



REVISED

TOWN OF BLACK MOUNTAIN - Regular Session Agenda

Black Mountain Public Safety Building, 106 Montreat Road, Black Mountain, NC

Date: **9-12-05** Time: **6:00 p.m.**

I. CALL TO ORDER

-Welcome

-Pledge of Allegiance

-Prayer Led By: Rev. Craig Bulkeley, Pastor of Friendship Presbyterian Church, Montreat Road, Black Mountain, NC

II. ADOPTION OF THE AGENDA

III. COMMUNICATIONS FROM THE MAYOR

IV. COMMUNICATIONS FROM TOWN ATTORNEY

V. CONSENT AGENDA

A. Adoption of the Minutes

Motion: To adopt the minutes of August 4, 2005 - Agenda Workshop, August 8, 2005 - Regular Session, and August 8, 2005 – Closed Session

B. Adoption of Budget Amendment #03

Motion: To adopt Budget Amendment #03 as submitted

C. Property Disposition Policy

Motion: To approve the proposed policy for equipment disposition and direct that it be included in the Town's Statement of Policy

D. CALL FOR PUBLIC HEARING – To Call for a Public Hearing to Solicit Input on Proposed Projects for the FY 2006-2011 Capital Improvement Program

Motion for Consideration: To Call for a Public Hearing on October 10, 2005 at 6:00 p.m. or as soon thereafter as possible in the Public Safety Building to Solicit Input on Proposed Projects for the FY 2006-2011 Capital Improvement Program

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.

VI. COMMUNICATIONS FROM THE TOWN MANAGER

A. Review of Consent Agenda

B. Projects Update

1. Fuel Shortage

2. Riverwalk Park

3. Yard Sale Sign Placement

4. Pay Classification Plan Update

5. Policy Manual for Boards and Commissions

6. Well Lot/Arts Center Parking

7. Group Health Insurance Program Improvements

8. TCC Update

Add 9. Pigeon River Fund Grant Application for Flat Creek Greenway

Add 10. Community Foundation Grant Application for Village Way Greenway

Add 11. Federal Emergency Management Agency Grant for Fire Department

Add 12. Purchase of Fire Department Tanker Truck

Add 13. Local Response Effort for Hurricane Katrina Evacuees

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VII. COMMITTEE/BOARD REPORTS

VIII. OLD BUSINESS

- A. **PUBLIC HEARING** - To approve a Resolution to Close a Portion of the Right-of-Way of Ridgedale Avenue from the Intersection with Reunion Hill Lane to the Intersection with Carolina Heights Road, and the Alleyway from Vine Street into Robert and Jean Briscoe's Property

Motion for Consideration: To pass the Resolution to close the right-of-way of Ridgedale Avenue from the intersection with Reunion Hill Lane to the intersection with Carolina Heights Road and the alleyway from Vine Street into Robert and Jean Briscoe's property as recommended by the Planning Board

- Amend B.** **PUBLIC HEARING** - To approve a request from the declarant of the Village of Cheshire to amend their 1998 Master Plan to allow a rear yard encroachment of up to 12 feet within the 20-foot setback of residential buildings.

Motion for Consideration: To approve a request from the declarant of the Village of Cheshire to amend their 1998 Master Plan text to specify a rear encroachment within the setback of residential buildings as recommended by the Planning Board

- C. Report from Carver Youth Center Support Group

Amend *Motion for Consideration:* Direct the Town staff and the Town Attorney to develop a proposed agreement which will allow Carver Youth Center, Inc. to use a portion of Carver Center in accord with the following guidelines:

- A three-year lease, terminable upon 30 days' notice by either party after completion of the first year, with no rent being charged in the first year, \$250 per month rent being charged in the second year, and \$500 per month rent being charged in the third year;
- Improvements to the facility on the behalf of the Carver Youth Center are to be made solely at their expense and subject to pre-approval by the Director of Recreation and Parks;
- Carver Youth Center, Inc. shall procure and provide appropriate liability insurance coverage for the anticipated operations;
- The Black Mountain Recreation and Parks Department shall cooperate, to the extent feasible, to accommodate the youth center activities; and, The Town of Black Mountain shall provide moral and vocal support for the youth center effort.

IX. NEW BUSINESS

- A. Exploration of Partnership with Mountain Area Information Network (MAIN)

Motion for Consideration: To direct Town staff to work with MAIN to further explore the feasibility of providing their service in Black Mountain through the use of Town communication towers, and to prepare an agreement for consideration by the Board of Aldermen

- B. Presentation from Council on Aging of Buncombe County (Wendy Marsh, Director)

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- X. CITIZEN COMMENTS** (at 8:00 p.m. if all preceding items on the agenda have not been finished by then)
- XI. CLOSED SESSION -** The Board will go into Closed Session to discuss:
 - A. Pending Litigation - as permitted in NCGS 143-318.11(a)(3)
 - B. Property Acquisition – as permitted in NCGS 143-318.11(a)(5)
- XII. ADJOURNMENT**

Anthony N. Caudle, Town Manager