



TOWN OF BLACK MOUNTAIN – Regular Session Agenda

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

Date: **10/10/11** Time: **6:00 p.m.** (preceded by a Pre-Meeting Work Session at 5:00 pm)

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Town Clerk Darlene Whisenant at 419-9310, or

by email at townclerk@townofblackmountain.org

(828) 419-9300 / TDD (800) 735-2962

1. CALL TO ORDER

- Welcome
- Pledge of Allegiance
- Invocation – Rev. Alexander McLean, First Presbyterian Church Swannanoa
- Announcements

2. CITIZEN COMMENTS

*Individuals wishing 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.*

3. COMMUNICATIONS FROM BOARDS, COMMISSIONS & AGENCIES

A. Greenways Commission

- Annual Report – Julie White, Chair
- Friends of the River Award – Marcy Onieal Town Manager

B. Rainbow Recycling New Recycling Initiative – Marilyn Sobanski, Chair

C. The Farmer's Film – Cinnamon Kennedy, Filmmaker/Producer

Short film featuring local farmers of the Black Mountain Tailgate Market

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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 September 12, 2011 (Agenda Workshop); September 12, 2011 (Regular Session); September 12, 2011 (Closed Session); and September 23, 2011 (Special Called Meeting).

B. Budget Amendment #BA-FY2012-04

Motion: To adopt budget Amendment #BA-FY2012-04 as submitted, recognizing insurance reimbursement of \$1,855.87 for police vehicle repair.

C. Call for a public Hearing on Zoning Text Amendments to the Land Use Code regarding junked vehicles and legal nonconformities

Motion: To call for a public hearing on text amendments recommended by the Planning Board to improve the Land Use Code to be held on Monday, November 14, 2011 at 6:00pm, or as soon thereafter as possible, in the Board Room of Town Hall at 160 Midland Avenue.

D. Resolution #R-11-09 endorsing reinstatement of Project #I-4409 to the 2012-2018 State Transportation Improvement Plan (STIP)

Motion: To request the immediate reinstatement by NCDOT of Project #I-4409 to the 2012-2018 STIP as a high priority project, and to seek the endorsement and assistance of all local, regional and statewide partners in transportation planning in supporting this reinstatement.

Consent Motion: To approve consent items A - D as presented.

5. UNFINISHED BUSINESS

A. Request to reconsider Board action from the Special Called Meeting of September 23, 2011, for the purpose of clarifying Board intent as regards disposition of Town Square property and adopting Budget Amendment #BA-FY2012-05, providing funding for design and engineering of the Town Square Project and Streetscape Improvements (request of Alderman Brown)

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*Motion: To adopt Budget Amendment #BA-FY2012-05, providing matching funds on a 1-to-1 basis for all private donations received and designated for the design and engineering of the Town Square Project and Streetscape Improvements; to authorize the town manager, in consultation with the Town Square Steering Committee, NCDOT, and FBRMPO, to immediately initiate the design and engineering process; and to clarify the Board's intent to retain public ownership of the **entire** Town Square site, bounded by State Street, Honeycutt Street & Montreat Road, until all public safety, traffic, access, parking, and Town Square project design needs have been met, and final project designs have been approved by this Board.*

6. NEW BUSINESS

A. Owen Middle School Sidewalk Maintenance Agreements

Motion: To enter into agreements with NCDOT and Buncombe County, for the maintenance of 1,100 linear feet of sidewalk on Owen Middle School property adjacent to Old US Hwy 70 West, as presented.

8. COMMUNICATIONS FROM STAFF

A. Town Attorney – Ron Sneed

B. Town Manager- Marcy Onieal

- Manager's Annual Report
- Departmental Quarterly Reports – Leadership Staff
- Calendar & Announcements

9. COMMUNICATIONS FROM MAYOR AND BOARD OF ALDERMAN

- A. Community Entrepreneurship Breakfast Forum – Mayor Bartlett
- B. Land of Sky Regional Council Annual Meeting – Alderman Brown
- C. NCDOT Focus Tour – Alderman Showers
- D. Buncombe County Greenway Master Plan – Alderman Sobol
- E. Other Communications

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. ADJOURNMENT



Marcia D. Onieal, Town Manager