast of music. Lasted about 60 seconds.

Sunday October 9, 2022

9:25 AM One horn blast at this time. By 9:46 AM decibel level was up to 68 dB's on average. 9:47 AM could understand every word in announcements. After 10:AM was absent from property until about 2:00 PM at which time vendors were tearing down.

The show was over at 1:00 PM with awards.

Conclusion: Optimum dB level is 50 decibels for a residential property according to the World Health Organization.

Above 55-56 dB's is intrusive. 56 is four times the intensity of 50 dB's. The sound of drums carries a long distance."

Submitted by

Joy Hearn

42 Fireside Drive

Maggie Valley, North Carolina

October 11, 2022

Ms. Hearn reports that she started her day by calling the Department of Transportation in Washington DC, ending up with a traffic engineer in Sylva. Her concern was about damage to the road caused by trucks with flames underneath. She spoke with Division Traffic Engineer Steven Buchanan who said this has never come up with him. He explained that outside town limits, the State Department of Transportation issues permits for events, parades, etc. However, within town limits, the town is responsible for their issuance. If there is any damage to the roads, the town has liability.

Ms. Hearn went on to speak of concern about the noise level from the event. She pointed to an option on Realtor.com for noise maps alongside flood maps because noise pollution is becoming so important. Noise induced hearing loss has become a big thing, and noise pollution ranks up there with smoke. She gave examples of motorcycles and lawn equipment what can reach 85-89 dB's, which is why Director Mehaffey has his staff to wear earmuffs.

In her timeline, she recounts the "unbelievable" noise Wednesday between 8:00 p.m. and 8:30 p.m. when the bass was very loud, as it carries more than treble. She said it

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was the same the next day. She then called Manager Best to tell her about the issue. Manager Best said someone would go speak with them. On Friday between 1:15 and 1:45, the same occurred. She said she called Manager Best again, who could hear the noise through the telephone.

Ms. Hearn said when she can't use her house for the intended use it becomes, in zoning terms, a taking. This event, she said, was the worst to date, probably due to the low bass. She felt like it might have interfered with other vendors as well, perhaps the Spiders at the Stompin' Grounds. Her recommendation was an organized parade where all go up and down the road at the same time. Instead, they went until at least 10:55 p.m. on Saturday. The last blast occurred at 11:20 p.m. after the gates had closed.

She said she read the noise ordinance and sat through a few events after she bought her property. She said you knew it (Festival Grounds) was there, but it was not really bothersome. Then former Manager Clark informed her that they took the noise limit off of the Festival Grounds. Without limits, there is abuse. A certain decibel limit should be set.

Ms. Hearn commented on the good job being done on some events and said she could not even hear the speakers during the rod meet. The auto shows have been fine for the most part, except Eurofest she said, got a little "off the wall," and during Folkmoot she could hear the "Puerto Ricans and the Irish."

Ms. Hearn sent Alderwoman Tammy Wight some information from another town, along with noise mitigation ideas. She offered to send more information to Manager Best.

In closing, she offered that her brother was a musician and that growing up around him, she had to tip-toe in the mornings so he could get his sleep. These folks have to have quite so they can get sleep, "but so do I," she said.

6) Public Hearings set for November 9, 2022

- a. Planning Board Initiated Text Amendment: Building Height in Special Flood Hazard Area
- b. Property owner requested Conditional Zoning District: 1585 Jonathan Creek Road, PIN 8607-27-9452, 89 Lot Subdivision (58 Single Family & 31 Multi Family Dwelling units)

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These items were addressed during the October Agenda Setting Meeting and are scheduled for public hearing at next month's Regularly Scheduled Board of Aldermen Meeting.

The Planning Board has initiated a text amendment to building heights in flood zone areas. Additionally, once Council moves to bring 1585 Jonathan Creek Road into town limits, it will require zoning, and a public hearing will be held on conditional zoning, as the property is greater than 10 acres.

