



TOWN OF BLACK MOUNTAIN

TOWN COUNCIL

May 11, 2026


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. ORGANIZATIONAL MEETING

- 2.A. Appointment to Fill the Vacant Seat on the Town Council**
- 2.B. Administration of Oath of Office by the Appointed Council Member**
- 2.C. Appointment to Black Mountain Center for the Arts Board of Directors - Primary Member**
- 2.D. Appointment to French Broad River MPO Board of Directors - Alternate Member**

3. PROCLAMATIONS, AWARDS, RECOGNITIONS, SPECIAL RESOLUTIONS

- 3.A. Resolution Recognizing Pam King for her Service to the Town of Black Mountain**
- 3.B. Consideration of Resolution Asking HCA CEO Sam Hazen to Engage Directly with Stakeholders in Western NC.**

4. COMMUNICATIONS FROM STAFF, COUNCILS, COMMISSIONS & AGENCIES

- 4.A. Introduction of Jacob Guiot, Recreation & Parks Director**
- 4.B. Presentation on Town Capital Projects and Grants**
- 4.C. Update on Water Use Restrictions**

5. 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.

6. COMMUNICATION FROM MAYOR AND TOWN COUNCIL

7. COMMUNICATION FROM TOWN ATTORNEY & TOWN MANAGER

8. 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.

- 8.A. Adoption of Meeting Minutes from March 5, 9, 12 & April 1, 9, 13, 2026 -**

Wesley Barker, Town Clerk

Motion: Motion to approve the meeting minutes as presented.

8.B. Monthly Tax Collector Report - Laurel Mabery, Accountant

Motion: Approve the tax collection report as presented.

8.C. Consideration of Resolution Repealing Resolution No. R-25-103 Entitled "A Resolution to Amend the Fiscal Year 2025-2026 Budget for Golf Course Bridge Repairs and Cart Path Repairs." - Matt Begley, Budget Analyst

Motion: Motion to approve the resolution repealing Resolution No. R-25-103 as recommended.

8.D. Resolution Approving the Purchase of a Conex Box for Evidence Storage and Armory - Richard Hicks, Interim Town Manager

Motion: Motion to approve the resolution as presented and recommended.

8.E. Resolution Authorizing Agreement with Anchor QEA of NC, PLLC for Professional Engineering & Architectural Services - Matt Begley, Budget Analyst

Motion: Motion to approve the resolution as presented.

9. 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.

9.A. Public Hearing to Amend Chapter 1, Section 1.2.3, Definitions; Chapter 4, Section 4.7.14, Table of Uses by Zoning District; and Chapter 5, Section 5.19, Data Processing Centers, to add a definition, use, and requirements for data processing centers. - Michelle Kennedy, Planning Director

Motion: I move that we approve the proposed text amendments to Chapter 1, Section 1.2.3, Definitions; Chapter 4, Section 4.7.14, Table of Uses by Zoning District; and Chapter 5, Section 5.19, Data Processing Centers as presented and find that the proposed changes are consistent with current state regulations and find that the recommendation promotes the general welfare and in keeping with good zoning practice.

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11. UNFINISHED BUSINESS - NONE

12. NEW BUSINESS

12.A. Review of Electronic Payments & Associated Fees and Consideration of Policy -
Greta Gibson

Motion: I move that Council authorize town staff to create an Electronic Payment Policy to Impose Fees on Electronic Payments, as recommended, and to present a draft to Council at the June 8, 2026 meeting.

12.B. Presentation and Consideration of Street Dedication Application & Policy -
Richard Hicks, Interim Town Manager

Motion: Motion to adopt the Street Dedication & Policy as presented.

12.C. Consideration of naming the Lake Tomahawk Tennis Courts after Judy Eubanks
- Richard Hicks, Interim Town Manager

Motion: Motion to consider naming Lake Tomahawk Tennis Courts in honor of Judy Eubanks and approval of a sign to be placed at the tennis courts.

12.D. Acceptance of Water Line Infrastructure within Sweet Birch Commons for Public (Town) Ownership & Maintenance. - Jamey Matthews, Public Works Director

Motion: I move that Council approve the acceptance of the water line infrastructure within Sweet Birch Commons for public (Town) ownership and maintenance.

12.E. Lower Watershed Dam - Repair Options Discussion - Matt Begley, Budget Analyst

Motion: Council should discuss and provide direction to staff on whether to pursue the alternative as a preferred method of repair.

12.F. 2026 Audit Contract and Audit Engagement Letter - Richard Hicks, Interim Town Manager

Motion: Approve the Fiscal Year 2026 Contract to Audit Accounts and Audit Engagement Letter from Gould Killian, CPA Group, P.A., as recommended.

13. ADJOURNMENT