

TOWN OF SEVEN DEVILS
Town Council Regular Meeting
January 9, 2018

- 1) CALL TO ORDER – 5:30pm
- 2) PLEDGE OF ALLEGIANCE
- 3) ADOPT AGENDA
- 4) CONSENT AGENDA
 - A. MOTION FOR CONSIDERATION
 - (i) Adopt minutes of Town Council Meeting on December 12, 2017
- 5) CITIZENS COMMENTS
- 6) ADMINISTRATIVE UPDATE
- 7) OLD BUSINESS – NONE

- 8) NEW BUSINESS
 - A. Guest Speaker-George Brudzinski-Watauga County Veterans Memorial
 - B. Hazard Mitigation Plan
 - (i) Plan Review
 - (ii) Resolution #2018-01
 - C. Budget Amendment #3 -FY18 – Water Meters
 - D. Discuss Nuisance Ordinance/Article 7/Nuisance Vehicles/7.2 Authorized Removal of Nuisance Vehicles/G.S. 160A-193
 - E. Budget Amendment #4 -FY18 – Non-Moving Vehicle Violation Notice Fee

- 9) COMMITTEE REPORTS
 - A. Board of Adjustment – No December Meeting
 - B. Planning Board- No December Meeting
 - C. Public Works – No December Meeting
 - D. Public Safety Commission – No December Meeting
 - E. Recreation Commission – No December Meeting
 - F. TDA – No December Meeting
 - G. ABC Board -November Minutes
 - H. Tree Committee – No December Meeting
 - I. Public Safety Department
 - (i) Police Report
 - (ii) Fire Report
 - J. Financial Report

- 10) COUNCIL COMMENTS
- 11) ADJOURN

**TOWN OF SEVEN DEVILS
TOWN COUNCIL ORGANIZATIONAL MEETING**

December 12, 2017

The Seven Devils Town Council met for the Organization meeting on Tuesday, December 12, 2017, at Town Hall. Present were Larry Fontaine, Brad Lambert, Kay Ehlinger, and Tina Bailey. David Ehmig was absent; a quorum was present. Also present were Town Attorney Rob Angle and Town Manager Debbie Powers, the minutes were recorded by Hillary Gropp, Town Clerk.

CALL TO ORDER

Town Manager Powers called the meeting to order at 5:30PM.

PLEDGE OF ALLEGIANCE

Council members and citizens recited the Pledge of Allegiance

OATH OF OFFICE - TOWN COUNCIL

Town Clerk Gropp administered the Oath of Office to Tina Bailey, Kay Ehlinger, Brad Lambert.

NOMINATIONS FOR MAYOR

Manager Powers opened the floor for nominations for Mayor. Member Ehlinger nominated Larry Fontaine. Member Bailey seconded the nomination. Manager Powers called for any additional nominations; there being none, Manager Powers closed the nominations. The votes for Larry Fontaine as Mayor:

In Favor - 3 - Tina Bailey, Kay Ehlinger, Brad Lambert

Opposed - 0

Absent - David Ehmig

OATH OF OFFICE - MAYOR

Town Clerk Gropp administered the Oath of Office to Larry Fontaine.

The gavel was handed to Mayor Fontaine to complete the Organizational Meeting.

NOMINATIONS FOR MAYOR PRO-TEM

Mayor Fontaine opened the floor for nominations for Mayor Pro Tem. Member Ehlinger nominated Brad Lambert. Mayor Fontaine seconded the nomination. Mayor Fontaine called for any additional nominations; there being none, Mayor Fontaine closed the nominations. The votes for Brad Lambert as Mayor Pro Tem:

In Favor - 3 - Tina Bailey, Kay Ehlinger, Larry Fontaine

Opposed - 0

Absent - David Ehmig

OATH OF OFFICE - MAYOR PRO-TEM

Town Clerk Gropp administered the Oath of Office to Brad Lambert.

ADOPT AGENDA

Mayor Pro-Tem Lambert made a motion to adopt the agenda. Member Ehlinger seconded the motion. The members agreed unanimously.

CONSENT AGENDA

ADOPT MINUTES OF TOWN COUNCIL MEETING – NOVEMBER 14, 2017

Mayor Pro Tem Lambert made a motion to adopt the Consent Agenda. Member Ehlinger seconded the motion. The members agreed unanimously.

CITIZENS COMMENTS

Leigh Sasse – **245 Chestnut Ridge Trail** – Offered her sincere thankfulness to Anne Fontaine, Kay Lambert, and all volunteers for the efforts on Lite up the Nite. It was a wonderful evening enjoyed by all and the decorations are beautiful. Thank you to the TDA.

ADMINISTRATIVE UPDATE

Manager Powers provided the following update:

The 7D website has a new tab that features detailed information about the Occupancy Tax along with Owner's requirements/obligations for submittal to the Town. A visual demonstration of the website feature was given during the Town Council meeting. The information and forms for this feature were provided by Helga Sappington, Finance Officer. With the increase of short term/vacation rentals in the Town, this provides easy access to the information and Helga is actively taking the steps to collect all Occupancy Tax due to the Town.

The Public Works Department has 2 additional storage sheds recently built to provide shelter for equipment. The Police Department has a traffic counter that is being used throughout the Town. It collects data & generates numerous reports that are reviewed by Police Chief Davis. The funds for these purchases were provided by the Partnership for a Better Seven Devils.

The 7th Annual Lite up the Nite occurred on Friday, December 1st with 57 people attending. A potluck dinner followed the lighting and turkey & ham was provided by the Town; this event is sponsored by the TDA and Recreation Commission.

Town Hall will be closed on Monday & Tuesday, December 25th & 26th for Christmas.
Town Hall will be closed on Monday, January 1st for New Year's Day.

In recent weeks, the Town has received complimentary letters to Staff, Public Works and Lite up the Nite Committee from residents: Bob Dodson, Sarah Manning, the Deese's and the Nelson's.

The Winter Echo Newsletter is available on the website or at Town Hall.

