



TOWN OF BLACK MOUNTAIN

Town Hall, 160 Midland Avenue, Black Mountain, NC 28711

Date: **October 11, 2021**

Time: **6:00 p.m.**

Regular Session Minutes

*The agenda and all related documentation may be accessed electronically via Wi-Fi in Town Hall. From your laptop or smartphone, access the Town's website at www.townofblackmountain.org. Click on **Town Government** and select **Mayor and Town Council** to download materials for all Town board meetings.*

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 Savannah Parrish at 419-9310, or by email at townclerk@townofblackmountain.org
(828) 419-9300 / TDD (800) 735-2962*

1. CALL TO ORDER

Mayor Larry Harris called the meeting to order at 6:00 p.m. with the following members present:

Mayor Larry B. Harris
Vice Mayor Ryan Stone
Council Member Archie Pertiller
Council Member Ryan Stone
Council Member Bill Christy
Council Member Doug Hay
Council Member Pam King

The following staff members were present:

Josh Harrold, Town Manager
Savannah Parrish, Town Clerk – absent
Jennifer Tipton, Senior Admin
Ron Sneed, Town Attorney

Mayor Harris welcomed everyone and led the Pledge of Allegiance. Cheryl Wilson of Swannanoa Valley Christian Ministry led an invocation.

Mayor Harris offered condolences to Council Member Archie Pertiller who recently lost his father-in-law.

Mayor Harris also congratulated Manager Josh Harrold the International City/County Management Association Credentialed Manager certification.

2. PROCLAMATIONS, AWARDS & RECOGNITION

8. NEW BUSINESS

A. Intersection Traffic Studies Presentation

In August 2021 the Town Council agreed to perform studies on 3 intersections in town. The traffic engineer, Colin K, completed the studies presented the findings to the Town Council.

B. NC 9 Sidewalk Phase III

Manager Harrold presented the information to the Town Council. In order to begin construction on phase III of the NC 9 sidewalk, in exchange for an easement, the property owner is asking the Town to construct a wall and install a fence at a cost of \$68,500 along 450 linear feet of his property. There was some discussion among the Town Council.

Vice Mayor Ryan Stone moved to deny construction of the wall/fence. The motion was approved by a vote of 5-0

C. Golf Equipment Lease

The golf course equipment is nearing the end of a 5-year lease agreement with Smith Turf & Irrigation. We were able to receive 2 quotes from companies that specialize in leasing golf course equipment. Staff recommends entering a new 5-year lease with Smith Turf & Irrigation. The cost per year is \$87,585.36.

Council Member Archie Pertiller moved to approve lease agreement. The motion was approved by a vote of 5-0

D. Investment Policy

Finance Director Tammy Holland presented the investment policy to the Town Council. The purpose of the policy is to ensure funds are managed to provide for secure, efficient, and professional investments in order to achieve primary objectives while in conformance with federal, state, and other legal requirements, including North Carolina General Statute ("NCGS") 159-30.

Mayor Harris recommended to Council wait to allow more time to review the policy. No action was taken on the Investment Policy.

E. Amended Contract for EB-5547B "The Oaks Connector"

Planning Director Jessica Trotman and Manager Josh Harrold presented the information to the Town Council. This is a revised contract with Michael Baker International for engineering services for The Oaks Connector. This section is unchanged in service but separated because it is nearing 60% completion. Approximately \$90,000 from the previous contract is represented in the work to date for this section. A balance of \$255,875.29 is required to complete this section.

Council Member Bill Christy moved to approve the contract as presented. The motion was approved by a vote of 5-0.

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 on 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 to Close Portion of Unopened, Platted Portion of Alexander Street

Council Member Archie Pertiller moved to open the public hearing for Resolution #R-21-22 to Close Unopened, Platted Portion of Right-of-Way of Alexander Street (north end). The motion was approved by a vote of 5-0.

Planning Director Jessica Trotman presented the information to the Town Council. Two property owners have submitted a petition to close an unopened, platted portion of Alexander Street (north end). The requested closure is approximately 150 feet in the length and 40 feet wide. The right-of-way is not identified in any adopted plans nor is part of a proposed greenway or roadway system. The right-of-way is not part of a stormwater system nor is it in any drainage area. The Planning Board recommended the closure and to reserve a 20-foot-wide easement down the center for future pedestrian and vehicular traffic with a vote of 3-2, with Rick Earley and Pam Norton voting against the motion, at the July 26, 2021 meeting. There was no public comment.

Council Member Pam King moved to close the public hearing. The motion was approved by a vote of 5-0.

Council Member Pam King moved to approve Resolution #R-21-22 for the right-of-way closure as presented. The motion was approved by a vote of 5-0.

10. COMMUNICATION FROM STAFF

Town Attorney Ron Sneed addressed the Town Council to provide a legislative update from North Carolina State Legislature.

Town Manager Josh Harrold updated the Town Council concerning the sidewalk at CVS Pharmacy. The survey has been completed.

The Manager continues to work with FEMA concerning Tropical Storm Fred.

11. COMMUNICATION FROM MAYOR AND TOWN COUNCIL

At the request of the citizens, Mayor Harris inquired to other municipalities how they were handling Town office being closed to the public during the ongoing COVID-19 pandemic. He found that Woodfin and Black Mountain are the only closed, and the others are encouraging appointments.

Council Member Hay asked the Town Council to request that staff identify high-impact projects with the greatest need, based on the current comprehensive plan and pedestrian and cycling plans. He also suggested staff identify potential funding opportunities and impacts on those projects to the budget to share with the Town Council. Mayor Harris directed staff to hold a workshop to explore options concerning the topics Council Member Hay mentioned.

Council Member Pam King recognized Indigenous Peoples' Day.

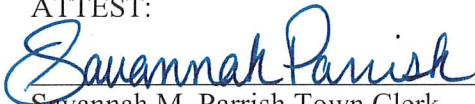
12. CLOSED SESSION

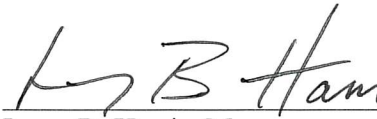
Vice Mayor Ryan Stone moved to enter closed session to discuss personnel matters as permitted by North Carolina General Statute 143-318.11(6). The motion was approved by a vote of 5-0.

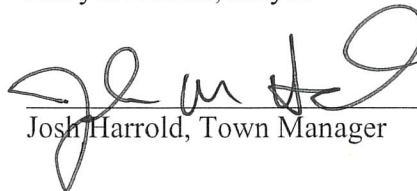
13. ADJOURNMENT

There being no further business Mayor Larry B. Harris adjourned the meeting at 7:41 p.m.

ATTEST:


Savannah M. Parrish Town Clerk


Larry B. Harris, Mayor


Josh Harrold, Town Manager