



REVISED

TOWN OF BLACK MOUNTAIN – Regular Session Agenda

Town Hall, 160 Midland Avenue, Black Mountain, NC

Date: **4/20/09** Time: **6:00 p.m.**

I. CALL TO ORDER

-Welcome

-Pledge of Allegiance

-Invocation Led By: Rev. Steve Rayburn, Pastor, First Baptist Church, Swannanoa, NC

II. CITIZEN COMMENTS

III. COMMUNICATIONS FROM THE MAYOR

A. Proclamation for Spring Litter Sweep 2009 Roadside Cleanup – May 2, 2009

B. Proclamation for Senior Games Week – May 12-16, 2009

C. North Carolina League of Municipalities Town Hall Day – May 6, 2009

IV. COMMUNICATIONS FROM TOWN ATTORNEY

V. CONSENT AGENDA

ADD

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 the Minutes

Motion: To adopt the minutes of February 23, 2009 – Joint Meeting with Planning Board, March 9, 2009 – Agenda Session, March 9, 2009 – Joint Meeting with Planning Board, March 16, 2009 - Regular Session, March 16, 2009 - Closed Session, March 23, 2009 – Special Meeting of Board of Aldermen

AMEND

B. Declare Certain Property as Surplus

*Motion: To approve a 1998 **Ford Crown Victoria** as surplus and sell on GovDeals*

C. **CALL FOR PUBLIC HEARING** to Consider Text Amendment to Strike Requirement for Screening Around Dumpsters, Loading Areas, and Accessory Storage Buildings (Paragraph L2 of Sections 153.073 – 153.077)

Motion: To call for a public hearing on a text amendment request to remove requirements for screening to be held on Monday, May 18, 2009 at 6:00 p.m., or as soon thereafter as possible, in the meeting room of the Town Hall Building located at 160 Midland Avenue

D. **CALL FOR PUBLIC HEARING** on Proposed Fiscal Year 2009-2010 Annual Budget for the Town of Black Mountain

Motion: To call for a Public Hearing on the proposed FY2009-2010 annual budget for the Town of Black Mountain to be held on Monday, June 15, 2009 at 6:00 p.m., or as soon thereafter as possible, in the meeting room of the Town Hall Building located at 160 Midland Avenue, Black Mountain, NC

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VI. NEW BUSINESS

- A. Identity Theft Protection Program Policy

Motion: To adopt the Identity Theft Policy and Breach Response Plan and resolution

ADD

- B. Budget Amendment to Pay for Final Document for the Certified Entrepreneurial Certification Program

Motion: To adopt budget amendment #12 to allocate \$1,000 to pay for expenses incurred for preparation of final document for the Certified Entrepreneurial Community Program

ADD

- C. Request for Sewer Line Easement Over Town Property (Golf Course) by Dwight O. Christenbury and wife, Carol D. Steele

Motion: To approve the grant of an easement to Christenbury and Steele for the installation and maintenance of a private sewer line from their property to the manhole on Town property, with such easement to be executed by the Mayor and attested by the Town Clerk upon completion of construction of the line and a survey of the line as built. Christenbury and Steel shall provide the survey and reimburse the Town for all legal expenses and costs incurred by the Town

VII. OLD BUSINESS

- A. Budget Amendment #11 to Pay for Asbestos Removal at 922 Old US Hwy. 70

Motion: To adopt budget amendment #11 to allocate \$5,500 for the purpose of asbestos removal in accordance with state and federal guidelines as part of the demolition and cleanup of the property known as 922 Old US Hwy. 70

VIII. COMMUNICATIONS FROM THE TOWN MANAGER

Manager's Monthly Report

- Community Garden Expansion
- Economic Stimulus
- In-Kind Support of Special Events
- Departmental Reports

IX. COMMITTEE/BOARD REPORTS

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

XI. CLOSED SESSION – To go into Closed Session to discuss personnel as permitted in NCGS 143-318.11(a)(6).

XII. ADJOURNMENT

Marcia D. Onieal, Town Manager