Planner Finkle shared that a neighborhood meeting has been scheduled, as is required for conditional zoning, and will be held Thursday from 4:00 pm – 5:00 pm in the pavilion. This meeting must be held before going before the Planning Board. Maggie Valley's zoning language says that property owners within 500 feet of the parcel will be invited, which exceeds the requirement in state statutes. The property has been posted and letters have been sent; however, Planner Finkle says she hasn't gotten many calls or walk-ins about the property.

The neighborhood meeting is step one. In step two, it will go before the Planning Board, then finally to the Board of Aldermen for adoption. Attorney Justus asked for clarification on action needed at this meeting. Manager Best explained it is to set the public hearing dates for building heights and conditional zoning of the Jonathan Creek property.

ALDERMAN PHILLIP WIGHT MADE A MOTION TO SET NOVEMBER 9, 2022, AS THE DATE FOR PUBLIC HEARINGS ON A TEXT AMENDMENT TO BUILDING HEIGHTS IN FLOOD HAZARD AREAS AND FOR THE CONDITIONAL ZONING OF PROPERTY LOCATED AT 1585 JONATHAN CREEK ROAD, PIN# 8607-27-9452. ALL WERE IN FAVOR.

7) Approve the 2021 Records Retention Policy as Deemed by State Statutes

The Records Retention Policy was updated in October 2021 to combine certain common records standards into the General Records Schedule for Local Government Agencies. The Town has been following the procedures, but the Board of Aldermen never formally adopted the policy.

ALDERMAN PHILLIP WIGHT MADE A MOTION TO ADOPT THE 2021 RECORDS RETENTION POLICY AS DEEMED BY STATE STATUTES. ALL WERE IN FAVOR.

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8) Approval of Resolution No. 22-16: Records Retention Policy: Documents Created or Maintained Pursuant to the ARP/ CSLFRF Award

ARP funds were added as a new funding source, and because it never existed before, there was not a retention schedule attached. Now that it is a source of funding, records for real property and equipment will need to be held for five years after final disposition.

ALDERMAN JOHN HINTON MADE A MOTION TO APPROVE RESOLUTION NO. 22-16: RECORDS RETENTION POLICY FOR DOCUMENTS PURSUANT TO THE ARP AWARD. ALL VOTED IN FAVOR.

Resolution 22-16: Records Retention Policy – Documents Created or Maintained Pursuant to the ARP/CSLFRF Award

Retention of Records: The Coronavirus Local Fiscal Recovery Funds (“CSLFRF”) Award Terms and Conditions and the Compliance and Reporting Guidance set forth the U.S. Department of Treasury’s (“Treasury”) record retention requirements for the ARP/CSLFRF award.

It is the policy of the Town of Maggie Valley to follow Treasury’s record retention requirements as it expends CSLFRF pursuant to the ARP/CSLFRF award. Accordingly, the Town of Maggie Valley agrees to the following:

- Retain all financial and programmatic records related to the use and expenditure of CSLFRF pursuant to the ARP/CSLFRF award for a period of five (5) years after all CLFRF funds have been expended or returned to the Treasury, whichever is later.
- Retain records for real property and equipment acquired with CSLFRF for five years after final disposition.
- Ensure that the financial and programmatic records retained sufficiently evidence compliance with section 603(c) of the Social Security Act “ARPA,” Treasury’s regulations implementing that section, and guidance issued by Treasury regarding the foregoing.
- Allow the Treasury Office of Inspector General and the Government Accountability Office, or their authorized representatives, the right of timely and unrestricted access to any records for the purpose of audits or other investigations.

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- If any litigation, claim, or audit is started before the expiration of the 5-year period, the records will be retained until all litigation, claims, or audit findings involving the records have been resolved.

Covered Records: For purposes of this policy, records are information, regardless of physical form or characteristics, that are created, received, or retained that evidence the Town of Maggie Valley's expenditure of CSLFRF funds on eligible projects, programs, or activities pursuant to the ARP/CSLFRF award.

