



TOWN OF BLACK MOUNTAIN

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

Date: **June 12, 2023** Time: **6:00 p.m.**

Regular Session Agenda

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

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Should you need other assistance or accommodation for this meeting, please contact

Town Clerk Savannah Parrish at 419-9310, or by email at town.clerk@tobm.org

(828) 419-9300 / TDD (800) 735-2962

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 Board members have a duty and obligation to vote.*

2. PROCLAMATIONS, AWARDS, RECOGNITIONS

A. Pride Month Proclamation – Mayor Sobol

B. Proclamation for Town Attorney Ron Sneed – Mayor Sobol

3. CITIZEN COMMENTS

Individuals wishing to address the Board 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 Board. **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. Recreation Commission Annual Report – Nathan West, Recreation Commission Chair

B. Metropolitan Sewer District Annual Report – Bob Watts, MSD Representative

C. Fire Department Annual Report – John Coffey, Fire Chief

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 Minutes** – Savannah Parrish, Town Clerk
- B. Mountain Heritage Trout Waters Memorandum of Understanding** – Jessica Trotman, Planning Director
- C. Budget Amendment Insurance Proceeds** – Tammy Holland, Finance Director

Motion: *I move that the Town Council approve consent items A – C as presented.*

6. CITIZEN COMMENTS

*The chair will recognize individuals requesting to address the Board 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.*

7. UNFINISHED BUSINESS

8. NEW BUSINESS

- A. Direction for Short Term Rental Regulations** – Jessica Trotman, Planning Director
- B. Discussion of Potential Purchase for Expansion of Public Parking Lot** – Josh Harrold, Town Manager
- C. Ordinance Amendment ARPA Grant Project O-23-08** – Tammy Holland, Finance Director

Motion: *I move that Council approve the amendment to the ARPA Grant Project Ordinance*

- D. Fire Apparatus Bid Approval** – John Coffey, Fire Chief

Motion: *I move to approve the bidder selection as recommended by staff*

- E. Traffic Policy** – Josh Harrold, Town Manager

Motion: *I move to approve the proposed traffic policy as presented or amended.*

9. PUBLIC HEARING

The chair will recognize individuals requesting to address the Board 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.

10. COMMUNICATION FROM STAFF

1. Town Attorney – Ron Sneed
2. Town Manager – Josh Harrold

11. COMMUNICATION FROM MAYOR AND TOWN COUNCIL

12. ADJOURNMENT

Proclamation

PRIDE MONTH in the TOWN OF BLACK MOUNTAIN

WHEREAS, June 2023 marks the 54th annual celebration throughout the United States of Lesbian, Gay, Bisexual, Transgender, Queer, (LGBTQIA+) PRIDE Month; and,

WHEREAS, the month of June was chosen to commemorate those who led the 1969 uprising at the Stonewall Tavern in Greenwich Village, which sparked the modern LGTBQIA+ movement; and,

WHEREAS, the Town of Black Mountain believes in working together with all members of our community to facilitate open relationships, providing safety, dignity and a welcoming environment for our residents and visitors; and,

WHEREAS, the meaningful contributions made by our LGBTQIA+ community enhance our town's diverse history and culture; and,

WHEREAS, the town joins the LGBTQ+ Community in a celebration of diversity and unity and, remains committed to treating all people with fairness and respect.

NOW, THEREFORE, do I, C. Michael Sobol, Mayor of the Town of Black Mountain, North Carolina, hereby proclaim the month of June in the Town of Black Mountain as

PRIDE MONTH

PROCLAIMED, this the 12th day of June 2023.

Attest:

C. Michael Sobol, Mayor

Savannah Parrish, Town Clerk

Proclamation

RON SNEED

WHEREAS, Ron Sneed began his tenure as the Town Attorney for Town of Black Mountain on December 14, 1981; and

WHEREAS, Ron made many outstanding contributions to the Town of Black Mountain during his legal career, both through his legal practice Sneed & Stearns, and as Town Attorney; and

WHEREAS, Ron should be recognized for his tireless commitment to Black Mountain and the community, we recognize his forty-two years of service and say thank you for a job well done; and

WHEREAS, Ron Sneed is known as a trusted friend, a man of strong integrity, a person with an excellent sense of humor, and admired for his commitment and dedication to his community.

