



REVISED

## TOWN OF BLACK MOUNTAIN – Regular Session Agenda

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

Date: 6/11/07 Time: 6:00 p.m.

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### I. CALL TO ORDER

- Welcome
- Pledge of Allegiance
- Prayer Led By: Rev. Charlie L. Donnell, Retired Presbyterian Minister, Black Mountain, NC

### II. CITIZEN COMMENTS

### III. ADOPTION OF THE AGENDA

### IV. COMMUNICATIONS FROM THE MAYOR

- A. Resolution of Support for the Clean Water Act of 2007

ADD B. Advantage West Presentation – Pam Lewis

### V. COMMUNICATIONS FROM TOWN ATTORNEY

### VI. OLD BUSINESS

- A. **PUBLIC HEARING** on Proposed Fiscal Year 2007-2008 Annual Budget for the Town of Black Mountain

*Motion: To approve the Annual Budget for the Town of Black Mountain for Fiscal Year 2007-2008 as presented*

- B. Consideration of Proposed Ordinance Regulating Special Events

*Motion: To adopt revisions to Title IX, General Regulations, Chapter 105 of the Town of Black Mountain Code of Ordinances*

- C. Consideration of Ordinance Regulating Post-Construction Stormwater Runoff

*Motion: To adopt a local post-construction and illicit discharge prevention ordinance in compliance with “Phase II” Regulations of the Clean Water Act*

### VII. NEW BUSINESS

- A. Request from the Housing Commission to Work with Habitat for Humanity on Site Plan for Housing on Clevenger Property

*Motion: To approve Habitat concept and to authorize the Town Manager to pursue more formal plan with Habitat for Humanity to provide the Board options for the transference of property*

### VIII. CONSENT AGENDA

- A. Adoption of the Minutes

*Motion: To adopt the minutes of May 7, 2007 – Special Meeting, May 10, 2007 - Agenda Workshop, May 14, 2007 – Regular Session, May 14, 2007 – Closed Session, May 17, 2007 – Budget Meeting, May 30, 2007 – Budget Meeting*

- B. Adoption of Budget Amendment #18

*Motion: To adopt Budget Amendment #18 authorizing the transfer of contingency funds to the Police Department’s contract services line item*

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- C. Agreement Between the Buncombe County Board of Elections and the Town of Black Mountain

*Motion: To approve the Agreement between the Buncombe Country Board of Elections and the Town of Black Mountain authorizing the Board of Elections to conduct all elections for the Town of Black Mountain pursuant to North Carolina General Statute 163.285 and to authorize the Town Manager and Mayor to sign the agreement on behalf of the Town*

- D. Acceptance of \$25,000 Grant from the Pigeon River Fund for Stream Bank Restoration on Flat Creek Behind Black Mountain Primary School

*Motion: To accept the grant award from the Pigeon River Fund for matching proceeds to conduct stream bank restoration on Flat Creek behind the Black Mountain Primary School and to authorize the Town Manager to sign the letter of acceptance on the behalf of the Town*

- AMEND** E. **CALL FOR PUBLIC HEARING** to Consider Zoning Text Amendment to Raise Height Limitation in the Light Industrial District

*Motion: To call for a Public Hearing to consider raising the building height limitation for the Light Industrial District from 35 feet to 55 feet on Monday, July 9<sup>th</sup>, 2007 at 6:00 p.m., or as soon thereafter as possible, to be held in the meeting room of the Public Safety Building at 106 Montreat Road, Black Mountain, NC*

- F. Request to Amend Personnel Policy Manual to Designate Calendar Year as Charge Time for Family Medical Leave and to Clarify Drug Testing Procedure

*Motion: To amend the Personnel Policy Manual by adopting the revisions to Article VII, Section 7 and Article XII, Section 5*

- ADD** G. **Adoption of Budget Amendment #19**

*Motion: To approve Budget Amendment #19 authorizing the appropriation of water retained earnings to the water operations capital outlay line item*

*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.*

**IX. COMMUNICATIONS FROM THE TOWN MANAGER**

- ADD**
1. Review of the Consent Agenda
  2. End of fiscal year budget amendment meeting – June 26, 2007 – 9:00 a.m.
  3. Fire Department Monthly Report
  4. Police Department Monthly Report
  5. Projects Update
    - a. Pool Opening
    - b. Downtown Merchants' Survey
    - c. Fire Rating Inspection
    - d. Bus Stop Relocation
    - ADD** e. **Greenways Update**

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**X. COMMITTEE/BOARD REPORTS**

**A. Appointments to Fill Vacancies on Boards and Commissions**

1. ABC Board (1) vacancy
2. Board of Adjustment (3) vacancies
3. Greenways Commission (1) vacancy
4. Historic Preservation Commission (2) vacancies
5. Housing Commission (4) vacancies
6. Planning Board (5) vacancies
7. Recreation Commission (3) vacancies
8. Urban Forestry Commission (1) vacancy

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

**XII. CLOSED SESSION** – To enter into Closed Session to discuss acquisition of real property in accordance with NCGS 143-318.11(5)

**XIII. ADJOURNMENT**

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Anthony N. Caudle, Town Manager