

Town of Fletcher  
Agenda Review Meeting  
Minutes  
05/01/17

Call the meeting to order at: 06:01 pm

Those who were in attendance are as follows:

Mayor Bill Moore  
Mayor Pro-Tem Eddie Henderson  
Councilman Bob Davy  
Councilman Hugh Clark  
Councilwoman Sheila Franklin  
Town Manager Mark Biberdorf  
Parks & Recreation Director Greg Walker

Invocation: Mayor Pro-Tem Eddie Henderson  
Pledge of Allegiance: Councilman Hugh Clark

\*\*\*Public Input\*\*\*

**Ron Schultz of 10 Southchase Drive Fletcher** spoke on a few suggestions/ideas that he would like to see implemented in the town and the park

**Approval of Minutes-corrections, additions or deletions.**  
**(4/03, 4/10)**

**Mayor Moore** asked council to review minutes and if you have any changes we will make them next week at the regular meeting.

**Council Updates**

**Councilwoman Sheila Franklin:** None at this time

**Mayor Pro-Tem Eddie Henderson:** None at this time.

**Councilman Bob Davy:** None at this time.

**Councilman Hugh Clark:** stated that the Litter sweep went very well and he hopes that more people will participate next time.

### **Consent Agenda**

Approval of Resolution R-17-01 to sell surplus property at public auction on gov deals.com.

Council had some questions that were answered by the Town clerk on the auction that will take place later on in the month.

### **Update on consultant on Meritor Park Master Plan-David Tuch, Equinox Environmental.**

**David Tuch from Equinox Environmental** went over the Master Plan that he has developed for the Meritor property.

Discussion Followed:

### **Amendments to the Parks & Recreation ordinance-Mark Biberdorf, Town Manager.**

**Town Manager Mark Biberdorf** stated that this is a follow-up item from last month. on the concerns of enforcement of existing rules in the park. The information highlighted in yellow are the revisions that were made. (see attached) final minutes

Discussion Followed:

The Town Manager will make the revisions suggested by council and bring them back next week at the regular meeting.

The Town Manager has requested that item # 7 be moved up at this time for discussion while Parks & Recreation Director Greg Walker is here.

**Moved Item # 7 up at this time:**

### **Consideration of changes to the fee schedule for shelter and ballfield rentals-Greg Walker, Parks & Recreation Director.**

**Parks & Recreation Director Greg Walker** gave an overview of his projected fee increases for services in the park.

Discussion Followed:

Council purposes that the shelter rental for residents remains at 75.00 but the other rates will increase as suggested by the Parks & Recreation Director.

This item will be moved to the Consent Agenda next week.

Item # 6 will be discussed at this time.

**Approval of agreement with First Tryon Advisors for assistance with building projects-Mark Biberdorf, Town Manager and Heather Taylor, Assistant Town Manager.**

**Town Manager Mark Biberdorf** stated that Tyler Traudt was here last month and gave a presentation on the financial services that they provide through their consulting firm. We have the draft agreement (blanket agreement) we checked references and Heather contacted 3 or 4 communities and we had very positive responses. We would like to use their help with the upcoming projects like the maintenance building. We would like them to look at our current loans as well to see about possibly refinancing them. They provide bank financing proposals and assistance with the closing and it ends of being about \$15,000 to do this. We think that it can add value with better interest rates.

Discussion Followed:

Move to Consent Agenda for next week.

**Comments from the Town Manager Mark Biberdorf.**

On the inquiry about changing the name of Frady Lake to Rutledge Lake. I talked with Ronnie and he talked with his family and they had no objection to the name change. I will submit the forms on our behalf for this.

On Howard Gap Road I talked to Ed Greene they are looking more (now expressed frustration with consultant) He thinks they should let for bid by February 2018 instead of August 2018 with a Right of way acquisition by October 2018. I will continue to follow up on this in case anything does change.

I was contacted by Steve Wyatt concerning the zoning allowances for schools in Fletcher. He asked are schools allowed by right in any of your zoning districts. We do allow schools in all our zoning districts but, M-1 which is industrial. The Town does not have to sign off on this but on the Heart of Fletcher overlay on the east and west side of Hwy 25 there is a review requirement.

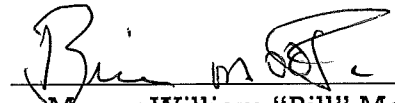
Budget Retreat breakfast is on Saturday at 8 at Kostas's and then we will meet back here in the conference room where I will do a power point on the recommended budget. Revenues are decent property but, taxes are still not right. Business personal is still not done. I plugged in what I had at this point with all the numbers and worked on expenses and I anticipate tax values going to change (going up).

**Councilman Hugh Clark** made a motion to adjourn and it was seconded by Mayor Pro-Tem Eddie Henderson.

Adjourned: 08:36 pm

Approved:

6-12-17  
Date

  
\_\_\_\_\_  
Mayor William "Bill" Moore

## CHAPTER 92: PUBLIC PROPERTY; PARKS AND RECREATION

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### Section

#### *General Provisions*

92.01      Helmet requirement

#### *Parks Regulations*

92.15      Purpose  
92.16      Definitions  
92.17      Rules and regulations  
92.18      Lease or rental  
92.19      Violations  
92.20      Rental fees  
92.99      Penalty

### GENERAL PROVISIONS

#### § 92.01 HELMET REQUIREMENT.

##### (A) *Regulations.*

(1) Every person operating a bicycle, roller blades or skateboard on town property (including parks and greenways) shall wear a helmet of good fit, fastened securely, and:

(a) Meeting ANSI Z90.4 standards, as amended; or

(b) The Snell Foundation 1995 Standard for Protective Headgear for use in bicycling, or ASTM bicycle helmet standard, as the standards above may be amended.