NOW, THEREFORE, Be it hereby proclaimed by the Town Council of the Town of Black Mountain:

That Ron Sneed is hereby acknowledged as having been a good, loyal and faithful public servant of the Town of Black Mountain;

That this proclamation expresses the deep appreciation on behalf of the citizens of the Town of Black Mountain for the valuable service which he has provided the Town;

That this proclamation is hereby presented to Mr. Sneed and a copy of same shall be placed within the records of the Town of Black Mountain.

Proclaimed this 12th day of June 2023.

Attest:

C. Michael Sobol, Mayor

Savannah Parrish, Town Clerk



TOWN OF BLACK MOUNTAIN AGENDA ITEM SUMMARY

SUBMITTER: Savannah Parrish, Town Clerk **MEETING DATE:** June 12, 2022
AGENDA SECTION: CONSENT **DEPARTMENT:** Administration
TITLE OF ITEM: Adoption of Minutes

SUGGESTED MOTION(S): I move that Council approve the minutes as presented or amended.

SUMMARY: The minutes of the May 4, 2023 agenda meeting, the May 8, 2023 regular meeting, the April 26, 2023 special meeting, the May 3, 2023 special meeting, and the May 10, 2023 special meeting.

ATTACHMENTS:

i. draft minutes



TOWN OF BLACK MOUNTAIN

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

Date: **May 4, 2023** Time: **5:00 p.m.** **Agenda Workshop Minutes**

THE BLACK MOUNTAIN TOWN COUNCIL held their regular agenda workshop meeting on Thursday, May 4, 2023, at 5:00 p.m. in the board room of Town Hall, 160 Midland Avenue, Black Mountain NC.

1. CALL TO ORDER

Mayor C. Michael Sobol called the meeting to order at 5:00 p.m. with the following members in attendance:

Mayor C. Michael Sobol
Vice Mayor Archie Pertiller
Council Member Alice Berry
Council Member Bill Christy – *absent*
Council Member Doug Hay
Council Member Pam King

The following staff members were present:

Josh Harrold, Town Manager
Savannah Parrish, Town Clerk

Town Manager, Josh Harrold, presented the proposed agenda to the Town Council.

Town Attorney Sneed informed the Town Council of a matter that should be coming before them at the regular meeting in June 2023. Mountain Life Development, LCC. holds property outside of the town limits. The company would like to receive water from the Town of Black Mountain. Town policy requires that in order to receive water from the town, property owners must first request to be annexed. The property owners have not done so because they maintain that the previous town administration agreed to an arrangement with them to provide water without the request to annex. The Town Council will need to decide how to move forward.

Councilmember Pam King requested that Mayor Sobol read the ethics statement aloud at the beginning of the meeting.

2. ADJOURNMENT

There being no further business, Mayor C. Michael Sobol adjourned the meeting at 5:15 p.m.

ATTEST:

C. Michael Sobol, Mayor

Savannah Parrish, Town Clerk



TOWN OF BLACK MOUNTAIN

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

Date: **May 8, 2023** Time: **6:00 p.m.**

Regular Session Minutes

THE BLACK MOUNTAIN TOWN COUNCIL held their regular meeting on Monday, May 8, 2023, at 6:00 p.m. in the board room of Town Hall, 160 Midland Avenue, Black Mountain NC.

1. CALL TO ORDER

Mayor C. Michael Sobol called the meeting to order at 6:00 p.m. with the following members in attendance:

Mayor C. Michael Sobol
Vice Mayor Archie Pertiller
Council Member Alice Berry
Council Member Bill Christy
Council Member Doug Hay
Council Member Pam King

The following staff members were present:

Josh Harrold, Town Manager
Ron Sneed, Town Attorney
Savannah Parrish, Town Clerk

Mayor Sobol read the ethics statement and led those in attendance in the pledge of allegiance and a moment of silence. Vice Mayor Archie Pertiller recused himself from voting on Item 7A – Offer to Purchase Town Property.

