



TOWN OF BLACK MOUNTAIN TOWN COUNCIL

April 14, 2025

REGULAR SESSION AGENDA

Time: 6:00 PM

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

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1. CALL TO ORDER

- 1.A. Welcome
- 1.B. Pledge of Allegiance
- 1.C. Moment of Silence
- 1.D. Announcements
- 1.E. 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

- 2.A. Resolution Proclaiming "No Mow May" within the Town of Black Mountain**
- 2.B. Resolution of Affirmation by the Town Of Black Mountain to Freedom of Speech as Protected by the United States Constitution and Recommitment to Public Library Services by the Town of Black Mountain and Buncombe County.**
- 2.C. A Resolution Of The Town Council Proclaiming That All Are Welcome In Our Community, Regardless Of Sexual Orientation, Gender, Ethnicity, Religion, National Origin, Race, Ability, Socioeconomic Status, Age Or Any Other Characteristic, And That All Individuals Will Be Treated Equally In The Name Of The Law.**
- 2.D. Resolution Celebrating and Recognizing 2025 Earth and Arbor Day**

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. Note: Council will not respond during the citizen comment period.

4. COMMUNICATIONS FROM STAFF, COUNCILS, COMMISSIONS & AGENCIES

- 4.A. Monthly Helene Storm Recovery Update**
- 4.B. Water System Update**

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.

- 5.A. Adoption of Meeting Minutes from February 24, 2025 Joint Meeting with Planning Board, March 1, 2025 Council Retreat, March 6, 2025 Agenda Work Session and March 10, 2025 Regular Meeting. - Wesley Barker, Town Clerk**
Motion: Adoption of meeting minutes as presented (or amended).
- 5.B. Monthly Tax Collector Report - Laurel Mabery, Accountant**
Motion: Motion to approve the monthly tax report as presented.
- 5.C. Call for Public Hearing to Amend Chapter 8, Sections 8.2.2, 8.2.7, 8.2.14, 8.2.15, 8.2.18, and 8.2.29, Phase II Stormwater Ordinance to align the Phase II**

Stormwater Ordinance with the Town's requirements from the NC Department of Environmental Quality for the Town's National Pollutant Discharge Elimination System (NPDES) permit and the Stormwater Management Plan (SWMP). - Jennifer Tipton, Senior Admin

Motion: To call for a public hearing to amend Chapter 8, Sections 8.2.2, 8.2.7, 8.2.14, 8.2.15, 8.2.18, and 8.2.29, Phase II Stormwater Ordinance, to align the Phase II Stormwater Ordinance with the Town's requirements from the NC Department of Environmental Quality for the Town's National Pollutant Discharge Elimination System (NPDES) permit and the Stormwater Management Plan (SWMP), to be held on Monday, May 12, 2025, at 6:00 p.m., or as soon thereafter as possible, in the Council Room of Town Hall, 160 Midland Avenue.

5.D. Call for Public Hearing for Voluntary Annexation of Property Owned by Givens Highland Farms - Jennifer Tipton, Senior Admin

Motion: To call for a public hearing for voluntary annexation for two parcels known as Buncombe County PIN #0609-56-4489.00000 and PIN #0609-56-1464.00000 to be held on Monday, May 12, 2025, at 6:00 p.m., or as soon thereafter as possible, in the Council Room of Town Hall, 160 Midland Avenue.

5.E. Call for Public Hearing to Rezone 99999 Frances Avenue and 320 Tabernacle Road from R-1 to OI-6 - Jennifer Tipton, Senior Admin

Motion: To call for a public hearing to rezone 99999 Frances Avenue (PIN #0609-56-4489.00000) and 320 Tabernacle Road (PIN #0609-56-1464.00000) from R-1 (Buncombe County zoning) to OI-6 (office and institutional) to be held on Monday, May 12, 2025, at 6:00 p.m., or as soon thereafter as possible, in the Council Room of Town Hall, 160 Midland Avenue.

5.F. Cragmont Park Renovation Capital Project Closure - Tammy Holland, Finance Director

Motion: To Approve the Cragmont Park Capital Project Closure Ordinance and Budget Amendments as Presented.

6. PUBLIC HEARING - NONE

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.

7. CITIZEN COMMENTS

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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. Note: Council will not respond during the citizen comment period.

8. UNFINISHED BUSINESS

- 8.A. EPA's Lead & Copper Service Line Inventory Project - Update** - Jessica Trotman, Asst. Town Manager
Motion: n/a

9. NEW BUSINESS

- 9.A. Historic Preservation Commission Member Removal** - Jennifer Tipton, Senior Admin
Motion: To remove the listed member from the Historic Preservation Commission due to excessive absences from meetings.
- 9.B. Black Mountain Radio Sailing Club - Permanent Signage at Lake Tomahawk Park** - Josh Henderson, Recreation & Parks Director
Motion: Approve signage proposal as presented.
- 9.C. Amended Project Ordinance and Budget Amendments for Hurricane Helene** - Tammy Holland, Finance Director
Motion: The Finance Department requests the Town Council approve the amended grant project ordinance and budget amendment as presented and recommended.

10. COMMUNICATION FROM TOWN ATTORNEY & TOWN MANAGER

11. COMMUNICATION FROM MAYOR AND TOWN COUNCIL

12. CLOSED SESSION - N.C.G.S. 143-318-11 (A)(3)- ATTORNEY-CLIENT PRIVILEGE

13. ADJOURNMENT

[MEET_FOOT]