(2) No person operating a bicycle on town property (including parks and greenways) shall allow anyone under the age of 6, and weighing less than 40 pounds to ride as a passenger on a bicycle other than in a seat which shall adequately restrain the passenger and protect the passenger from moving bicycle parts, or astride the regular seat of a tandem bicycle.

(3) No person operating a bicycle on town property (including parks and greenways) shall allow anyone to ride as a passenger unless the passenger is wearing a helmet as defined in division (A)(1) of this section.

(B) *Enforcement.* This section shall be enforced by the Fletcher Police Department and those town officials appointed by Town Council.

(Ord. O-00-11, passed 8-14-2000) Penalty, see § 92.99

### PARKS REGULATIONS

## § 92.15 PURPOSE.

The purpose of this subchapter is to provide rules and regulations to be enforced at the town's recreational facilities for the health, safety and enjoyment of the visitors to the facilities. (Ord. O-98-12, passed 12-14-1998)

## § 92.16 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**LOITERING.** If a person remains in a vehicle with or without other persons without cause; repeatedly beckons to, stops or attempts to stop passers-by or motor vehicles without cause; or repeatedly interferes with the free passage of other persons within the park.

**PARK.** Any and all those public areas owned, operated or maintained by the town and designated as a Town of Fletcher Recreational Park. (Ord. O-98-12, passed 12-14-1998)

**PUBLIC PARK.** Any publicly owned or maintained land which is designated by the town as a park or recreational facility.

**REGISTERED SEX OFFENDER.** An individual who is registered by any state or federal agency as a sex offender and whose name is published on any state or federal **REGISTERED SEX OFFENDER** listing, including but not limited to the sex offender registry established in G.S. Chapter 14, Art. 27A. (Am. Ord. passed 6-13-2005)

## § 92.17 RULES AND REGULATIONS.

(A) The following shall be the rules and regulations of all of the recreational facilities of the town and shall be strictly enforced.

(B) It shall be unlawful for any person in any park, playground, ballfield, tennis court or any other recreational facilities thereof, owned and controlled by the town, to disregard the following:

(1) Park hours of operation.

(a) *Fletcher Community Park.* Monday through Sunday ~~6:30 a.m.~~  
*dawn* to dusk.

(b) *Kate's Park.* Monday through Saturday 7:30 a.m. to dusk; Sunday 1:00 p.m. to dusk (or unless extended by the Parks and Recreation Department). (Am. Ord. passed 9-11-2000)

(2) Trespassers entering the park before or after park hours will be prosecuted to the fullest extent of the law.

(3) Littering is expressly prohibited. All trash must be placed in provided trash receptacles. Under no circumstances will household garbage or waste generated outside the park be permitted to be disposed of in the park facilities or on park grounds.

(4) Abusive language/disorderly conduct/fighting will not be tolerated. This is a family park.

(5) The holding of any exhibition, ceremony or making of any speech without permission from the Parks and Recreation Department will not be allowed.

(6) Firearms and concealed weapons are prohibited.

(7) Alcohol beverages and illegal drugs are not allowed on park grounds. The selling, delivering or attempting to sell or deliver any alcoholic beverage or illegal substance is prohibited.

(8) Tobacco products of any kind are prohibited. ~~unless used in a designated area of the park. Tobacco products shall be prohibited at Kate's Park.~~

(9) Obey all traffic signs. All vehicles, including motorcycles, must be parked in parking spaces provided. Service roads and walking paths are for pedestrians and town vehicles only. It shall also be unlawful for failure to obey all traffic officers or the persons being authorized and instructed to direct traffic whenever and wherever needed in the park.

(10) Vehicles left unattended for more than 24 hours on park property will be towed away at the owner's expense.

(11) Defacing or intentionally damaging any town-owned facility or monument is prohibited.

(12) Soliciting of any kind on park property is prohibited. This includes the distribution of any handbills or circulars, or posting, placing or erecting any bills, notices, paper or advertising devices not authorized by the Parks and Recreation Department.

(13) Vendors are prohibited from any type of selling without prior approval by Parks and Recreation Department.

(14) Cutting, picking, pulling or damaging trees, flowers, plants or other vegetation is strictly prohibited.

(15) Dogs must be leashed at all times and no more than 4 feet from owner. Dogs are not allowed in the children's playground areas. Users are asked to be considerate of others and owners must pick up dog's excrement on park grounds. All animal fecal matter must be removed by the owner and not left on trails, fields or in other public areas.

(16) Walking trails will be used primarily by pedestrians. However, persons on skateboards, skates and bicycles are welcome, but must use proper precautions, travel at a safe speed, and stay on walking trails at all times. All other motorized-type vehicles must be parked in parking spaces provided. Motorized handicapped wheelchair (or similar accessory vehicles not to exceed 1,000 pounds) are allowed on walking trails. Driving or operating ATVs, motorbikes or other motor vehicles on trails or park grounds is prohibited.

(17) Park grills are designed for charcoal only. It is unlawful to gather and burn wood on town property or discharge fireworks, unless approved by the town's Fire Marshal. Personal grills in good operating conditions may be used in designated picnic areas only. No open fires or campfires will be permitted. Erecting tents, canopies or nailing decorations to park structures is not allowed without permission from Parks and Recreation Department.

(18) Swimming in ~~Cane Creek~~ or the park pond is prohibited.

(19) Fishing from the banks of Cane Creek is allowed with proper North Carolina license.

(20) Hunting of any kind is prohibited.

(21) Hitting golf balls is prohibited.

(22) Flying model airplanes on park property is prohibited, unless at an event approved by the Parks and Recreation Department.

(23) *Flying of Unmanned Aircraft Systems (UAS or "drones") on park property is prohibited. Approval may only be granted by the Town of Fletcher Parks & Recreation Department and must be in accordance with North Carolina Department of Transportation regulations, North Carolina General Statutes and Federal Aviation Administration guidelines.*

(23) Fairground activities, flea market, garage sales and the like are not allowed without proper approval and permit from Parks and Recreation Department.

