

LAKE ADVISORY COMMITTEE
November 28, 2017 6:00 p.m.
William “Bill” Luther, Jr. & Doris Luther Meeting Room

Those in attendance were Chairman Jessie Bellflowers, Rod MacLean, Mike Waring, Bruce Armstrong, Mitchell Barrier, Carl Sims, and Deputy Public Works Director Don Sisko.

1. Call to Order

Chairman Bellflowers called the meeting to order at 6:05 p.m.

2. Approval of Agenda.

Motion made by Rod MacLean, seconded by Carl Sims and carried unanimously, to approve the agenda as presented with the addition of New Business item; Update on the Dam Project.

Rod MacLean commented committee member Albert Ferri was not in attendance as he had resigned due to relocation to Fort Lauderdale, Florida.

3. Approval of Minutes – October 17, 2017 Regular Meeting.

Motion made by Bruce Armstrong, seconded by Rod MacLean and carried unanimously to approve the minutes of the October 17, 2017 regular meeting with a minor correction on page 5.

4. Old Business: None.

5. New Business:

- **Update on Dam Project**

Deputy Public Works Director Don Sisko updated the committee on the current status of the Lake Dam Project and pier. Mr. Sisko commented the pier is moving along and all piles have been driven. The contractor began cutting piling to elevation and materials are expected to arrive tomorrow to start driving the bulkhead. Two piles for the floating docks have been set as well.

Bruce Armstrong inquired if pilings would have to be driven for the Boardwalk. Mr. Sisko responded they would for the bulkhead.

Regarding the dam update, Mr. Sisko commented the dam structure is currently on hiatus as the location of the piezometers were installed in the location of chimney drains and the contractors are unaware if they've caused any damage.

Carl Sims inquired the purpose of the chimney drains. Mr. Sisko responded the intent of the chimney drains is to allow water to gather and drain along the side walls and if damaged, may cause voids in the earthwork.

Chairman Bellflowers commented he believes no dam safety inspections would take place prior to January. Mr. Bellflowers commented Change Order No. 6, concerning payment of the back forty and the addition of the eel ladder at no additional cost to the Town, was just approved by the Board of Commissioners and included a date of final completion for December 31, 2017.

Rod MacLean commented no updates or any presence of material for the eel ladder has come about and the project is facing a time constraint as March is fast approaching.

Carl Sims suggested someone from the Town take photos of the current construction progress, specifically around the swimming area.

- **Chair Resignation Letter**

Chairman Bellflowers commented his letter of resignation was submitted to the Town today and he will no longer be able to serve on the committee due to serving as a Commissioner on the Town of Hope Mills Board of Commissioners effective December 4, 2017.

Motion made by Rod MacLean, seconded by Bruce Armstrong and carried unanimously, to accept the resignation of Chairman Jessie Bellflowers from the Lake Advisory Committee.

- **Appointment of new LAC Chair**

Chairman Bellflowers requested Vice-Chairman, Rod MacLean finish conducting the meeting and asked that the Committee nominate a new Chairman. Discussion pursued and the general consensus of the committee was to appoint Rod MacLean as Chairman.

Motion made by Bruce Armstrong, seconded by Mitchell Barrier and carried unanimously, to appoint Rod MacLean as Chairman of the Lake Advisory Committee.

Rod MacLean requested Mr. Bellflowers finish conducting the meeting as he was responsible for creating the agenda.

- **Appointment of new LAC Secretary**

Mr. Bellflowers commented the committee would need to appoint a member as secretary who would be responsible for recording the meeting and taking the minutes beginning at the December 12, 2017 meeting and then on. The Lake Advisory Committee Secretary would also be responsible for preparing the agenda and typing up the minutes.

Mr. Bellflowers commented Rex Johnson was interested in joining the committee and Mr. Bellflowers spoke with the Mayor in regards to fast tracking his application.

Discussion pursued and it was unanimous among the committee to wait until the next meeting to appoint a Secretary.

- **Dam (Monthly) Financial Statement Overview**

Jessie Bellflowers reviewed the dam financial statement provided by Finance Director Drew Holland. Mr. Bellflowers commented the owner's rep; Kevin Lugo was over his agreed upon amount of \$337,000.00 by \$2,300.00 and the committee believes the cost should be paid by the bonding company. Mr. Bellflowers believes the Town has not received any invoices from ASI since August and the only amount the Town owes ASI is the retainage.

- **Working review of Proposed (Draft) Hope Mills Piers, Docks and Bulkheads Lake Park Ordinance.**

Rod MacLean reviewed the proposed ordinance and commented the committee is aware it is based off of the Lake Waccamaw Ordinance and Lake Lure which address public docks and are nowhere near the small-scale of Hope Mills Lake. Discussion pursued regarding the docks on Hope Mills Lake that fall under North Carolina Building Codes, specifically the Town dock and Gardner family dock. Further discussion pursued regarding the proposed ordinance being driven toward commercial piers and the need for it to address all private piers to include single family and multi-family homes.

Don Sisko suggested the committee and pier owners request a water depth reading from Department of Insurance (DOI) in an effort to receive an interpretation as to where the water depth requirement applies in reference to the exception clauses.

Bruce Armstrong commented the water depths vary considerably from dock to dock depending on their proximity to the creek.

Bruce Armstrong commented the committee should make the following recommendations for the draft ordinance:

1. That every pier be grandfathered in.
2. Address commercial, multi-purpose and new construction piers.
3. Allow homeowners to keep their piers up to standard at their own discretion.
4. Draft it so that the Town has no liability with private piers.

Jessie Bellflowers inquired what action could be taken if a private pier was in dire need of repairs and the homeowner was not addressing the issue. Bruce Armstrong responded a complaint must be filed prompting the Town to perform an inspection and condemn the pier.

Jessie Bellflowers commented the proposed draft ordinance does not address the preservation of the bald cypress trees and believes they should be included.

Chairman MacLean commented he will draft an ordinance to separate commercial and private piers, address cypress preservation and allow citizens to have personal liability for their docks.

Motion made by Mike Waring, seconded by Bruce Armstrong and carried unanimously, to allow Chairman MacLean to draft an ordinance and present it at the next committee meeting for review and recommend to the Board of Commissioners that the Lake Waccamaw and Lake Lure

Ordinances are not proper examples for Hope Mills Pier, Dock Ordinance.

6. Adjournment

Motion made by Mike Waring, seconded by Bruce Armstrong and carried unanimously, to adjourn the meeting.

Chairman MacLean adjourned the meeting at 7:32 p.m.