The Town has joined the North Carolina Towns & Convention Cities with a membership for 2018. During the meeting, the website www.resorttownsandconventioncities.com was

accessed and the pages featuring Seven Devils were shown. There are 2 meetings each year and offers guidance & support to the Town, TDA and for Occupancy Tax distribution.

The HCCOG will be assisting the Town with the PARTF grant writing process; a 3% fee will be applicable. The PARTF grant is a 50/50 grant; the 3% fee does not apply if the Town doesn't receive the grant.

The reimbursement of \$26,665.62 for the NC Fire 50/50 Grant has been received by the Fire Department. The grant funds purchased thermal cameras, rescue equipment, turnout gear, rain coats, training & firefighting equipment. Recently the Fire Department used the Kubota for a rescue at Otter Falls. The patient was very thankful and wrote a letter of gratitude to the 1st Responders.

Blue Ridge Electric is replacing the street lights with LED lights.

Improvements are being made to the handicap access ramp to Town Hall. The well house doors will be replaced and several windows in Town Hall. Funds provided by the TDA.

Manager Powers provided an update on Tree Permits, Projects, Fence Permits, Complaints, Real Estate Closings.

OLD BUSINESS- NONE

NEW BUSINESS

13) A. ADOPT CODE OF ETHICS FOR TOWN COUNCIL OF SEVEN DEVILS

Mayor Fontaine stated the Town Council should have already reviewed this document as signatures are required by each member. No further discussion. Mayor Pro-Tem Lambert made a motion to adopt the Code of Ethics for the Town Council. Member Ehlinger seconded the motion. The members agreed unanimously. ~CLOSED~

13) B. DISCUSSION ON RE-APPOINTMENT FOR RTAC

The Rural Transportation Advisory Committee reviews NCDOT projects. Member David Ehmig has served on this committee in the past. To alternate representation, it is expected that Blowing Rock will have a member serve in the upcoming term, otherwise, Member Ehmig will continue. ~CLOSED~

13) C. CALENDAR FOR 2018

For informational purposes the Town Meeting Schedule and Town Holidays have been provided to Town Council. No discussion occurred; no motion needed. ~CLOSED~

13) D. RESOLUTIONS OF APPRECIATION

Mayor Fontaine read the following resolution:



**RESOLUTION OF APPRECIATION
FOR VOLUNTEER SERVICES RENDERED BY KAY LAMBERT**

WHEREAS, Kay Lambert has served the citizens of her community as a key Member of the Public Safety Committee/PBSD, Member of the Recreation Commission, Chair of the Tree Board; and

WHEREAS, Kay Lambert has served with unwavering enthusiasm and attention to detail, providing unending volunteer work for the Town of Seven Devils and its citizens; and

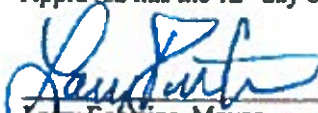
WHEREAS, Kay Lambert has been key in producing the Annual Safety Fest celebration every summer, leads the biannual Operation Medicine Cabinet - coordinating with Town Police and the County Sheriff, and has been the Lead Librarian in the Town Lending Library; and,

WHEREAS, Kay Lambert is always the first to volunteer for any needed function; and,

WHEREAS, Kay Lambert is continually complimenting the actions and efforts of the Town Council Members, Town Committee members, and Town staff, both at meetings and individually; and,

NOW, THEREFORE, BE IT RESOLVED, by the Town Council for the Town of Seven Devils, North Carolina, that it expresses to you, Kay Lambert, on behalf of itself and other citizens and officials, appreciation for your unselfish and invaluable service and contributions rendered, and urges all citizens to join in extending appreciation for your service to the people of Seven Devils.

Approved this the 12th day of December 2017.


Larry Fontaine, Mayor


Kay Ehlinger, Council


Tina Bailey, Council


Brad Lambert, Mayor Pro Tem


David Ehrig, Council

Mayor Pro Tem Lambert read the following resolution:



**RESOLUTION OF APPRECIATION AND GRATITUDE
FOR VOLUNTEER SERVICES RENDERED BY ANNE FONTAINE**

WHEREAS, Anne Fontaine has served the citizens of her community as Chairperson and Member of the Tourism Development Authority, as Chairperson and Member of the Recreation Commission, and Member of the Tree Board; and

WHEREAS, Anne Fontaine has served with vision, enthusiasm, and integrity, and provided unending volunteer work for the Town of Seven Devils and its citizens, as well as honorary First Lady; and

WHEREAS, Anne Fontaine has implemented the following Recreational functions in the Town, such as the Music on the Lawn, Movie Nights on the Lawn, the annual "The Hawk - 7K @ 7D", the annual Walking/Activity Challenge, the Arbor Day celebration, the Garden Club, Tennis/Pickle Ball Clinics, Aerobics classes, Art Guild classes, annual "Lite up the Nite" holiday celebration; and,

WHEREAS, Anne Fontaine served to dedicate and promote Otter Falls, our Town park; and has been a keen advisor on advertising, TDA purchases for the Town, and communicator to our residents via email; and,

WHEREAS, Anne Fontaine has created a solid working relationship with the Grandfather Mountain Park Rangers, and the High Country Association of Realtors, and the Cooperative Extension; and

WHEREAS, Anne Fontaine has spearheaded the expansion of the Town playground, and integrating pickle ball into the Town tennis courts; and

WHEREAS, Anne Fontaine has participated in, and supported the creation of the written Master Recreation Plan;

NOW, THEREFORE, BE IT RESOLVED, by the Town Council for the Town of Seven Devils, North Carolina, that it expresses to you, Anne Fontaine, on behalf of itself and other citizens and officials, appreciation for your unselfish and invaluable service and contributions rendered, and urges all citizens to join in extending appreciation for your service to the people of Seven Devils.

Approved this the 12th day of December 2017.


Larry Fontaine, Mayor


Brad Lambert, Mayor Pro Tem


Kay Ehlinger, Council


David Ehmg, Council


Tina Bailey, Council

A reception will follow tonight's meeting to honor Kay Lambert & Anne Fontaine.