(24) Loitering, indecent conduct or any behavior which interferes with visitors will not be tolerated.

(25) Use of park areas and facilities is at the user's own risk. The town assumes no responsibility or liability for misuse of park or of its facilities.

(26) The Parks and Recreation Director or any town employee designated by the Town Manager shall have the authority to eject from any facility any person acting in violation of the rules and regulations posted for Fletcher Community Park. *If a person is ejected from any facility, this shall be done verbally by an authorized Town employee.* The interfering with or hindering in any manner any town employee or contracted individual from performing their official duties is prohibited.

(27) Audio and musical devices should be operated at a volume not to disturb other visitors, with the exception of Parks and Recreation activities and authorized events.

(28) Benches, picnic tables and the like shall be "first come, first served" unless otherwise designated by the Parks and Recreation Department.

(29) No rock or other projectile throwing is allowed. *This includes rockets fired or launched from the ground.*

(30) Use of a site closed to public or facility already reserved to other individuals.

(31) The using of any area or facility for commercial purposes are prohibited, without prior approval by the Parks and Recreation Department.

(32) Horseback riding is not permitted unless authorized by the Parks and Recreation Director (See Rule 14, above).

(33) Alterations, modifications and/or additions to parks and facilities are not permitted without prior approval from the Parks and Recreation Director.

(34) Temporary housing (i.e. motor homes, RVs, tents, house trailers) may not be parked overnight with occupants inside. Only at the discretion of the Town Council may overnight camping be permitted.

(35) The throwing of rocks, bottles and the like or climbing on equipment not designated for such climbing will be prohibited.

(Ord. O-98-12, passed 12-14-1998)

(36) Effective July 1, 2005, registered sex offenders shall be prohibited from entering all of the town's public parks.

(a) It shall constitute a general offense against the regulations of the Town of Fletcher for any person or persons registered with the State of North Carolina and or any other state or federal agency to enter knowingly into or on any public park owned, operated or maintained by the town.

(b) The Town Manager shall be charged with posting this regulation at the main entrance of each park within 30 days of the passage of this division.

(Am. Ord. passed 6-13-2005)



Penalty, see § 92.99

**Cross-reference:**

*Alcoholic beverages and illegal drugs prohibited, see Chapter 130 of this code of ordinances*

*Gathering and burning wood; discharge of fireworks prohibited, see Chapter 93*

*Prohibition of firearms and concealed weapons, see Chapter 131*

*Unattended vehicles towed at owner's expense, see Chapter 94*

*Volume of audio and musical devices, see Chapter 90*

**Statutory reference:**

*Abusive language, disorderly conduct or fighting, see G.S. § 14-132*

*Cutting, picking, pulling or damaging vegetation, see G.S. § 14-128*

*Defacing or intentionally damaging town facility or monument, see G.S. § 14-32*

*Littering, see G.S. § 14-399*

*Trespassing before or after hours, see G.S. § 14-159.13*

*Use of walking trails; motorized vehicles restricted, see G.S. § 20-175*

## **§ 92.18 LEASE OR RENTAL.**

Any person or persons entering into a lease or rental agreement of any recreation facility or recreation area agrees to hold harmless the town. The sponsor shall assume full responsibility. Rates shall be charged, and a rate schedule shall be updated and approved by the Parks and Recreation Commission. Failure to abide by the listed rules and regulations will result in forfeiture of future rental use of the town's facilities.

(Ord. O-98-12, passed 12-14-1998)

## **§ 92.19 VIOLATIONS.**

Any person who violates any provision of the rules and regulations may be deemed guilty of a misdemeanor. The Town of Fletcher Police Department may issue citations or take other legal measures as may be allowed to enforce the terms and provisions of the rules and regulations set forth for Fletcher Community Park.

(Ord. O-98-12, passed 12-14-1998) Penalty, see § 92.99

## **§ 92.20 RENTAL FEES.**

(A) The revenue pricing policy for the town parks system attached to Ord. O-99-9 is hereby adopted by reference as if set out in full herein, being approved by the Town Council as unanimously recommended by the Parks and Recreation Commission.

(B) The Town Council also authorizes the Parks and Recreation ~~Commission~~ *Advisory Board* to approve of any changes to the fee and charges schedule as deemed necessary. Any other changes to the policy must be approved by the Town Council.

(Ord. O-99-9, passed 12-13-1999; Am. Ord. passed 10-10-2005)

**§ 92.99 PENALTY.**

(A) Any person who violates any provision of this chapter for which no penalty is provided shall be subject to the terms of § 10.99.

(B) Any violation of division (A) of § 92.01 shall be punishable as provided in G.S. § 14-4, and shall be subject to a fine not to exceed \$50.  
(Ord. O-00-11, passed 8-14-2000)

(C) Any violation of §§ 92.15 through 92.19 shall be an infraction punishable by a fine of not more than \$50, plus court costs. If any violation continues, each day's violation may be considered a separate offense. Flagrant misuse of parks and recreation facilities will result in a forfeiture of future use or reservation privileges.

(Ord. O-98-12, passed 12-14-1998)

(D) Anyone who is found in violation of § 92.17(B)(36) shall be subject to a fine of not less than \$500 per offense and/or 30 days in jail as outlined in G.S. § 14-4(a). Each and every entry into the park, regardless of the time period involved, shall constitute a separate offense under this division. This division (D) is effective July 1, 2005.