Records that shall be retained pursuant to this policy include, but are not limited to the following:

- Financial statements and accounting records evidencing expenditures of CSLFRF for eligible projects, programs, or activities.
- Documentation or rational to support a particular expenditure of CSLFRF (e.g., expenditure constitutes a general government service);
- Documentation of administrative costs charged to the ARP/CSLFRF award;
- Procurement documents evidencing the significant history of a procurement, including, at a minimum, the rationale for the method of procurement, selection of contract type, contractor selection or rejection, and the basis for contract cost or price;
- Subaward agreements and documentation of subrecipient monitoring;
- Documentation evidencing compliance with the Uniform Guidance property management standards set forth in 2 C.F.R. 200.310-316 and 200.329;
- Personnel and payroll records for full-time and part-time employees compensated with CSLFRF including time and effort reports; and
- Indirect cost rate proposals

Storage: Town of Maggie Valley's records must be stored in a safe, secure, and accessible manner. Wherever practicable, such records should be collected, transmitted, and stored in open and machine-readable formats.

Departmental Responsibilities: Any department or unit of the Town of Maggie Valley, and its employees, who are responsible for creating or maintaining the covered documents in this policy shall comply with the terms of this policy. Failure to do so may subject the Town of Maggie Valley to civil and/or criminal liability. Any employee who fails to comply with the record retention requirements set forth herein may be subject to disciplinary sanctions, including suspension or termination.

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The Town Manager is responsible for identifying the documents that Town of Maggie Valley must or should retain and arrange for the proper storage and retrieval of records. The Town Manager shall also ensure that all personnel subject to the terms of this policy are aware of the record retention requirements set forth herein.

Reporting Policy Violations: The Town of Maggie Valley is committed to enforcing this policy as it applies to all forms of records. Any employee that suspects the terms of this policy have been violated shall report the incident immediately to that employee's supervisor. If an employee is not comfortable bringing the matter up with the supervisor, the employee may bring the matter to the attention of the Town Manager. The Town of Maggie Valley prohibits any form of discipline, reprisal, intimidation, or retaliation for reporting incidents of inappropriate conduct of any kind, pursuing any record destruction claim, or cooperating in related investigations.

Questions About the Policy: Any questions about this policy should be referred to the Town Manager (phone 828-926-0866), who is in charge of administering, enforcing, and updating this policy.

Policy Authority: Following initial adoption of this policy by the governing board, the Town Manager is hereby authorized to administer, enforce, and make revisions to this policy.

Adopted this the 11th day of October 2022.

9) Approval of Event: Showdown in the Valley, October 6-8, 2023

This is a no camping, no alcohol sales, no live music event. Mayor Eveland asked if Chief Gilliland spoke with the promoters about the noise, to which he replied that he did, over the weekend. There was no band present, but vehicles coming through with powerful sound systems were present, and the promoters let them know they had to tone it down. This was a three-day event, but Wednesday night they were at the Festival Grounds for set-up, and that was the first night there was a noise issue.

Chief Gilliland said that the first time the police department addressed it they were quick to respond. Event promoters attending the Board Meeting said a few vehicles were the problem, and that they had to go back a couple of times to some to address

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the noise. The promoters identified themselves as locals who desire to bring in more events like this.

Alderman Phillip Wight commented on the great weather weekend and Mayor Eveland said having the Can-Ams at the Stompin' Grounds and the Showdown in the Valley at the Festival Grounds at the same time, was huge for the Town of Maggie Valley. The entire town was busy both Friday and Saturday. Alderman Wight added that he liked the three-day event, and that it provided a different style of show cars.

Promoters offered to work with the town on any improvements needed. Mayor Eveland said the important thing was now they are aware of the issue, and they can be a little more on top of it on Wednesday and Thursday.

