



TOWN OF BLACK MOUNTAIN TOWN COUNCIL

MAY 9, 2024

SPECIAL MEETING AGENDA

Time: 5:00 p.m.

Town Hall Council Chambers | 160 Midland Avenue, Black Mountain, NC 28711

Agendas and agenda packets may be accessed electronically from your laptop or smartphone. Visit the Town's website at www.townofblackmountain.org. Click on **Government** and select **Town Council** to access agenda materials for Town Council meetings. You can also scan this QR code with your smartphone to access agenda materials.



 **Conserve resources; print only when necessary.**

The Town of Black Mountain is committed to providing accessible facilities, programs, and services for all people in compliance with the American with Disabilities Act (ADA). Hearing assistive devices are available at the door. Should you need other assistance or accommodation for this meeting, please contact Town Clerk Wesley Barker at: town.clerk@tobm.org, or **(828) 419-9300 / TDD (800) 735-2962**

1. CALL TO ORDER

2. NEW BUSINESS

A. FY 2024-25 Budget Work Session

B. Agenda Review for May 13, 2024 Regular Town Council Meeting

3. ADJOURNMENT



TOWN OF BLACK MOUNTAIN

TOWN COUNCIL

May 13, 2024

REGULAR SESSION AGENDA

Time: 6:00 p.m.

Town Hall Council Chambers | 160 Midland Avenue, Black Mountain, NC 28711

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1. CALL TO ORDER

- Welcome
- Pledge of Allegiance
- Invocation – *Moment of Silence*
- Announcements – *Mayor Sobol*
- Ethics Statement: *In accordance with the Code of Ethics adopted by the Council, all Council Members have a duty to conduct the affairs of the governing board in an open and public manner free of conflicts of interest. Is there any item on the agenda the outcome of which will have a direct, substantial, and readily identifiable financial impact for any Council Member, his or her family or close business associates? Does any Council Member have a financial interest in any public contract coming before this Council today? There being none, all Council Members have a duty and obligation to vote.*

2. PROCLAMATIONS, AWARDS, RECOGNITIONS, SPECIAL RESOLUTIONS

- A. Proclamation- Mayors Monarch Pledge

3. CITIZEN COMMENTS

Individuals wishing to address the Council 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. The chair will recognize individuals requesting to address the Council. **Comments by any one speaker shall be limited to three (3) minutes.** 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.

4. COMMUNICATIONS FROM STAFF, COUNCILS, COMMISSIONS & AGENCIES

A. Black Mountain Beautification Committee Annual Report

5. 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 Meeting Minutes – Wesley Barker, Town Clerk

- March 28, 2024 Budget Work Session
- April 8, 2024 Regular Meeting
- April 11, 2024 Budget Work Session
- April 18, 2024 Budget Work Session
- April 25, 2024 Budget Work Session

Motion: To approve the meeting minutes as presented.

B. Monthly Property Tax Collector Report - Tammy Holland, Finance Director

Motion: To approve the monthly tax collection report as presented.

C. Consideration of Budget Amendments - Tammy Holland, Finance Director

- 1) Carver Floor Repair
- 2) Increase in Property Tax Late List Penalties
- 3) Fire Department Recognize Funds Received from Buncombe County Dispatch

Motion: To approve the budget amendments as presented.

D. Approval of Resolution Authorizing the Town Manager to Execute Agreement for Design/Build Services for the Cragmont Park Renovation Project – Angela

Reece, Project & Facilities Manager

Motion: I move that Town Council of the Town of Black Mountain adopt the resolution selecting _____ (firm) as most responsible, responsive, and qualified firm and to authorizing the Town Manager to negotiate and execute a final contract for design-build services for the Cragmont Park Renovation Project pursuant to § 143-128.1A.

E. Consideration of Riverwalk Greenway Capital Project Amended Ordinance –

Tammy Holland, Finance Director

Motion: I move that Town Council approve the Riverwalk Greenway Capital Project Amended Ordinance as presented.

Motion for all Consent items: To approve all consent agenda items as presented (or as amended).

6. PUBLIC HEARING

The chair will recognize individuals requesting to address the Council regarding the specific topic of the public hearing. **Public hearing comments by any one speaker shall be limited to ten (10) minutes.** The Mayor reserves the right to alter time limits and other rules of procedure at the beginning of each public hearing.

A. Public Hearing for Text Amendment to Chapter 20, Article V, Nuisances- Jessica

Trotman, Planning Director

Motion: I move we approve the text amendments for Chapter 20, Article V, Nuisances as presented.

B. Public Hearing for Text Amendments to Chapter 43, Article VI to add a Social District- Jessica Trotman, Planning Director

Motion: I move we approve the text amendments for Chapter 43, Article VI, Downtown Social District, as presented.

C. Public Hearing for Conditional Zoning Request for Montreat College- #O-23-22- Jessica Trotman, Planning Director

Motion: I move that we approve the amendment to add Montreat College Black Mountain campus as an institutional campus district conditional zone and that the amendment is consistent with the comprehensive plan and is reasonable and in the public interest in that it promotes development of underutilized property with existing infrastructure and allows design and connection to balance the needs of pedestrians, drivers, cyclists, and transit users.

D. Public Hearing for Map Amendment for Montreat College- #Z-O-23-23- Jessica

Trotman, Planning Director

Motion: I move that we approve zoning map amendment **#Z-O-23-23** to conditionally zone the Montreat College Black Mountain campus as institutional campus district conditional zone and that the zoning map amendment is reasonable and in the public interest in that the overall size of the tract is reasonable compared to the size of the zoning district in which the property is located, it is consistent with the comprehensive plan, the impact to adjacent property owners is reasonable and the benefits of the rezoning outweigh any potential inconvenience or harm to the community and allowed uses within the proposed rezoning district are similar to the permitted uses as currently zoned.

7. CITIZEN COMMENTS

The chair will recognize individuals requesting to address the Council regarding the specific New Business or Unfinished Business items below. Comments by any one **speaker shall be limited to three (3) minutes.** 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.

8. UNFINISHED BUSINESS

9. NEW BUSINESS

A. Consideration of Street Dedication for Rantis Lane and Fay Jones Lane, located off Jane Jacobs Road – Jamey Matthews, Public Works Director

Motion: I move that the Town Council accepts both Rantis Lane and Fay Jones Lane as a public Town street which will include all maintenance of both streets to include paving, snow removal, and any general maintenance of both streets within the twenty (20) foot right-of-way.

10. COMMUNICATION

- A.** Town Attorney – Craig Justus
- B.** Town Manager – Josh Harrold

11. COMMUNICATION FROM MAYOR AND TOWN COUNCIL

12. CLOSED SESSION

13. ADJOURNMENT