(Am. Ord. passed 6-13-2005)

Fletcher Town Council  
Budget Retreat Meeting  
Minutes  
05-06-17

Call the meeting to order at: 09:10 am

Those who were in attendance are as follows:

Mayor Pro-Tem Eddie Henderson  
Councilman Bob Davy  
Councilman Hugh Clark  
Councilwoman Sheila Franklin  
Town Manager Mark Biberdorf  
Assistant Town Manager Heather Taylor  
Town Clerk Christine Thompson

**Mayor Bill Moore did not attend this meeting.**

**Mayor Pro-Tem Eddie Henderson** opened the meeting and turned it over to the Town Manager Mark Biberdorf.

**Overview of proposed FY 2017-2018 Budget**

Balanced Budget totaling \$6,664,079 in revenues and expenses.

Increase of \$ 242,690 from the 16/17 budget.

The proposed tax rate to remain the same at .34 cents under the recommended budget.

22.5 cents of the .34 cent tax rate supports services directly provided by the town.

The remaining 11.5 cents of the tax rate goes to contracted fire protection services.

Two additional of full time positions requested.

1% COLA this year due to Social Security cost of living measure going up.

Begin construction on Highway 25 Corridor Improvement project.

Begin construction on Parks & Recreation Maintenance Building and Public Works vehicle shed.

2.9% decrease in health insurance premiums without any changes to current BCBS plan.

4.9 % increase in dental premiums with Principal Dental Insurance.

### **Overall Economic Outlook for FY 17-18**

Slightly improved growth is expected in national economy (projected GDP growth of 2.2 – 2.5 %)

Inflation occurring in the 2-2.5% range.

Consumer Confidence Index was at a 15 year high in February.

Projected overall growth of 2.3% in GSP (Gross State Product) from 2016-2017.

In 2016, the state added almost 100,000 jobs overall. This is close to projections from last year.

Construction activity continues to improve across the state which has helped sales tax growth.

### **Local Economic Factors**

Single family residential growth still occurring (Cane Creek Vistas -151 unit development pulling zoning permits soon.)

Commercial/Industrial growth continues to be moderate-several manufacturing projects pending per HCPED, Wingate by Windham Hotel complete, and Blue Ghost Brewery looking for expansion.

Fern Leaf Charter School has stimulated increased activity in area.

Retail sales continue on very positive trend.

### **Revenue Outlook**

Ad Valorem values projected to increase from \$1,106,258,000 to \$ 1,121,287,000. Largest portion of increase in Ad Valorem coming from real property values (2.4%)

Sales Tax is expected to see strong growth again going from \$1,397,000 to \$1,550,000.

Slight decrease in Utilities Sales tax from \$700,000 to \$ 689,000.

1% increase (additional \$29,616) in real and personal property taxes.

9% increase (additional \$20,971) in Motor Vehicle property taxes.

13% increase (additional \$200) in Tax Advertising.

400% increase (additional \$9,600) in Interest on Investments.

1% increase (additional \$200) in Beer & Wine tax.

5% increase (additional \$2,700) in Cable Franchise.

11% increase (additional \$ 153,000) in Local Sales Tax revenues.

10% increase (additional \$500) in Tipping Fee tax.

8% increase (additional \$5,000) in ABC Distribution.

**Note: Will be keeping an eye on Senate Bill 126 which re-adjusts calculations so more revenue goes to less prosperous counties.**

15% decrease (drop of \$3,000) in prior year taxes.

23% decrease (drop of \$ 3,000) in Miscellaneous Revenue.

2% decrease (drop of \$11,000) in Utilities sales tax.

1% decrease (drop of \$1,000) in Powell Bill.

21% decrease (drop of \$3,000) in Concession stand.

Break at: 10:18 pm

Back from Break at: 10:30 am

### **Budget Requests**

Budget requests initially came in \$170,000 above base year revenues.

Includes two additional full-time positions – Public Works Maintenance Specialist and Police Lieutenant.

Includes funding for animal control services within the Police Department.

Renovations to women's restroom at the Concession stand are included.

Laser grading for ballfield at Fletcher Community Park.

Construction on Parks & Recreation Maintenance Bldg. & Public Works Vehicle shed.

Expense requests funded within current tax rate of .34 cents.

Reductions or additions in the some line item requests were made at the Manager's recommendation.

### **Cost Saving Measures Realized**

Medical insurance renewal with current provider (BC/BS) came in at a 2.9% decrease in premiums.

Broker quotes medical and dental coverage against comparable insurance plans each year.

Our Medical plan being a grandfathered pre ACA- plan may have helped in reducing our premium this year.

Reducing part-time assistance in Public Works (\$4,500) with funding of full-time Maintenance Specialist.

Part-time line item could be further reduced if proper efficiencies are realized with added full time position.

### **Governing Body**

Small increase in overall funding for this department going from \$ 47,347 to \$ 48,235.

Slight increase in Salaries line item for 1% COLA from \$34,874 to \$ 35,223.

Travel & Training increased slightly from \$4,000 to \$ 4,500.

Small adjustment in Dues & Subscriptions from \$222 to \$230.

### **Administration**

Moderate increase in total departmental appropriations from \$ 468,559 to \$ 482,634.

Largest increase is salaries from \$336,959 to \$ 348,800.

Moderate increases for fringe benefit line items due to merit and COLA adjustments.

Slight increase in Fuel expenses in Fuel expense from \$4,250 to \$ 4,400

Small decrease in M& R Vehicle and M & R Equipment by \$200 for each line item.

### **Professional Services**

A significant increase in departmental budget from \$282,275 to \$ 341,347.

Professional Services Contract line increased from \$22,000 to \$ 55,000 for resurfacing of Library Road (\$35K for road project)

Economic Development line increased to \$ 240,500 to cover incentive obligations.

Slight Increase in transit from \$4,000 to \$ 4,847 to cover local match request.

Increase in elections from \$ 500 to \$3,000..

### **Planning Department**

Slight increase in total departmental appropriation going from \$ 109,555 to \$ 112,422.