~CLOSED~

COMMITTEE REPORTS

- Board of Adjustment-No November Meeting**
- Planning Board—No November Meeting**
- Public Works—No November Meeting**
- Public Safety Committee—No November Meeting**
- Recreation Commission – No November Meeting**
- TDA – No November Meeting**
- ABC Board**
- Tree Committee – No November Meeting**
- Public Safety Department**
 - Police Report**
 - Fire Report**
- Financial Report**

COUNCIL COMMENTS

Member Ehlinger mentioned year 2017 has been positive and looks forward to 2018. She also welcomed new Member Tina Bailey to the Town Council.

Mayor Fontaine expressed his belated gratitude to outgoing Council Member David Hooper for his years of service to the Town.

Mayor Fontaine also acknowledged all the candidates who campaigned and participated in the recent elections and noted the results were very close.

Mayor Fontaine expressed his gratitude to Mayor Pro Tem Lambert for his support as Mayor Pro Tem on the Town Council. He also noted the Town Council is tasked with doing what is best for most people and town along with the importance of following the Code of Ethics in Agenda Item-New Business 13) A.

ADJOURN

Mayor Pro Tem Lambert made a motion to adjourn. Member Ehlinger seconded the motion. The members agreed unanimously. The meeting adjourned at 6:18 PM.

Larry Fontaine
Mayor

Hillary Gropp
Town Clerk

TOWN COUNCIL MEETING
Administrative Update
January 9, 2018

AGENDA ITEM 6)

1. Update – Speed Enforcement Evaluator report – Skiview Road above Buckeye – December 13-18, 2017
2. Town Hall upgrades & maintenance status – ramp – carpet cleaned, fireplace annual, plumbing repairs, well doors
3. Debbie will attend grant workshop in Asheville on January 11 – Urban & Community Forestry Grants – priority given to new Tree City USA recipients.
4. Hillary will attend New Clerk School in Asheville on January 17, provided by UNC SOG.
5. Larry, Brad, and Debbie will attend a grant planning meeting for the upcoming RTP and PARTF grant opportunities on January 17th at the Blue Ridge Conservancy office.
6. Powell Bill is complete for 2017 – received \$14,653 on 12/29/17
7. Boom Mower final payment in January – thanks to TDA support of \$445/month
8. Compliment – Mrs. Hongisto, Grandfather Circle – husband had stroke & wanted to thank first responders and staff for being so helpful & kind; Brad even walked dog!
9. Avery County Board of Elections invoice - \$1,521.68
10. December 2017 items:
 - Tree Permits – 5
 - Projects – 0
 - Fence Permit - 0
 - Complaints –8
 - Real Estate Closings - 3

Speed Enforcement Evaluator

Location:
 Skiview Road above
 buckeye intersection

Closest Cross Street:
 Buckeye Lane

Analysis Dates:
 Wednesday, December 13, 2017
 Monday, December 18, 2017

Installed By:
 Chief EC Davis II 321 vehicles in
 study

Total Percentage of
 Enforceable Violations



Posted Speed Limit: 25 MPH
Enforcement Tolerance: 5 MPH
Enforcement Limit: 31 MPH & Up
Percentage Above Limit: 9.7%
Enforcement Rating: **LOW**

Down Skiview Road



Percent Above Limit: 6.1%
Enforcement Rating: **LOW**

Up Skiview Road



Percent Above Limit: 12.8%
Enforcement Rating: **LOW**

Combined

| | | | | | | | | | | | | | |
|-----|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-----|
| 1-5 | 6-10 | 11-15 | 16-20 | 21-25 | 26-30 | 31-35 | 36-40 | 41-45 | 46-50 | 51-55 | 56-60 | 61-65 | >65 |
| 0 | 0 | 12 | 41 | 105 | 66 | 24 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

85 percentile = 29

Down Skiview Road

| | | | | | | | | | | | | | |
|-----|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-----|
| 1-5 | 6-10 | 11-15 | 16-20 | 21-25 | 26-30 | 31-35 | 36-40 | 41-45 | 46-50 | 51-55 | 56-60 | 61-65 | >65 |
| 0 | 0 | 5 | 25 | 57 | 21 | 7 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

85 percentile = 26

Up Skiview Road

| | | | | | | | | | | | | | |
|-----|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-----|
| 1-5 | 6-10 | 11-15 | 16-20 | 21-25 | 26-30 | 31-35 | 36-40 | 41-45 | 46-50 | 51-55 | 56-60 | 61-65 | >65 |
| 0 | 0 | 7 | 16 | 48 | 45 | 17 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

85 percentile = 29

Seven Devils Department Of Public Safety
1356 Seven Devils Road
Seven Devils NC 28604
828-963-6760

Site Code: 00000001
 Station ID:
 Skiview Road above buckeye intersection
 Buckeye Lane
 Latitude: 0' 0.0000 South

Down Skiview Road

| Date\Speed (MPH) | 1-5 | 6-10 | 11-15 | 16-20 | 21-25 | 26-30 | 31-35 | 36-40 | 41-45 | 46-50 | 51-55 | 56-60 | 61-65 | >65 | Total |
|--------------------------------|----------|----------|----------|-----------|-----------|-----------|-----------|----------|----------|----------|----------|----------|----------|----------|------------|
| 12/13/2017 | 0 | 1 | 0 | 7 | 11 | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 23 |
| 12/14/2017 | 0 | 0 | 3 | 7 | 15 | 3 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 32 |
| 12/15/2017 | 0 | 0 | 1 | 5 | 15 | 4 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 27 |
| 12/16/2017 | 0 | 0 | 0 | 5 | 14 | 5 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 25 |
| 12/17/2017 | 0 | 0 | 1 | 5 | 10 | 9 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 25 |
| 12/18/2017 | 0 | 0 | 4 | 3 | 3 | 7 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 19 |
| Down Skiview Road Total | 0 | 1 | 9 | 32 | 68 | 30 | 11 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 151 |