Alderman Phillip Wight commented that an acoustical engineer has never been hired for the Festival Grounds and questioned Director Mehaffey about whether promoters are advised on measures to keep noise down, such as turning down speakers, etc. Director Mehaffey said that a deejay did a little low music and made some announcements, and that the excessive noise came from vehicles. He said he had a conversation with the vehicle owners too.

The 2023 event will remain unchanged in that there will be no live bands, and camping will only be allowed for event staff. There will be a deejay on hand for announcements; although, Ms. Hearn stated that she could hear every word this year's deejay said.

Alderman Owens says he was glad the promoters attended and thanked them for letting participants know about noise in advance.

ALDERMAN PHILLIP WIGHT MADE A MOTION TO APPROVE THE OCTOBER 6 – 8, 2023 SHOWDOWN IN THE VALLEY EVENT. ALL WERE IN FAVOR.

10) ABC Board Presentation: Joe Moody, Chairman

- a. Agreement on Staggered Terms for the ABC Board
- b. Presentation: Chairman Joe Moody
- c. Authorization to Sign Contract with ABC Store

As previously stated, Chairman Moody was unavailable to provide the ABC Board Presentation.

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Staggered Terms

Manager Best received a letter from Local ABC Board Audit Program Analyst Quinn Wollard recommending realignment of board member terms to ensure no more than two members have term expirations in the same year. She said Chairman Moody spoke with board members and they were not concerned about their appointments, therefore, a suggested appointment through date was provided to board members as follows:

Joe Moody	2 yr	Cabe Carver	3 yr
Brad Pendley	3 yr	Danny Mitchell	4 yr
Al Mathews	4 yr		

Mayor Eveland said because they were voting tonight, this was the time to bring up any concerns, and that in two years, the assignments would need to be reviewed again, and town staff need to keep track of this. Alderman Hinton mentioned that staggered terms were assigned to Planning Board members too, as they don't want everyone to come off at the same time.

ALDERMAN JOHN HINTON MADE A MOTION TO ADOPT STAGGERED TERMS FOR ABC BOARD MEMBERS, AS WRITTEN IN HANDOUT. ALL WERE IN FAVOR.

ABC Law Enforcement Contract

This contract is to provide ABC Law Enforcement to the Town of Maggie Valley for the sum of \$9000 annually. The last contract was signed in 2016 but moving forward, it will be signed every year. This contract is similar to the one completed in 2016. The sum of nine-thousand dollars was set due to uncertainty of liquor sales. The pandemic blew sales through the roof, but with impending recession and inflation, sales may not be as much in the future. There's also the additional consideration of repairing the sinkhole in front of the Dellwood ABC Store.

Alderman Phillip Wight commented that this is a contract that goes along with state law. Mayor Eveland agreed, saying any prior issues pertaining to this have been resolved and that if the ABC Board is audited, auditors will look for this contract in writing. He said the board needs to approve him signing the contract.

Alderman Owens questioned if liquor stores have another banner year would this change when they do their year-end audit. Manager Best confirmed that it would.

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Mayor Eveland said he believes there will be more money available but agreed to the amount in the contract. They may have a drop in sales, but it will not be a major drop. Payments are made in quarterly installments and will be adjusted at the end of the year.

Alderman Wight asked if they were being asked to approve the minimum that will go to the police department but that wasn't the case.

Manager Best clarified that the \$9000 is to be paid in quarterly installments, then they catch up at the end of the year. The ABC Board retains no profit. They just have operating costs. In Maggie Valley, 80% goes to the town's general fund, 10% of ABC law enforcement and 10% for education. Alderman Wight asked who expends the money. There is a joint effort, Manager Best said, adding that ABC money balances out police department salaries.

Mayor Eveland further explained that Maggie Valley was approved for liquor-by-the-drink sales in 1979, and at that time North Carolina required 10% and 10%. So, statutes would need to be changed to affect the percentages. Most other areas of the state are at 5% and 7%. He reiterated that 80% goes to the town's general fund, 10% to the police department, and 10% for education.