Most of the increase attributed to salaries line for merit and COLA adjustments (increase from \$ 78,893 to \$ 81,200).

Slight adjustments to fringe benefits lines due to merit pay and COLA.

Small Increase in fuel line item from \$300 to \$400.

### **Town Facilities**

A significant decrease in total departmental appropriations from \$ 161,410 to \$138,500.

Utilities line decreased from \$73,000 to \$ 63,000 due to better estimate on full utility costs for the Town hall.

Wellness program line decreased from \$9,000 to \$ 5,000 with exercise facility being complete.

Contract Services line decreased by \$ 7,000 due to match for TDA wayfinding signs being complete.

Decrease in M & R Equipment line from \$4,000 to \$2,000 due to decreased anticipated need.

### **Police Department**

A significant increase in the overall budget going from \$1,278,676 to \$ 1,381,624.

New Lieutenant Position recommended in this budget.

Startup costs in Animal Control/Enforcement program.

Grant request for motorcycle & equipment through NCGHSP.

Lieutenant position will assist with ensuring adequate patrol coverage, reviewing incident reports, overseeing animal control/enforcement, and other admin duties as assigned (\$ 68,108)

Second largest increase is for creation of animal control/enforcement program (\$26,839). Mostly startup costs.

Grant request to NCGHSP for motorcycle enforcement program re-submitted (\$ 39,000). This is 75% federal and 25% local match.

Slight increase in Travel & Training from \$10,000 to \$ 12,000 due to animal control.

Decrease in fuel from \$45,000 to \$ 38,000.

Increase in M & R Vehicle from \$29,000 to \$ 34,980 for animal control function.



Slight decrease in Public Relations from \$4,000 to 3,000 due to less utilization.

Increase in physicals/drug line and uniforms line due to animal control and new Lieutenant Position.

### **IT Department**

One who serves continues to provide high quality support at a cost effective price.

Slight decrease in overall departmental expense from \$189,600 to \$ 173,100.

Slight increase in Dues from \$ 11,600 to \$ 13,100 to cover costs for website hosting due to last year's website move.

Decrease in Capital Expense line from \$36,650 to \$ 18,650 due to phone system upgrade completed in previous year.

Capital Expense line includes funding for PD Video server expansion (\$4,000), replacement of microphones for council room (\$3,000), Building wide wireless system (\$2,500), replacement desktop PCs (\$3,650), and misc. parts and equipment (\$5,000).

Break from Lunch at: 11:58 am

Return from Break at: 01:04 pm

### **Contracted Services –Fire & Rescue**

Fletcher Fire & Rescue (FF&R) will receive what the tax levy produces on 11.5 cents of Town's 34 cent tax rate this year.

Total appropriations for FF&R will increase from \$ 1,137,000 to \$ 1,154,148.

This includes \$24,000 that is budgeted for prior year adjustment.

Mills River Fire & Rescue's portion of the tax rate will remain at 9 cents this year.

Total appropriations for Mills River will decrease slightly from \$ 124,060 to \$124,022.

This appropriation may change slightly as we receive final property value estimates from the County.

## **Public Works**

A significant increase in departmental appropriations from \$877,192 to \$ 942,932.

Includes recommendation for additional Maintenance Specialist position (keep pace with increased volume of activity, street signs, street repairs, and maintenance at Town Hall).

Purchase of trash carts for replacements and addition of new households.

Increase for service contracts to maintain Town facilities (primarily Town Hall)

Replacement of banners and hardware.

Salaries line sees increase biggest increase primarily for Maintenance Specialist position (\$28,671).

Part time salaries line decreased from \$ 14,000 to \$10,000.

Fringe benefit line items increased for new position and merit and COLA adjustments.

Decrease in utilities line (street lights) from \$ 87,550 to \$ 77,550 – LED upgrade last year.

Increase in M & R Town facilities line from \$50,000 to \$ 60,000 for service contracts.

Increase in M & R US 25 line from \$ 1,500 to \$ 9,000 for street banners and hardware.

Increase in Department Supplies line item from \$8,000 to \$ 19,000 for trash carts.

Slight increase in recycling line from \$81,000 to \$ 82,200 for CPI adjustment.

Increase in uniforms line from \$ 7,968 to \$ 9,066 to cover increase in cleaning costs and uniforms for new position.

## **Public Works-Powell Bill**

Slight decrease in Powell bill revenues going from \$ 192,000 to \$ 191,000.

\$191,000 budgeted on the revenue and expense side.

This primarily used for re-surfacing of streets.

## **Parks & Recreation**

Slight Increase in overall departmental appropriation from \$ 598,799 to \$ 606,552.

No new full time positions but continued support for expanded part time assistance.

Renovation of women's restroom at Fletcher Community Park.

Laser grading of all five baseball fields at Fletcher Community Park.

Middle school summer day camp program.

Part Time salary line increased from \$75,000 to \$ 76,600 due to additional summer day camp staff.

Fuel expense line decreased from \$7,500 to \$6,500 due to lower fuel costs.

Summer Day Camp line increased from \$18,000 to \$20,000 to cover additional expense for middle school program.

Concessions decreased from \$12,000 to \$11,000 due to slightly lower activity.

Dues & Subscriptions increased from \$ 1,650 to \$ 2,000.

Capital Outlay at \$20,000 to cover renovations to women's restroom.

Contract Services increased from \$41,000 to \$58,000 to cover completion of Meritor Park Master plan and laser grading baseball fields.

## **Capital Improvement Budget within CIP**

This recommended capital budget includes \$.085 of the tax levy to fund eligible projects.

\$.085 generates \$ 943,563 in revenue for FY 17-18.

\$0.65 would be dedicated for projects supported by debt service and the remaining \$.02 would be for non-debt service projects, or pay as you go.