85 percentile = 26

Up Skiview Road

| Date\Speed (MPH) | 1-5 | 6-10 | 11-15 | 16-20 | 21-25 | 26-30 | 31-35 | 36-40 | 41-45 | 46-50 | 51-55 | 56-60 | 61-65 | >65 | Total |
|------------------------------|----------|----------|----------|-----------|-----------|-----------|-----------|----------|----------|----------|----------|----------|----------|----------|------------|
| 12/13/2017 | 0 | 0 | 1 | 3 | 14 | 6 | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 29 |
| 12/14/2017 | 0 | 0 | 0 | 5 | 12 | 15 | 6 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 38 |
| 12/15/2017 | 0 | 0 | 5 | 7 | 13 | 13 | 7 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 45 |
| 12/16/2017 | 0 | 0 | 1 | 3 | 13 | 10 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 30 |
| 12/17/2017 | 0 | 0 | 0 | 0 | 5 | 6 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 11 |
| 12/18/2017 | 0 | 0 | 2 | 5 | 3 | 5 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 17 |
| Up Skiview Road Total | 0 | 0 | 9 | 23 | 60 | 55 | 23 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 170 |

85 percentile = 29

Combined

| Date\Speed (MPH) | 1-5 | 6-10 | 11-15 | 16-20 | 21-25 | 26-30 | 31-35 | 36-40 | 41-45 | 46-50 | 51-55 | 56-60 | 61-65 | >65 | Total |
|-----------------------|----------|----------|-----------|-----------|------------|-----------|-----------|----------|----------|----------|----------|----------|----------|----------|------------|
| 12/13/2017 | 0 | 1 | 1 | 10 | 25 | 8 | 7 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 52 |
| 12/14/2017 | 0 | 0 | 3 | 12 | 27 | 18 | 10 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 70 |
| 12/15/2017 | 0 | 0 | 6 | 12 | 28 | 17 | 9 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 72 |
| 12/16/2017 | 0 | 0 | 1 | 8 | 27 | 15 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 55 |
| 12/17/2017 | 0 | 0 | 1 | 5 | 15 | 15 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 36 |
| 12/18/2017 | 0 | 0 | 6 | 8 | 6 | 12 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 36 |
| Combined Total | 0 | 1 | 18 | 55 | 128 | 85 | 34 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 321 |

85 percentile = 29

| <u>Date</u> | <u>Last Name</u> | <u>First Name</u> | <u>Street #</u> | <u>Street Name</u> | <u>Complaint Topic</u> | <u>Complaint Specifics</u> | <u>Resolution</u> |
|-------------|------------------|-------------------|-----------------|--------------------|------------------------|---|--|
| 2-Dec | Fleri | | 965 | Devils Lake | noisy renters | neighboring rental | call PD when disturbing; do not |
| 4-Dec | Houghlin | | 146 | Devils Lake | dogs @ Wildcat | noisy previous evening "loose" dogs scary | wait to email the next day PD investigates; dogs on deck |
| 8-Dec | multiple | | | | snow | how much? How long? can I get out? Where is PW? | do not enter roadway; no violation do not go out unless necessary PW treating roads 24/7 |
| 11-Dec | various | | | | driveway slick | need help rescuing vehicles | 3 vehicles left on or along roads issued violations |
| 18-Dec | Santana | | 326 | Hawks Lake | deer carcass | remove carcass - disturbing | will notify PW for deer count |
| 18-Dec | Miller | Mike | 1063 | Devils Lake | tree | dangerous split tree - will come down on road | Kevin & dp investigate - notified owner - no danger to public |
| 21-Dec | Wood | Shirley | 357 | Snowcloud | debris | debris on road @ Shafer residence @ 105 Longview | dp notified Shafer; he sent landscaping co. to pick up |
| 29-Dec | Douglas | Mike | 1015 | Alpine | dog | upset that Robinsons @ 103 Alpine leave dog out | Johnathan meets with Douglas no violation of Ordinances |

Request for Placement on the January 9, 2018 Town Council Meeting Agenda

From: George Brudzinski

Sent: Wed, Dec 27, 2017 at 3:03 pm

To: Debbie Powell

RackCard1117.pdf (2.3 MB)

Ms Powell,

As stated in my phone call, I am a member of the High Country Chapter of Military Officers Association of America and Fundraising Chair for the Watauga County Veterans Memorial. I would like the opportunity to speak to the Seven Devils Town Council regarding the project and I should only need about 8-10 minute for my presentation.

As an update, the project, to create a Veterans Memorial for the 3500+ Veterans in our County, including Seven Devils, has received tremendous response from the Government entities, Businesses and community residents, both full time and summer. We received a grant from the State of North Carolina for \$50,000, Donation from the Watauga County Commissioners for \$25,000, and the donated land, and site prep will all be an in kind donation from the Town of Boone. Blowing Rock Town Council will be determining the amount of their support at their retreat in January.

Our goal is \$165,000 of which we have reached 76% to date.