This year in budget there will be a line item for it.

Alderman Owens noted that this contract is only for law enforcement portion. Manager Best explained that is because the rest of it goes to the general fund and is not mandated by general statute where it has to go. Mayor Eveland asked for confirmation that the \$9000 represented the 10% that the ABC Board thinks they will be doing annually with the police department. Alderman Wight again clarified that the board was approving authorization to sign the contract.

Alderwoman Tammy Wight noted the contract says ABC Boards are required to expend at least 5% of profits on ABC law enforcement. Manager Best said records are being changed to reflect the correct amount, and that numbers needed to balance. This is a yearly process now. Mayor Eveland offered to have the percentage changed before signing the contract. Attorney Justus said this is only an agreement to provide law enforcement, calling it a very narrow issue. They agreed to move forward with the contract as it is written.

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Alderman Phillip Wight complemented the “outstanding” ABC Board, saying they have made great strides compared to several years ago, adding on and keeping them in in the black.

ALDERMAN PHILLIP WIGHT MADE A MOTION TO AUTHORIZE THE MAYOR TO SIGN THE ABC LAW ENFORCEMENT CONTRACT. ALL VOTED IN FAVOR.

11) Surplus 2014 Ford Explorer VIN# 1FM5K8AR9EGA81182: Milage: 70,006.00.

This vehicle has been in service for eight (8) years. There is front-end damage to the vehicle although it still runs. The Town received \$5,015.18 insurance payout. Chief Gilliland recommends the vehicle be sold as-is.

ALDERMAN PHILLIP WIGHT MADE A MOTION TO SURPLUS THE 2014 FORD EXPLORER, VIN# 1FM5K8AR9EGA81182. ALL VOTED IN FAVOR.

12) Surplus a 2016 Ford Explorer VIN# 1FM5K8AR7GGC08630 Milage: 105971.00

This vehicle has been in service for six (6) years.

ALDERWOMAN TAMMY WIGHT MADE A MOTION TO SURPLUS THE 2016 FORD EXPLORER, VIN # 1FM5K8AR7GGC08630. ALL VOTED IN FAVOR.

13) Budget Amendment: Ordinance 1013 for \$400 for a one-time fee with Municode

Municode will charge a \$400 one-time fee to renumber the Land Development Code to fit into the same code numbering system as the rest of the code.

Alderman Wight asked if this is an additional charge, adding that the town already entered into a contract with this company to do the comprehensive code, and they passed the UDO, so he thought all that was over. Now they are being asked to pay an additional \$400 fee. Manager Best said this one-time fee is so all the ordinances will go together, reminding him that Municode is holding the ordinances. Then, this is a little different, he asked. Yes, the holding company will store the town’s code on their site, and it will make navigating and finding things on the website easier.

ALDERMAN PHILLIP WIGHT MADE A MOTION TO APPROVE ORDINANCE 1013 FOR A ONE TIME \$400 FEE TO MUNICODE. ALL VOTED IN FAVOR.

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Ordinance 1013: An Ordinance Amending the FY 2022/23 Budget Ordinance

Be it Hereby Ordained by the Town Board of Aldermen of the Town of Maggie Valley, North Carolina, that the Budget Ordinance for the year 2022/23 is amended as follows:

General Fund – Renumber Land Development Code (Civic Plus)				
	Description	Previous	Increase (Decrease)	Amended
Revenues	Appropriated Fund Balance 10-000-3991	\$577,411	\$400	\$577,811
Appropriations	Contracted Services 10-412-4440	\$16,000	\$400	\$16,400

Adopted by the Town Board of Aldermen of the Town of Maggie Valley in regular session on October 11, 2022.

