



REVISED

TOWN OF BLACK MOUNTAIN – Regular Session Agenda

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

Date: 12/10/07 Time: 6:00 p.m.

I. CALL TO ORDER

-Welcome

-Pledge of Allegiance

-Prayer Led By: Rev. Kevin Bennett, Mountain View Baptist Church, Black Mountain, NC

II. OATH OF OFFICE

A. Mayor

B. Aldermen

III. ELECTION OF VICE MAYOR

IV. CITIZEN COMMENTS

V. ADOPTION OF THE AGENDA

VI. COMMUNICATIONS FROM THE MAYOR

A. Proclamation – Owen High School Cross Country Team Champions

VII. COMMUNICATIONS FROM TOWN ATTORNEY

VIII. OLD BUSINESS

A. Approval of Phase I of the Lake Tomahawk Park Master Plan

Motion: To approve Phase I of the Master Plan for Lake Tomahawk Park as presented

B. Update on Preliminary FIRM Map Review

Motion: None

IX. NEW BUSINESS

A. Presentation of Annual Audit for FY06-07

Motion: To accept FY06-07 Audit as presented

Defer Item “B” to January

B. Swannanoa Valley Museum of History Presentation on Proposed Renovations

Motion: Unknown at this time

AMEND C. Request for Funds for Library Renovations

Motion: To endorse Buncombe County’s plans for the renovation of the Black Mountain branch of the Buncombe County Library and to authorize the staff to prepare a budget amendment to allocate up to \$40,000 from the General Fund Fund Balance for the construction/renovation project

AMEND D. Request for Annexation of Goodson Cove Subdivision

Motion: To refer the requested annexation to the Planning Board for review and report; call for a public hearing on the request to be held on Monday, February 11, 2008 at 6 p.m., or as soon thereafter as possible, in the meeting room of the Public Safety Building at 106 Montreat Road

E. Final Plat Approval for John W. Hendrix and Patsy R. Frenchman Subdivision at the Corner of Mountain View Avenue and Winter Haven Lane

Motion: To approve the final plat for the six-lot subdivision of John W. Hendrix and Patsy R. Frenchman as provided

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- ADD** **F.** **Request from Jim Richter to Purchase Property Owned by Black Mountain Golf Course**

Motion: To offer for sale to Mr. Jim Richter, through the upset bid procedure outlined in North Carolina General Statute 160A-269, the portion of golf course property as described in the request from Mr. Jim Richter with Mr. Richter being responsible for the preparation of the survey and deed required to offer the property for sale

X. CONSENT AGENDA

- A.** Adoption of the Minutes
Motion: To adopt the minutes of November 8, 2007 - Agenda Workshop, November 13, 2007 - Regular Session, November 13, 2007 – Closed Session, November 28, 2007 - Closed Session
- B.** Scheduled List of Board of Aldermen Agenda Meetings and Regular Session Meetings for 2008
Motion: To adopt the scheduled list of Board of Aldermen Agenda Meetings and Regular Session Meetings for 2008
- C.** Resolution of Support and Administration for a Safe Routes to School Demonstration Grant
Motion: To adopt the Resolution of Support and Administration for the Safe Routes to School Program
- D.** Ordinance to Limit Liability for the Operation of Skateboard Facility
Motion: To approve the attached ordinance governing the use of skateboard facilities operated by the Town of Black Mountain
- E.** Resolution of Support for the Clean Water Management Trust Fund Grant
Motion: To adopt the Resolution of Support for the Grant Application to the Clean Water Management Trust Fund
- F.** **CALL FOR PUBLIC HEARING** and Consideration of a Resolution of Intent to Close an Unopened Right-of-Way Between Taft and Pearl Street
Motion: To adopt the Resolution of Intent to close a right-of-way and to call for a public hearing on the closure petition on January 14, 2008 at 6:00 p.m., or as soon thereafter as possible, in the meeting room of the Public Safety Building located at 106 Montreat Road
- G.** **CALL FOR PUBLIC HEARING** of a Zoning Text Amendment to Allow Greenhouses as Accessory Structures in the C-1 Zoning District
Motion: To call for a public hearing to consider an amendment to Section 153.079, “Permitted Uses Table”, of the Black Mountain Code of Ordinances, as submitted by Bella Blooms to be held on Monday, January 14, 2008 at 6 p.m., or as soon thereafter as possible, in the meeting room of the Public Safety Building at 106 Montreat Road

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- H. **CALL FOR A PUBLIC HEARING** of a Zoning Text Amendment to Raise the General Industrial District's (I-2) Height Limitation from 35 Feet to 48 Feet
Motion: To call for a public hearing to consider an amendment to Section 153.077, paragraph J, of the Black Mountain Code of Ordinances, increasing the maximum building height for the General Industrial District (I-2) from 35 feet to 48 feet, as submitted by Hammaker East, LTD, to be held on Monday, January 14, 2008 at 6 p.m., or as soon thereafter as possible, in the meeting room of the Public Safety Building at 106 Montreat Road

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.

XI. COMMUNICATIONS FROM THE TOWN MANAGER

- A. Review of the Consent Agenda
B. Projects Update
1. New recyclable materials
2. Fuel Facility Update
3. Leaf recycling update
4. Downtown recycling containers
5. Departmental Reports
- Water
- Fire
- Police
6. Sutton Avenue Parking/Sidewalk
7. Skateboard Park

XII. COMMITTEE/BOARD REPORTS

- A. Appointment to Land-of-Sky Regional Council

XIII. CITIZEN COMMENTS (at 8:00 p.m. if all preceding items on the agenda have not been finished by then)

XIV. CLOSED SESSION - The Board will go into Closed Session to discuss:

- A. Consultation with Attorney – as permitted in NCGS 143-318.11(a)(3) and
B. Personnel – as permitted in NCGS 143-318.11(a)(6)

XV. ADJOURNMENT

Anthony N. Caudle, Town Manager