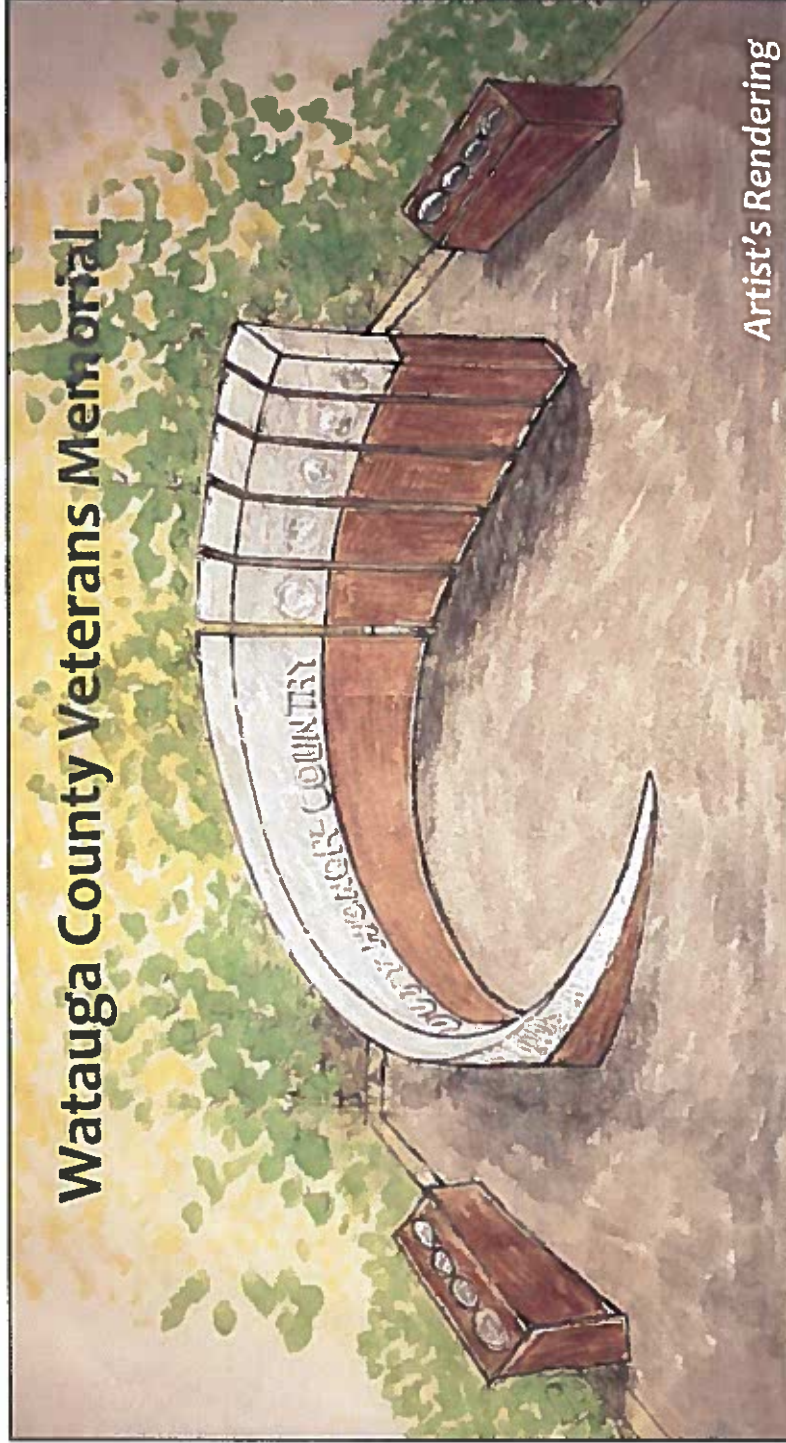
I have attached information regarding the details of the Memorial which is planned to be formally dedicated on July 4, 2018.

Thank you for the opportunity to address this project and hope I can present it before your Town Council in January.

Sincerely,

George Brudzinski LtCol USMC(Ret)
Fundraising Chair, WCVM
828-963-3475

Watauga County Veterans Memorial



Artist's Rendering

"Time and Honor"

Suzie Hallier, Sculptor

“Time and Honor”

Banner Elk native Suzie Hallier's design is a striking tribute to the veterans of past, present and future wars. The structure is in the shape of an ellipse, and according to Ms. Hallier, is “meant to draw the viewers into a reflective state”. The Memorial will be constructed of stainless steel and Core-TEN weathering steel and will be approximately 8 feet in height, allowing viewers to fully immerse themselves inside the monument. There are three knee walls, two 6' long walls on the sides displaying plaques reflecting the 8 wars/conflicts, and one 8' long wall in the back recognizing our veterans and our donors.

The Town of Boone and the Military Officers Association will be working with Ms. Hallier on the design of space around the Memorial, including lighting and landscaping, to make this Veterans Memorial one that is profound and will harmonize with the beauty and color of the downtown area.

To learn more or donate, please visit: facebook.com/hccmoaa or hccmoaa.org • hccmoaa@gmail.com

Donations may be sent to: Watauga County Veterans Memorial Fund • c/o High Country MOAA • P O Box 3312 • Boone, NC 28607



High Country Chapter Military Officers Association of America is a 501 (c) (19) Veterans Organization.

Donations are tax deductible to the extent allowed by law.



LOCAL MITIGATION PLAN REVIEW TOOL

The *Local Mitigation Plan Review Tool* demonstrates how the Local Mitigation Plan meets the regulation in 44 CFR §201.6 and offers States and FEMA Mitigation Planners an opportunity to provide feedback to the community.

- The Regulation Checklist provides a summary of FEMA’s evaluation of whether the Plan has addressed all requirements.
- The Plan Assessment identifies the plan’s strengths as well as documents areas for future improvement.
- The Multi-jurisdiction Summary Sheet is an optional worksheet that can be used to document how each jurisdiction met the requirements of the each Element of the Plan (Planning Process; Hazard Identification and Risk Assessment; Mitigation Strategy; Plan Review, Evaluation, and Implementation; and Plan Adoption).

The FEMA Mitigation Planner must reference this *Local Mitigation Plan Review Guide* when completing the *Local Mitigation Plan Review Tool*.

| | | |
|--|--|---|
| Jurisdiction: Updated High Country Region (participating jurisdictions listed on plan page 1:3) | Title of Plan: High Country Regional Hazard Mitigation Plan | Date of Plan: September 9, 2017 |
| Local Point of Contact: Patty Gambill | Address: Ashe County Courthouse 150 Government Circle Suite 2400 Jefferson, NC 28640 | |
| Title: Emergency Management Coordinator, Ashe County | | |
| Agency: Ashe County Emergency Management | | |
| Phone Number: 336-846-5521 | E-Mail: Patty.gambill@ashecountygov.com | |

| | | |
|-------------------------------------|---|----------------------------|
| State Reviewer: Trey Cash | Title: NCEM Hazard Mitigation Planner | Date: 10/09/2017 |
|-------------------------------------|---|----------------------------|

| | | |
|---|--|---------------------------------------|
| FEMA Reviewer: Lillian Huffman Edwardine S. Marrone (QC) | Title: Program Analyst HM Program Analyst | Date: 10/18/2017 12/6/17 |
| Date Received in FEMA Region IV | 10/18/2017 | |
| Plan Not Approved | | |
| Plan Approvable Pending Adoption | 12/6/17 | |
| Plan Approved | | |