14) Department Head Reports

- a. Mike Mehaffey, Public Works Director
- b. Russ Gilliland, Police Chief
- c. Kaitland Finkle, Town Planner
- d. Vickie Best, Interim Town Manager

Public Works

- Monthly maintenance, general cleaning and repairs at Town Hall, Pavilion, Parham Park, Rathbone/Rich Park, Festival Grounds, Public Works buildings and Police Department.
- Monthly Recyclables approx. 11.7 tons.
- Monthly Solid Waste approx. 43.5 tons.
- Monthly White Goods/Electronics 6 pick-ups.
- Picked up miscellaneous residential brush and debris. 292 brush pick-ups that totaled 16 loads of brush.
- Continue maintenance and repairs on Welcome Banners, Miss Maggie Banners and Fall Banners.

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- Perform ditch, culvert, shoulder and road maintenance along streets. Both private and Town streets.
- Service and/or repaired 1 Public Works vehicles/equipment 1 Administration and 1 Police vehicles.
- Picked up bagged trash and debris along Highway 19 and Highway 276 from Fie Top Road to the Wastewater Treatment Plant.
- Public Works continues work on the Veteran's Park Project and the new Town Hall Sign. We have installed the large rock that will have the service plaques on it. The rock mason should be finished with the stonework near the first week in October. We will be installing lights, plants, mulch and staining the concrete walkways also in October.
- Public Works continues to work with Pressley Excavating (the utility and grading contractor) on Mari's Meadow the new subdivision off Panoramic Loop. Water, storm drainage and the sewer infrastructure has been completed and inspected.
- Public Works staffed 4 successful events at the Festival Grounds in September.
- Public Works

WWTP

- Monthly testing, monitoring and analysis; Monthly cleaning and repairs.
- Monthly Road, Levee, equipment and building maintenance.
- Continued yearly sewer line, manhole, easement spraying and creek crossing inspections as required by DENR.
- Continue working to make repairs to deficiencies identified during I/I study, smoke testing and sewer assessment. 0 repairs last month from I/I repair list.
- Installed/repared 4 sewer services issues, cleaned and videoed approximately 970' feet of sewer line, inspected 31 sewer connections/installations, repaired/leak stopped 0 damaged manholes and inspected 0 manholes as we continue to work on I&I issues.
- Dewatered 000 gallons of digester sludge. Lime Stabilized 0 tons of dewatered sludge. Also, hauled 0 tons of dewatered sludge to landfill.
- Worked with business owners, homeowners, contractors and others to help resolve sewer related issues such as rainwater getting into sewer lines, back-ups, video inspection, private line or service locations and damage to lines.
- Continue monthly sewer easement maintenance. Bush hogging, tree cutting, spraying and debris removal.
- This month we received 55 NC811 locate request. These were all marked in a timely manner.
- Continue monitoring Johnathan Creek and stream banks for fallen and dead trees that could impact the Town's sewer creek crossings. This is now required by NCDEQ.

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- Removed fallen trees and debris from Jonathan's Creek on Moody Farm Road, Stonebridge Campground, Valley Creek and Campbell Creek.
- Grease in the Towns sewer collection system and in the Wastewater Treatment Plant is an ongoing and time-consuming problem. Regular grease trap pumping and maintenance is the key to keeping these problems to a minimum. All food handling businesses are required to have grease removing equipment installed and to maintain records of cleaning and maintaining their equipment. The sewer department staff regularly inspects this equipment and looks at records and logs of this maintenance. This month we performed 2 grease trap inspections. Of these 0 were found to be non-compliant. We continue to work with all businesses on their grease issues. We provide assistance and education in hopes of reducing the amount of grease in our sewer system.

Director Mehaffey said they were completing light work this evening to show off Veteran's Park. He invited everyone to stop by after the board meeting. They hoped to dedicate the park on Veteran's Day, but the emblems will not be delivered in time for this to occur. They will look at dedicating the park in December. Alderman Owens suggested that it may get better participation from Veteran's Groups if it is not on Veteran's Day.