The amount of levy available for debt service supported projects will be \$721,548.

Amount of levy available for new projects without debt will be \$222,015.

**CIP-Debt Service**

Two projects funded under debt service 1) Town Hall Improvements Project; 2) Parks & Rec. Bldg. & Public Works Bldg.

Debt service requirements for the Town Hall Project will be \$ 576,504.

Projected debt service requirements for the Parks & Rec Bldg. & Public Works Bldg. us \$49,000 for a half year payment.

Surplus debt service available is \$ 96,044

**CIP -Non-Debt Service or Pay as you go Projects.**

Police Vehicles – 3 patrol cars \$114,500

Resurface entrance road at FCP \$85,000

4 x 4 Pickup Truck with dump bed \$35,000

Recommend taking surplus funding from Debt Service side to cover shortfall for Non-Debt Projects (\$12,485)

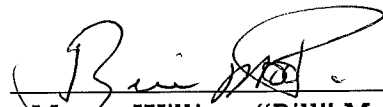
Recommend payment to outstanding debt principal of \$ 83,559 with remaining funds.

**Councilman Hugh Clark** made a motion to adjourn and it was seconded by Councilman Bob Davy and Councilwoman Sheila Franklin.

Adjourned: 02:46 pm

Approved:

6-12-17  
Date

  
\_\_\_\_\_  
Mayor William "Bill" Moore

Town of Fletcher  
Council Meeting  
Minutes  
May 8, 2017

Call the meeting to order at: 07:02 pm

Those who were in attendance are as follows:

Mayor Bill Moore  
Councilman Bob Davy  
Councilman Hugh Clark  
Councilwoman Sheila Franklin  
Town Manager Mark Biberdorf  
Assistant Town Manager Heather Taylor  
Public Works Director Jabbo Pressley  
Planning & Zoning Director Eric Rufa  
Police Chief Erik Summey  
Parks & Recreation Director Greg Walker

**Mayor Pro-Tem Eddie Henderson did not attend this meeting.**

Invocation: Mayor Bill Moore

Pledge of Allegiance: Councilman Hugh Clark

\*\*\*\*Public Input\*\*\*\*

**Lucas Armeña of 49 Brownstone Court Fletcher** gave a presentation of the governmental rules and regulations concerning flying drones in Fletcher Park.

Council spoke on this being a safety concern in the park because the individuals who tend to fly drones in the park are inexperienced and have no training to fly them and this is their reasoning for amending the ordinances in the park.

**Approval of Minutes-corrections, additions or deletions.**  
**(4/03, 4/10)**

**Councilman Bob Davy** a motion to approve the minutes of 4/3 and 4/10 as submitted and it was seconded by Councilwoman Sheila Franklin.

### **Council Updates**

**Councilwoman Sheila Franklin:** Thanked everyone for the budget retreat meeting on Saturday and she thought it went well.

**Councilman Bob Davy:** agreed with Sheila Franklin on budget retreat meeting.

**Councilman Hugh Clark:** agreed with comments made about the budget retreat meeting.

**Mayor Moore** thanked staff that worked on budget and sorry that he did not get to attend the meeting on Saturday that he was out of town.

### **Consent Agenda**

Approval of Resolution R-17-01 to sell surplus property at public auction on go deals.com.

Approval of Agreement with First Tryon Advisors for assistance with building projects.

Approval of changes to the fee schedule for shelter and ballfield rentals.

Approval of Budget Amendment #5 to the FY 16/17 Budget Ordinance.

**Town Manager Mark Biberdorf** commented on the changes to the park rentals to say that everything would take effect on July 1 except for summer day camp fees that will take effect next year.

**Councilman Hugh Clark** made a motion to approve the Consent Agenda and it was seconded by Councilman Bob Davy.

### **Amendments to the Parks & Recreation ordinance-Mark Biberdorf, Town Manager.**

**Town Manager Mark Biberdorf** stated that we spent a spare amount of time last week going through the individual changes to the ordinance. (see attached)

Discussion Followed:

**Councilman Bob Davy** made a motion to approve the amendments to Chapter 92 of the Parks & Recreation section of the Code of Ordinances and it was seconded by Councilwoman Sheila Franklin.

**Comments from the Town Manager Mark Biberdorf.**

Council has a copy of some information from a law firm that we are going to be submitting delinquencies to for collection of back taxes. We can add expenses back in to cover legal fees.

Discussion Followed:

Council agrees with this.

PSNC been working on the easement in the park and I got a call from Don Hallingese and they added 32 loads of soil and re-seeded it today.

I emailed council with the information for safe city designation we were in there again this year and we are number 14 on the list this year.

\*\*\*Public Input\*\*\*

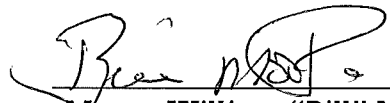
**None at this time.**

**Councilman Hugh Clark** made a motion to adjourn and it was seconded by Councilwoman Sheila Franklin.

Adjourned: 08:07 pm

Approved:

6-12-17  
Date

  
\_\_\_\_\_  
Mayor William "Bill" Moore

## CHAPTER 92: PUBLIC PROPERTY; PARKS AND RECREATION

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### Section

#### *General Provisions*

92.01      Helmet requirement

#### *Parks Regulations*

92.15      Purpose  
92.16      Definitions  
92.17      Rules and regulations  
92.18      Lease or rental  
92.19      Violations  
92.20      Rental fees  
92.99      Penalty

### GENERAL PROVISIONS

#### § 92.01 HELMET REQUIREMENT.

##### (A) *Regulations.*

(1) Every person operating a bicycle, roller blades or skateboard on town property (including parks and greenways) shall wear a helmet of good fit, fastened securely, and:

(a) Meeting ANSI Z90.4 standards, as amended; or

(b) The Snell Foundation 1995 Standard for Protective Headgear for use in bicycling, or ASTM bicycle helmet standard, as the standards above may be amended.