RESOLUTION

#2018-01

RESOLUTION OF ADOPTION
TOWN OF SEVEN DEVILS
HAZARD MITIGATION PLAN

WHEREAS, the citizens and property within the Town of Seven Devils are subject to the effects of natural hazards that pose threats to lives and cause damage to property, and with the knowledge and experience that certain areas of the county are particularly vulnerable to natural hazards such as floods, landslides, winter storms, severe thunderstorms, and wildfires, and human caused hazards such as chemical releases and hazardous material spills; and

WHEREAS, the County desires to seek ways to mitigate the impact of identified hazard risks, and

WHEREAS, the Legislature of the State of North Carolina has in Part 6, Article 21 of Chapter 143; Parts 3, 5, and 8 of Article 19 of Chapter 160A; and Article 8 of Chapter 160A of the North Carolina General Statutes, delegated to local governmental units the responsibility to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Legislature of the State of North Carolina has in Section 1 Part 166A of the North Carolina General Statutes (adopted in Session Law 2001-214 ---Senate Bill 300 effective July 1, 2001), states therein in Item (a) (2) "For a state of disaster proclaimed pursuant to G.S. 166A-6(a) after August 1, 2002, the eligible entity shall have a hazard mitigation plan approved pursuant to the Stafford Act"; and

WHEREAS, Section 322 of the Federal Disaster Mitigation Act of 2000 states that local governments must develop an All-Hazards Mitigation Plan in order to be eligible to receive future Hazard Mitigation Grant Program Funds and other disaster-related assistance funding and that said Plan must be updated and adopted within a five-year cycle; and

WHEREAS, the Town of Seven Devils has performed a comprehensive review and evaluation of each section of the previously approved Hazard Mitigation Plan and has updated the said plan as required under regulations at 44 CFR Part 201 and according to guidance issued by the Federal Emergency Management Agency and the North Carolina Division of Emergency Management.

WHEREAS, it is the intent of the Town Council of the Town of Seven Devils to fulfill this obligation in order that the County will be eligible for federal and state assistance in the event that a state of disaster is declared for a hazard event affecting the County;

NOW, therefore, be it resolved that the Town Council of the Town of Seven Devils hereby:

1. Adopts the High Country Regional Hazard Mitigation Plan; and
2. Vest the Emergency Manager of Watauga County, North Carolina with the responsibility, authority, and the means to:
 - (a) Inform all concerned parties of this action.
 - (b) Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map and identify floodplain areas, and cooperate with neighboring communities with respect to management of adjoining floodplain areas in order to prevent exacerbation of existing hazard impacts.
3. Appoints the Emergency Manager of Watauga County, North Carolina to assure that the Hazard Mitigation Plan is reviewed annually and every five years as specified in the Plan to assure that the Plan is in compliance with all State and Federal regulations and that any needed revisions or amendments to the Plan are developed and presented to the Town Council of the Town of Seven Devils for consideration.
4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the Hazard Mitigation Plan.

Adopted on this day, January 9, 2018 the Town Council of the Town of Seven Devils.

Larry Fontaine, Mayor

Certified by:

_____ on date of _____
Hillary Gropp, Town Clerk

Budget Amendment #3 - FY18

Purpose: Purchase of 48 Water Meters from Core & Main (previously HD Supply)
@ \$188 each - \$9,024.

In the CIP, in prior years, we have already set aside \$40,000 for water meters. In Budget Amendment #1 earlier this fiscal year, we pulled \$14,100 for 75 meters. The total pulled from our reserves for meters will now total \$23,124.

As Public Works reads meters each month, and investigates the meters that have zero readings, they are replacing the ones that have batteries that have failed. Battery life is approximately 10 years; many meters are 10 years or older.

From Capital Reserve...30-810-90.....\$9,024.

To Capital Outlay.....30-810-74.....\$9,024.

Debbie Powers, Town Manager

ARTICLE 7 – NUISANCE VEHICLES

7.1 Definition

Nuisance motor vehicle or nuisance vehicle means a vehicle on public or private property that is determined and declared to be a health or safety hazard, a public nuisance, or an attractive nuisance, and thus is unlawful. The term “Nuisance Vehicle” includes, but is not limited to, vehicles found to be:

- 1) A vehicle, equipment, or equipment trailer parked for more than 96 hours on the public right of way without permission from the Zoning Administrator,
- 2) A breeding ground or harbor for mosquitoes, other insects, rats, snakes, or other pests,
- 3) A point of heavy growth of weeds or other noxious vegetation over eight (8) inches in height,
- 4) A point of collection of pools or ponds of water,
- 5) A point of concentration of quantities of gasoline, oil, or other flammable or explosive materials as evidenced by odor,
- 6) One that has areas of confinement that cannot be opened from the inside, such as trunks, hoods, etc,
- 7) So situated or located that there is a danger of its falling or turning over,
- 8) One that is parked so as to prevent safe passage of any vehicle on the public road,
- 9) One that is a point of collection of garbage, debris, food waste, animal waste, or any other kind of rotten or putrescible matter,
- 10) One that has sharp parts that are jagged or contain sharp edges of metal or glass,
- 11) One that might act as an attraction to children at play and that might result in their injury or illness, or
- 12) Any other vehicle specifically declared a health and safety hazard or a public nuisance by the Town Council.

7.2 Authorized Removal of Nuisance Vehicle

Upon investigation, the Department of Public Safety or other authorizing official may determine and declare that a vehicle is a nuisance vehicle as defined above, and order the vehicle removed under the authority of General Statute 160A-175 and General Statute 160A-193.

