



TOWN OF BLACK MOUNTAIN – Regular Session Agenda

Town Hall, 160 Midland Avenue, Black Mountain, NC 28711

Date: **02/14/11** Time: **6:00 p.m.** (preceded by a Board Work Session at 5:00 pm)

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(828) 419-9310 / TDD (800) 735-2962

1. CALL TO ORDER

- Welcome
- Pledge of Allegiance
- Invocation – Black Mountain Emergency Services Chaplain Susan Bumgarner
- Announcements

2. MAYORAL PROCLAMATIONS

- Honoring the Legacy of Dr. Martin Luther King, Jr.
- Acknowledging athletic accomplishments of Don McMahill in track and field
- Acknowledging athletic accomplishments of Dawson Hunter in the NC Senior Games
- Resolution Commending the Service & Recognizing the Retirement of Sherry C. Williams, Deputy Finance Officer (#R-10-15, adopted 12/31/10)

3. CITIZEN COMMENTS

*Persons who wish to address the Board are asked to sign in at the entrance to the board room, indicating the topic(s) or agenda item(s) you wish to discuss, so that the chair may group speakers according to topic. Comments by any one speaker shall be limited to three minutes per topic. If the topic you wish to discuss pertains to a **public hearing** scheduled for this meeting, please reserve your comment for the applicable public hearing appearing later on the agenda.*

4. CONSENT AGENDA

All items on the consent agenda are considered routine, to be enacted by one motion without discussion. If a member of the governing body requests discussion of an item, the item will be removed from the consent agenda and considered separately.

A. Adoption of Minutes

Motion: To adopt the minutes of December 20, 2010 (Agenda Workshop) December 20, 2010 (Regular Session), and January 10, 2011 (Agenda Workshop and Regular Session cancelled due to inclement weather).

TOWN OF BLACK MOUNTAIN – REGULAR SESSION AGENDA

February 14, 2011

- 2 -

B. Budget Amendment #FY2011-09

Motion: To approve Budget Amendment #FY2011-09 as submitted, allocating \$14,020.00 to line item 10-10-5100-181 for purchase of a crime dog, and to allocate \$1,000.00 to line item 10-83-6109-151 for purchase of gravel for the Black Mountain Recreation Park.

C. Declaration of Surplus Property-Recreation and Parks Department 1997 Ford F150

Motion: To declare as surplus a 1997 Ford F150 truck, assigned to the Recreation and Parks Department; and to authorize staff to dispose via auction on GovDeals.

D. Cooperative Agreement between the Town Square Steering Committee and Black Mountain Parks and Greenways Foundation

Motion: 1) To endorse the cooperative agreement executed by and between the Town Square Steering Committee (Tom Gill, chair) and the Black Mountain Parks and Greenways Foundation (Michael Mayer, chair), whereby the Foundation agrees to serve as fiscal agent for the Committee's efforts to develop public and private sources of charitable contributions for future development of the Town Square Project; and 2) to authorize the Town's Finance Director to transfer to the Foundation's Town Square account, any and all contributions received by the Town to date, which have been designated for the Town Square project.

E. Co-sponsorship as a Participating Site for YWCA's 4th Annual National Stand Against Racism Day on April 29, 2011

Motion: To declare April 29, 2011 as "Stand Against Racism Day" in Black Mountain; and to adopt a motion providing for Town co-sponsorship of, and in-kind assistance to, the local coordinating committee for related events throughout the year.

F. Appointment to the North Carolina Firemen's Relief Fund Board

Motion: To appoint Freddie Robinson to the North Carolina Firemen's Relief Fund Board for a two-year term ending December 31, 2013

G. Resolution of Support for the International Code Council and North Carolina building Codes Council to adopt recommended revisions to the Energy Code

Motion: To adopt the resolution of support as presented.

Consent Motion: To approve consent items A – G as presented.

TOWN OF BLACK MOUNTAIN – REGULAR SESSION AGENDA

February 14, 2011

- 3 -

5. COMMUNICATIONS FROM BOARDS & AGENCIES

- A. Transit System Funding & Schedule Update
Mariate Echeverry, Transportation Planning Manager, City of Asheville
Lori Hembree, Administrator, Buncombe County Mountain Mobility
- B. MSD Revenue-Sharing Extension Policy
Bob Watts, Black Mountain MSD Board Appointee
- C. Town Square Steering Committee Update
Tom Gill, Steering Committee Chair
- D. Black Mountain Library Board Annual Report
Ron Sneed, Board Member

6. UNFINISHED BUSINESS

- A. Citizen Request to Consider Changes in Leaf Collection Program
(request of Phyllis Parker)

Motion: (At the Board's discretion to adopt one, or none, of the six options presented by staff in the attached informational materials; staff recommends adoption of option 3)

- B. Proposal to discontinue unmonitored public convenience sites for MSW (Municipal Solid Waste) and Cardboard Recycling

Motion: To discontinue providing unmonitored public trash disposal facilities; 2) to discontinue sponsorship of bulk cardboard recycling containers due to wide availability of economical and efficient private sector alternatives; 3) to continue encouraging the Chamber of Commerce and Business to Business to facilitate discussion and cooperative service agreements among their small business members who may be limited by space or financial means to address unusual or high volume waste disposal needs responsibly.

- C. Laurel Lane Sewer Extension

Motion: To approve the expenditure of approximately \$25,000 to extend new sewer line along Laurel Lane to accommodate six annexed properties omitted from original design plans.

TOWN OF BLACK MOUNTAIN – REGULAR SESSION AGENDA

February 14, 2011

- 4 -

7. NEW BUSINESS

- A. Citizen Request to Consider Enacting an Ordinance Requiring Property Owners to Clear Sidewalks along Property Boundaries of Snow, Ice, Trash and Debris
(request of John Rountree)

8. COMMUNICATIONS FROM STAFF

- A. Town Attorney – Ron Sneed
- B. Town Manager – Marcy Onieal
- Historic District National Register Certification for South Montreat Road
 - ADA Compliance Update
 - Revenue Audit Update
 - NCLM Legislative Caucus Report
 - NCLM Town Hall Day-May 4, 2011/Regional Updates in April, 2011
 - NCCCMA Managers Conference
 - Staff Appointments and Departmental Reorganizations
 - Finance Director Assessment Center – February 23-24, 2011
 - Schedule Discussion of Ethics Resolution/Board Relations since Retreat
 - Golf Operations & Facilities Update/ Revised Recommendations
- C. Manager’s Quarterly Report – Leadership Staff

9. COMMUNICATIONS FROM MAYOR AND BOARD OF ALDERMEN

10. CITIZEN COMMENTS

The time reserved for closing comments is intended to address citizen interests not already addressed by the earlier citizen comment period or public hearings. Closing comments by any one speaker shall be limited to three minutes.

11. CLOSED SESSION *(request of Town Manager)*

Motion: To go into closed session, as permitted in NCGS §143-318.11(a)(6), for the purpose of discussing personnel matters.

12. ADJOURNMENT



Marcia D. Onieal, Town Manager