(2) No person operating a bicycle on town property (including parks and greenways) shall allow anyone under the age of 6, and weighing less than 40 pounds to ride as a passenger on a bicycle other than in a seat which shall adequately restrain the passenger and protect the passenger from moving bicycle parts, or astride the regular seat of a tandem bicycle.

(3) No person operating a bicycle on town property (including parks and greenways) shall allow anyone to ride as a passenger unless the passenger is wearing a helmet as defined in division (A)(1) of this section.

(B) *Enforcement.* This section shall be enforced by the Fletcher Police Department and those town officials appointed by Town Council.

(Ord. O-00-11, passed 8-14-2000) Penalty, see § 92.99

### PARKS REGULATIONS



## § 92.15 PURPOSE.

The purpose of this subchapter is to provide rules and regulations to be enforced at the town's recreational facilities for the health, safety and enjoyment of the visitors to the facilities. (Ord. O-98-12, passed 12-14-1998)

## § 92.16 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**LOITERING.** If a person remains in a vehicle with or without other persons without cause; repeatedly beckons to, stops or attempts to stop passers-by or motor vehicles without cause; or repeatedly interferes with the free passage of other persons within the park.

**PARK.** Any and all those public areas owned, operated or maintained by the town and designated as a Town of Fletcher Recreational Park. (Ord. O-98-12, passed 12-14-1998)

**PUBLIC PARK.** Any publicly owned or maintained land which is designated by the town as a park or recreational facility.

**REGISTERED SEX OFFENDER.** An individual who is registered by any state or federal agency as a sex offender and whose name is published on any state or federal **REGISTERED SEX OFFENDER** listing, including but not limited to the sex offender registry established in G.S. Chapter 14, Art. 27A. (Am. Ord. passed 6-13-2005)

## § 92.17 RULES AND REGULATIONS.

(A) The following shall be the rules and regulations of all of the recreational facilities of the town and shall be strictly enforced.

(B) It shall be unlawful for any person in any park, playground, ballfield, tennis court or any other recreational facilities thereof, owned and controlled by the town, to disregard the following:

(1) Park hours of operation.

(a) *Fletcher Community Park.* Monday through Sunday 6:30 a.m. dawn to dusk.

(b) *Kate's Park.* Monday through Saturday 7:30 a.m. to dusk; Sunday 1:00 p.m. to dusk (or unless extended by the Parks and Recreation Department). (Am. Ord. passed 9-11-2000)

(2) Trespassers entering the park before or after park hours will be prosecuted to the fullest extent of the law.

(3) Littering is expressly prohibited. All trash must be placed in provided trash receptacles. Under no circumstances will household garbage or waste generated outside the park be permitted to be disposed of in the park facilities or on park grounds.

(4) Abusive language/disorderly conduct/fighting will not be tolerated. This is a family park.

(5) The holding of any exhibition, ceremony or making of any speech without permission from the Parks and Recreation Department will not be allowed.

(6) Firearms and concealed weapons are prohibited.

(7) Alcohol beverages and illegal drugs are not allowed on park grounds. The selling, delivering or attempting to sell or deliver any alcoholic beverage or illegal substance is prohibited.

(8) Tobacco products of any kind are prohibited. ~~unless used in a designated area of the park. Tobacco products shall be prohibited at Kate's Park.~~

(9) Obey all traffic signs. All vehicles, including motorcycles, must be parked in parking spaces provided. Service roads and walking paths are for pedestrians and town vehicles only. It shall also be unlawful for failure to obey all traffic officers or the persons being authorized and instructed to direct traffic whenever and wherever needed in the park.

(10) Vehicles left unattended for more than 24 hours on park property will be towed away at the owner's expense.

(11) Defacing or intentionally damaging any town-owned facility or monument is prohibited.

(12) Soliciting of any kind on park property is prohibited. This includes the distribution of any handbills or circulars, or posting, placing or erecting any bills, notices, paper or advertising devices not authorized by the Parks and Recreation Department.

(13) Vendors are prohibited from any type of selling without prior approval by Parks and Recreation Department.

(14) Cutting, picking, pulling or damaging trees, flowers, plants or other vegetation is strictly prohibited.

(15) Dogs must be leashed at all times and no more than 4 feet from owner. Dogs are not allowed in the children's playground areas. Users are asked to be considerate of others and owners must pick up dog's excrement on park grounds. All animal fecal matter must be removed by the owner and not left on trails, fields or in other public areas.

(16) Walking trails will be used primarily by pedestrians. However, persons on skateboards, skates and bicycles are welcome, but must use proper precautions, travel at a safe speed, and stay on walking trails at all times. All other motorized-type vehicles must be parked in parking spaces provided. Motorized handicapped wheelchair (or similar accessory vehicles not to exceed 1,000 pounds) are allowed on walking trails. Driving or operating ATVs, motorbikes or other motor vehicles on trails or park grounds is prohibited.

(17) Park grills are designed for charcoal only. It is unlawful to gather and burn wood on town property or discharge fireworks, unless approved by the town's Fire Marshal. Personal grills in good operating conditions may be used in designated picnic areas only. No open fires or campfires will be permitted. Erecting tents, canopies or nailing decorations to park structures is not allowed without permission from Parks and Recreation Department.

(18) Swimming in ~~Cane Creek~~ or the park pond is prohibited.

(19) Fishing from the banks of Cane Creek is allowed with proper North Carolina license.

(20) Hunting of any kind is prohibited.

(21) Hitting golf balls is prohibited.

(22) Flying model airplanes on park property is prohibited, unless at an event approved by the Parks and Recreation Department.