Police Department

Incident/Investigations

- During this reporting month, the Maggie Valley Police Department (MVPD) investigated twenty-six incidents which include: Simple Assault, Aggravated Assault, Larceny, Shop Lifting, Damage to Property, Narcotic Violations, Weapons Law Violations, Disorderly Conduct, and Trespassing.

Arrests

- Maggie Valley police officers arrested a total of thirteen individuals resulting in fifteen charges which include: Narcotics Violations, Weapons Law Violations, Disorderly Conduct, and Trespassing.

Motor Vehicle Traffic

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- Maggie Valley Police Officers investigated 0 motor vehicle accident for the reporting period. Issued one hundred fifty-seven Uniformed Traffic Citations and Warning Citations combined. 41 percent (65) of citations were for speeding.

Officer Activities

- There was a total of one hundred thirty-nine Officer Activity Logs for the month which include: Alarm Activations, Assist other First Responders, Business Checks, Civil Disturbances, Suspicious Persons and Vehicles, Noise Complaints, Fight Call, Trespassing, Animal Complaints, Incomplete 911 Calls, School Security, Unlock Vehicles, and Welfare Checks.
- Sgt's Jeff Mackey and Ryan Flowers inspected our vehicles for maintenance and cleanliness.

Evidence Processing (E/P)

- E/P technician processed three items for the month. Evidence items range from Methamphetamine, and Weapons.

Investigations (CID)

- Detective Haley Crocker is investigating a Larceny from a business.
- Detective Haley Crocker investigated a death from natural causes. No further investigation necessary.
- Captain Matthew Boger reviewed and deleted in-car video for the month of July.

K9 Program

- The Maggie Valley Police Department K-9 team attended twelve training events and deployed fifteen times in the field. During the searches K-9 Officers seized narcotic items.
- Maggie Valley K-9 Officers assisted other Law Enforcement agencies.

Community Patrol and Interactions

- Maggie Valley Officers patrolled through our residential neighborhoods 501 times during the month.
- Maggie Valley Officers performed their monthly business visitations.

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- Maggie Valley Officers responded to 369 Calls for Service (CFS) in this reporting period.
- The Maggie Valley Police Association has donated to our Maggie Valley Senior Citizens Center. The donation aided in much needed supplies.

Events, Schools, and Meetings

- Maggie Valley Police Officers provided additional police security at Thunder in the Smokies motorcycle event.
- Chief Russell N Gilliland attended the monthly Chiefs and Sheriffs meeting.
- Detective Haley Crocker attended training located at the NC Justice Academy for Child Death Investigations.
- Detective Haley Crocker and Captain Matthew Boger attended a county wide CID meeting held at Waynesville Police Department.

Planning Department

The Façade Grant updated policy was distributed to council for review before acting at the November 9, 2022, Regularly Scheduled Board of Aldermen Meeting.

The Wholesale Supply Group Inc.'s application has been pulled due to the work being done prior to making the request for funding. Planner Finkle explained that it was in the existing Façade Grant application that improvements that had already been completed were not eligible. She directed attention to the policy where language has been added up-front that the application must be approved prior to project initiation.

Expanding on other proposed changes to the Façade Grant policy, Planner Finkle said she tried to reflect some of the items discussed at last week's Agenda Setting Meeting/Workshop. She asked board members if they have comments or feel the changes are not reflective of the discussion to let her know. Extra copies were made available for public distribution.

Turning to her next item, Planner Finkle shared that the Blue Ridge Parkway Foundation is starting a new initiative called the Blue Ridge Parkway Gateway Community Initiative. Their goal is to get people off the parkway and into communities and vise versa.

They are asking two questions right now:

- 1 - What is the most iconic site in your gateway community?
- 2 - What is your gateway community's hidden gem?

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She encouraged the board to pass along their responses to her. They have already had a number of different responses in the Town Hall office. They are early on in the initiative, but have hired a consultant, and will market it along the entire parkway.