Before a nuisance vehicle may be removed, the Town shall provide the owner or, if applicable, the property owner where the nuisance vehicle is located with notice of the suspected violation, a hearing, and an appeal (if desired) as described in Article 10.

7.3 Exceptions to Prior Notice Requirement

The requirement that notice be given prior to the removal of a nuisance motor vehicle may, as determined by the Enforcement Officer or his/her designee, be omitted in those circumstances in which there is a special need for prompt action

§ 160A-193. Abatement of public health nuisances.

(a) A city shall have authority to summarily remove, abate, or remedy everything in the city limits, or within one mile thereof, that is dangerous or prejudicial to the public health or public safety. Pursuant to this section, the governing board of a city may order the removal of a swimming pool and its appurtenances upon a finding that the swimming pool or its appurtenances is dangerous or prejudicial to public health or safety. The expense of the action shall be paid by the person in default. If the expense is not paid, it is a lien on the land or premises where the nuisance occurred. A lien established pursuant to this subsection shall have the same priority and be collected as unpaid ad valorem taxes.

(b) The expense of the action is also a lien on any other real property owned by the person in default within the city limits or within one mile of the city limits, except for the person's primary residence. A lien established pursuant to this subsection is inferior to all prior liens and shall be collected as a money judgment. This subsection shall not apply if the person in default can show that the nuisance was created solely by the actions of another.

(c) The authority granted by this section does not authorize the application of a city ordinance banning or otherwise limiting outdoor burning to persons living within one mile of the city, unless the city provides those persons with either (i) trash and yard waste collection services or (ii) access to solid waste dropoff sites on the same basis as city residents. (1917, c. 136, subch. 7, s. 4; C.S., s. 2800; 1971, c. 698, s. 1; 1979, 2nd Sess., c. 1247, s. 20; 2001-448, s. 1; 2002-116, s. 3; 2014-120, s. 24(h).)

Recap Conversation with Amy Whisnant, Risk Manager from NCLM (our
Liability/Property Insurance Provider on 12/20/17)

Regarding passengers riding in Town vehicles, including Public Works and Police vehicles:

- Strongly advise against carrying any passengers, at any time. They understand that Police are there to assist people in need, but in the case of transporting children on a consistent basis, you need to consider what service you provide for one resident, you must provide for all.
- Consider what happens if there is an emergency when a child is in the vehicle – do you ignore the call, or if you respond to the call, and there is an incident, or accident, you expose the Town to a lawsuit.
- Considering the current environment, where so many cases of sexual misconduct are reported, you need to be especially careful about your actions, in the case of transporting female children.
- We are not in the transportation business; the parents need to make arrangements for their children.
- Note: The League is currently representing another Town where a sworn Police Officer has been accused of molesting a female child, when no other witnesses were around. This is a he said/she said situation; don't let this happen to our Town, or any employees.

- Also, regarding assisting residents or visitors in vehicle lock out situations, the insurance company advises to help contact a locksmith for the vehicle owner, not to "help" break into vehicles, as they have had so many large claims regarding the high dollar, high tech electronic locks being damaged by police trying to help people enter their vehicles – leave this to the professionals.

Debbie Powers, Town Manager

Budget Amendment #4 – FY18

Purpose: To add Non-Moving Vehicle Violation Notice fees to the Budget Ordinance FY18

Background: After discussion in a joint meeting with the Public Safety Officers and Public Works department, we discovered that the existing Ordinances do not address the fees for Non-Moving Vehicle Violations; this is to correct for this Budget Year FY18. In FY19, these fees will be included in the Budget Ordinance under "Other Fees".

Note: Moving Violations are issued separately on a State Violation format, and fees are regulated by the State.

\$50.00 Violation:

- Blocking Intersection
- No Parking Area
- Parking in Travel Lane

\$250.00 Violation:

- Fire Hydrant
- Fire Lane
- Handicapped Zone
- Other _____

Debbie Powers, Town Manager

High Country ABC Board Meeting Minutes
November 2, 2017

The High Country ABC Board held its monthly meeting on Thursday, November 2 at 4:15 pm. Board chair Winston Ammann, board member Mike Tarlton, alternate board member Robin Dunn and general manager Sara Brewer were present. Board member Donna Dicks, alternate board member David Miller and alternate board member Sarah Manning were absent. Robin Dunn represented Banner Elk at the meeting.

Before the meeting, general manager Sara Brewer read the following conflict of interest statement; "In accordance with 18B-201, it is the duty of every board member to avoid both conflicts of interests and appearances of conflicts. Does any board member have any conflicts of interests or appearances of conflicts with any matters coming to the board today?" Hearing none, the meeting continued.

Upon motion duly made by Mike Tarlton, seconded by Robin Dunn, it was voted to approve today's agenda. Upon motion duly made by Mike Tarlton, seconded by Robin Dunn, it was voted to approve last month's minutes.

General manager Sara Brewer reported that sales for October were up \$19,696.00 over last October. Total sales were \$290,509.00. Financial statements for September were discussed.

Old Business:

- General manager Sara Brewer presented the board with two proposed grants for alcohol education funds. Tiffany Moon with OASIS and Dennis Betz with the Williams YMCA of Avery County had submitted grants asking for \$8,000 to \$10,000. The board felt that Ms. Moon needed to discuss her idea with the Dean of

Students at Lees-McRae and find out if they are willing to help fund this project, along with the ABC board, for the school year of 2018-2019. The board would like to discuss the OASIS project further with Ms. Moon in the spring. Upon motion duly made by Mike Tarlton, seconded by Robin Dunn, it was voted to approve \$8,012.86 to Williams YMCA of Avery County for their proposed "Overtime" program for teens. The board will also decide on scholarships for Western Youth Network in the spring.

There were no citizens in attendance.

The next scheduled meeting will be held on Thursday, December 7 at 4:15 pm.

Upon motion duly made by Robin Dunn, seconded by Mike Tarlton, it was voted to adjourn the meeting.