(23) *Flying of Unmanned Aircraft Systems (UAS or "drones") on or above park property is prohibited. Approval may only be granted by the Town of Fletcher Parks & Recreation Department and must be in accordance with North Carolina Department of Transportation regulations, North Carolina General Statutes and Federal Aviation Administration guidelines.*

(24) Fairground activities, flea market, garage sales and the like are not allowed without proper approval and permit from Parks and Recreation Department.

(25) Loitering, indecent conduct or any behavior which interferes with visitors will not be tolerated.

(26) Use of park areas and facilities is at the user's own risk. The town assumes no responsibility or liability for misuse of park or of its facilities.

(27) The Parks and Recreation Director or any town employee designated by the Town Manager shall have the authority to eject from any facility any person acting in violation of the rules and regulations posted for Fletcher Community Park. *If a person is ejected from any facility, this shall be done verbally by an authorized Town employee.* The interfering with or hindering in any manner any town employee or contracted individual from performing their official duties is prohibited.

(28) Audio and musical devices should be operated at a volume not to disturb other visitors, with the exception of Parks and Recreation activities and authorized events.

(29) Benches, picnic tables and the like shall be "first come, first served" unless otherwise designated by the Parks and Recreation Department.

(30) No rock or other projectile throwing is allowed. *This includes rockets fired or launched from the ground, with the exception of fireworks displays approved by the Town.*

(31) Use of a site closed to public or facility already reserved to other individuals.

(32) The using of any area or facility for commercial purposes are prohibited, without prior approval by the Parks and Recreation Department.

(33) Horseback riding is not permitted unless authorized by the Parks and Recreation Director (See Rule 14, above).

(34) Alterations, modifications and/or additions to parks and facilities are not permitted without prior approval from the Parks and Recreation Director.

(35) Temporary housing (i.e. motor homes, RVs, tents, house trailers) may not be parked overnight with occupants inside. Only at the discretion of the Town Council may overnight camping be permitted.

(36) The throwing of rocks, bottles and the like or climbing on equipment not designated for such climbing will be prohibited.

(Ord. O-98-12, passed 12-14-1998)

(37) Effective July 1, 2005, registered sex offenders shall be prohibited from entering all of the town's public parks.

(a) It shall constitute a general offense against the regulations of the Town of Fletcher for any person or persons registered with the State of North Carolina and or any other state or federal agency to enter knowingly into or on any public park owned, operated or maintained by the town.

(b) The Town Manager shall be charged with posting this regulation at the main entrance of each park within 30 days of the passage of this division.

(Am. Ord. passed 6-13-2005)

Penalty, see § 92.99

***Cross-reference:***

*Alcoholic beverages and illegal drugs prohibited, see Chapter 130 of this code of ordinances*

*Gathering and burning wood; discharge of fireworks prohibited, see Chapter 93*

*Prohibition of firearms and concealed weapons, see Chapter 131*

*Unattended vehicles towed at owner's expense, see Chapter 94*

*Volume of audio and musical devices, see Chapter 90*

***Statutory reference:***

*Abusive language, disorderly conduct or fighting, see G.S. § 14-132*

*Cutting, picking, pulling or damaging vegetation, see G.S. § 14-128*

*Defacing or intentionally damaging town facility or monument, see G.S. § 14-32*

*Littering, see G.S. § 14-399*

*Trespassing before or after hours, see G.S. § 14-159.13*

*Use of walking trails; motorized vehicles restricted, see G.S. § 20-175*

**§ 92.18 LEASE OR RENTAL.**

Any person or persons entering into a lease or rental agreement of any recreation facility or recreation area agrees to hold harmless the town. The sponsor shall assume full responsibility. Rates shall be charged, and a rate schedule shall be updated and approved by the Parks and Recreation Commission. Failure to abide by the listed rules and regulations will result in forfeiture of future rental use of the town's facilities.

(Ord. O-98-12, passed 12-14-1998)

**§ 92.19 VIOLATIONS.**

Any person who violates any provision of the rules and regulations may be deemed guilty of a misdemeanor. The Town of Fletcher Police Department may issue citations or take other legal measures as may be allowed to enforce the terms and provisions of the rules and regulations set forth for Fletcher Community Park.

(Ord. O-98-12, passed 12-14-1998) Penalty, see § 92.99

**§ 92.20 RENTAL FEES.**

(A) The revenue pricing policy for the town parks system attached to Ord. O-99-9 is hereby adopted by reference as if set out in full herein, being approved by the Town Council as unanimously recommended by the Parks and Recreation Commission.

(B) The Town Council also authorizes the Parks and Recreation ~~Commission~~ *Advisory Board* to approve of any changes to the fee and charges schedule as deemed necessary. Any other changes to the policy must be approved by the Town Council.

(Ord. O-99-9, passed 12-13-1999; Am. Ord. passed 10-10-2005)

**§ 92.99 PENALTY.**

(A) Any person who violates any provision of this chapter for which no penalty is provided shall be subject to the terms of § 10.99.

(B) Any violation of division (A) of § 92.01 shall be punishable as provided in G.S. § 14-4, and shall be subject to a fine not to exceed \$50.  
(Ord. O-00-11, passed 8-14-2000)

(C) Any violation of §§ 92.15 through 92.19 shall be an infraction punishable by a fine of not more than \$50, plus court costs. If any violation continues, each day's violation may be considered a separate offense. Flagrant misuse of parks and recreation facilities will result in a forfeiture of future use or reservation privileges.

(Ord. O-98-12, passed 12-14-1998)

(D) Anyone who is found in violation of § 92.17(B)(36) shall be subject to a fine of not less than \$500 per offense and/or 30 days in jail as outlined in G.S. § 14-4(a). Each and every entry into the park, regardless of the time period involved, shall constitute a separate offense under this division. This division (D) is effective July 1, 2005.

(Am. Ord. passed 6-13-2005)