The Comprehensive Plan engagement is still happening. Planner Finkle said she attended the Chamber of Commerce Board of Directors meeting today and they were very receptive.

Another event is happening with The Knolls this Friday evening. The Knolls is a neighborhood that is not inside town limits, but they are trying to get information from folks both inside and outside town limits. The Comprehensive Plan looks at the community overall, in places that the town may grow to include and from where annexation requests are received. A list is being sent to many more homeowners associations, mobile home parks and RV parks for resident feedback, as well as the business community is helping to get feedback from the Chamber and the TDA for tourists. So, it is still an ongoing effort. The consultant will attend the Agenda Setting Workshop on November 1 and will do a presentation on initial feedback and findings.

Relating to permitting, things are starting to slow down, with the exception of the big-name projects. They will be looking at the county property on Jonathan Creek on Thursday this week. The town has also received a permit application for a large development on Jonathan Creek that is already in town limits. It will be included on the next Consent Agenda to set the Public Hearing date for December. Due to its size, there will be a neighborhood meeting.

This is the former Ridgecrest Property, owned by Craig Wilmington. It is located beside the Preserves in Ketner Curve at the top of the hill, above the rock yard. It is already annexed and zoned, but due to the size and nature of the development, they are doing conditional zoning.

September 2022	24	Description
Residential Permits	5	1 BR Addition Riverside Villa Drive 3 BR SF Residence Twinbrook Lane Deck at Destination Drive in Linson Ridge Grading for drains on Jonathan Creek Road Roof over deck on February Lane in Meadows at Campbell Mountain

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Commercial Permits	4	Reconnect RV using existing space Gentian Way Reconnect RV using existing space MV Campground & Restaurant Soco Road Little Free Library at MV UMC Soco Road Deck at Mountain Retreat RV Park Soco Road
Floodplain Permits	5	(2) Duke installing utility poles in Floodway (Moody Farm Road and Hall Drive) Reconnect RV using existing space MV Campground & Restaurant in Floodplain Grading for drains on Jonathan Creek Road New HVAC units River Point Lodge on Soco Road in Floodplain
Misc. Requests	1	Haywood County Conditional Zoning Request for 15 acres disturbed, 89 units (58 SF 31 MF)
Zoning Compliance Letters	3	New 2 BR Mobile Home on Teagues Loop (2) 2 BR Duplex February Lane in Meadows at Campbell Mountain
Notice of Violations	6	Landscaping required per ZBOA approval for Mobile Home on Teagues Loop (2) High Grass on Soco Road High Grass on Meandering Way High Grass at Mari's Meadow Sedimentation and erosion control on Constitution Ave in Trinity Cove

Manager's Report

A Festival Ground workshop and a consultant with the Comp Plan will be at the November 1 Workshop. The workshop will begin at 9:00 a.m. followed by the Agenda Setting Meeting.

The Regularly Scheduled Board of Aldermen meeting for November has been moved to Wednesday, the 9th due to election day on the 8th.

Alderwoman Wight commented that the Veterans Park is coming along nicely. She thanked the volunteers, and everyone involved in decorating for Fall Days. "The decorations are amazing, as usual," she said.

She welcomed new business Maggie Valley Fly Shop, and gave kudos to James Port, a.k.a., Peep 3 for raising \$300 at the Maggie Valley Arts Festival to donate to Friends of

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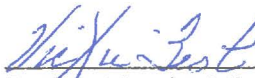
Haywood County Animal Shelter. She reminded everyone of the upcoming Smokey Mountain Bluegrass Festival, featuring Balsam Range and Sister Sadie and also the Maggie Valley Arts and Crafts Show on the 22nd and 23rd.

15) Adjournment

**ON MOTION OF ALDERWOMAN TAMMY WIGHT, WITH ALL IN FAVOR, THE MEETING
ADJOURNED AT 7:25 PM.**



Mayor Mike Eveland



Regina Massie, Minute Taker