Winston Ammann, Board Chair

Donna Dicks, Board Member

Mike Tarlton, Board Member

date approved

Activity Log Event Summary (Cumulative Totals)

SEVEN DEVILS PUBLIC SAFETY

(12/01/2017 - 12/31/2017)

| | | | |
|-------------------------------|----|---------------------------------------|-----|
| Alarm Activation | 2 | Animal Complaint | 1 |
| Assist Administration | 2 | Assist another officer (Seven Devils) | 2 |
| Assist Maintenance Department | 1 | Assist Motorist | 1 |
| Assist Other Department | 5 | Assist Resident | 1 |
| Breaking and Entering | 1 | Business Check | 533 |
| Business Closing | 24 | Complaint | 1 |
| Domestic | 2 | Escort Subject | 2 |
| Extra Patrol | 91 | Fire Department | 5 |
| Larceny | 1 | Medical | 4 |
| Motor Vehicle Accident | 3 | Patrol | 98 |
| Residence Check | 1 | Suspicious Person | 3 |

Total Number Of Events: 784

SEVEN DEVILS FIRE DEPARTMENT

1356 Seven Devils Road, Seven Devils, N.C. 28604

(828) 963-5343 (828) 963-6760

Fax (828) 963-1129

Fire Chief Bobby Powell

December 2017

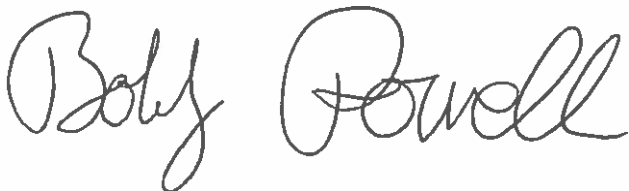
Fire Calls: 5
Medical Calls: 6
Training sessions: 3
Total Man-hours: 98 Hrs.

We are working on a plan to teach several firefighting classes over the next couple of months. We will also have our annual CPR /AED class for first responders. We will continue teaching the remaining fire classes for our North Carolina firefighter certifications. We are also continuing to working toward having all state / federal required classes for certification of our firefighters. We are also working to expand CPR/AED training to our community.

We applied for the 2017 NC Forestry Grant. This is a \$10,000.00 50/50 Matching Grant. We can purchase wildfire and communication equipment with this grant. We should find out in March 2018, if we have received this grant.

5 Fire Calls: 1 Assisted FVFD, 3 Co2 Alarms, 1 Fire Alarm.
6 Medical Calls: 1 Death, 1 Chest Pains, 1 Stroke, 2 Motor Vehicle Accidents, 1 Sick Call.

Thank You.

A handwritten signature in cursive script that reads "Bobby Powell".

MONTHLY FINANCE REPORT
December 2017 - 50%

| | Budget | | Actual | | % |
|--|------------------|----------------|----------------|------------------|---------------|
| | Total | Previous | December | YTD | |
| Section 1. General Fund | | | | | |
| Anticipated Revenues by Category | | | | | |
| Ad Valorem Taxes | 816,126 | 432,289 | 225,977 | 658,266 | 80.66% |
| State Share Revenue | 120,210 | 38,348 | 20,572 | 58,920 | 49.01% |
| ABC Distribution | 86,000 | 53,000 | 0 | 53,000 | 61.63% |
| Powell Bill Allocation | 30,000 | 14,654 | 14,654 | 29,308 | 97.69% |
| Permits and Fees | 3,000 | 2,013 | 34 | 2,047 | 68.23% |
| Sales Tax | 165,000 | 70,945 | 14,954 | 85,899 | 52.06% |
| Misc Revs, Govt Grants, Sale of Assets | 81,246 | 46,748 | 28,245 | 74,993 | 92.30% |
| Capital Reserve Fund | 102,964 | 0 | 0 | 0 | 0.00% |
| Occupancy Tax | 105,000 | 59,831 | 10,681 | 70,512 | 67.15% |
| Total | 1,509,546 | 717,828 | 315,117 | 1,032,945 | 68.43% |
| Authorized Expenditures by Department | | | | | |
| Governing Board | 51,706 | | 3,683 | 13,763 | 26.62% |
| Administrative | 301,569 | | 24,167 | 141,668 | 46.98% |
| Public Safety | 467,154 | | 50,993 | 265,944 | 56.93% |
| Fire Protection | 143,791 | | 8,261 | 72,387 | 50.34% |
| Planning | 1,500 | | 0 | 0 | 0.00% |
| Public Works | 408,825 | | 43,362 | 234,086 | 57.26% |
| Powell Bill | 30,000 | 30,000 | 0 | 30,000 | 100.00% |
| Tourism Development Authority | 105,000 | 59,831 | 10,681 | 70,512 | 67.15% |
| Total | 1,509,545 | 89,831 | 141,147 | 828,360 | 54.87% |

MONTHLY FINANCE REPORT
December 2017 - 50%

| | Budget Total | Actual | | % |
|---------------------------------------|-----------------|----------------|---------------|-----------------------|
| | | Previous | December | |
| Section 2. Enterprise Fund | | | | |
| Anticipated Revenues by Category | | | | |
| Water Operating Revenues | 244,200 | 103,098 | 20,854 | 123,952 50.76% |
| Water Taps and Connections | 4,000 | 2,050 | 100 | 2,150 53.75% |
| Non Operating Revenues | 3,627 | 1,858 | 10 | 1,868 51.50% |
| Capital Reserve for Capital Outlay | 55,262 | 0 | 0 | 0 0.00% |
| Total | 307,089 | 107,006 | 20,964 | 127,970 41.67% |
| Authorized Expenditures by Department | | | | |
| Water-Operating | 107,373 | 50,879 | 10,802 | 61,681 57.45% |
| Non Operating | 148,716 | 13,113 | 31,996 | 45,109 30.33% |
| Capital Outlay | 51,000 | 46,863 | 4,512 | 51,375 100.74% |
| Total | 307,089 | 110,855 | 47,310 | 158,165 51.50% |