2. PROCLAMATION AND AWARD RECOGNITIONS

3. CITIZEN COMMENTS

Lynn Swann requested that the Town Council consider items around Lake Tomahawk and the Lakeview Center in need of maintenance for the fiscal year 23-24 budget.

Ruth Pittard suggested that the Town Council use the American Rescue Plan Act funds to add solar panels to town owned building.

Karen Austin spoke on behalf of the Earth Care Team of Black Mountain Presbyterian Church. She requested the Council consider moving solar power to town buildings.

Jean Franklin requested the consideration of solar panels for town buildings.

Elizabeth Swann asked that the Town Council consider parking space needs and upgrades for the Lakeview Center, specially designated parking for senior citizens.

Shawn Slome spoke on behalf of the Friends of the Community Garden requesting a master plan for the community garden structure from the American Rescue Plan Act funds.

Robin Styles spoke on behalf of the Earth Care Team of Black Mountain Presbyterian Church. She requested the Council consider moving solar power to town buildings.

Barbara Gaw spoke on behalf of the Earth Care Team of Black Mountain Presbyterian Church. She requested the Council consider moving solar power to town buildings.

Rick Earley asked that the funds from the Local Assistance for Stormwater Infrastructure Investments be used to cover the cost of the Stormwater Utility Fee for residents of Black Mountain.

Ruth Shivers expressed concerns about the annexation and rezoning of the property on the agenda under public hearing.

4. COMMUNICATIONS FROM STAFF, COUNCILS, COMMISSIONS & AGENCIES

A. Beautification Committee Annual Report – Tucki Folkers, Beautification Committee

Tucki Folkers presented the annual report of the committee, detailing the various projects, awards and events the committee put on in 2022. For 2023 goals, the Beautification Committee plans to continue to “maintain, educate and collaborate” with the town and merchants.

B. Parks and Recreation Annual Report – Josh Henderson, Parks and Recreation Director

Parks and Recreation Director Josh Henderson presented the annual report to the Town Council. The handout provided to the Town Council, along with the presentation slides are included as an attachment to these minutes.

C. Annual Water Report – Jamey Matthews, Public Works Director

Jamey Matthews, Public Works Director, presented the annual water report. Mr. Matthews reviewed projects, completed work orders, and the amount of water pumped. The presentation slides and handout are included as an attachment to these minutes.

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 Minutes – Savannah Parrish, Town Clerk

Motion: *I move that Council adopt the minutes of April 6 Agenda Meeting, the April 10 Regular Meeting, the April 19 Special Meeting, and the April 26 Special Meeting.*

B. Budget Amendment NCLM RMS Safety Grant – Tammy Holland, Finance Director

Motion: *I move that Council approve the budget amendment as presented.*

C. Budget Amendment 2023 Valentine Greenway Challenge – Tammy Holland, Finance Director

Motion: *I move that Council approve the budget amendment as presented.*

D. Special Revenue Grant Fund Ordinance – Governor’s Crime Commission Grant – Tammy Holland, Finance Director

Motion: *I move that Council approve as presented the attached Special Revenue Grant Fund Ordinance and Budget for the US Dept. of Justice Governor’s Crime Commission Grant.*

Vice Mayor Archie Pertiller moved to approve the consent agenda as amended to remove the minutes of April 26, 2023 and to amend the minutes of April 10, 2023. The motion was approved by a vote of 5-0.

6. CITIZEN COMMENTS

Elizabeth Swann reiterated that parking at the Lakeview Center is very limited when the pool is open.

Shawn Slome spoke against the offer to purchase town property, asking that the Town Council keep the land for some other use.

7. UNFINISHED BUSINESS

A. Discussion of Offer to Purchase Town Property – Josh Harrold, Town Manager

Fred Alexander has offered to purchase town-owned property located off East Street in Black Mountain. These properties are also identified with PIN #'s 071041900300000 & 071041909200000. Mr. Alexander owns property contiguous and wishes to use the property for agricultural purposes. Mr. Alexander is also aware we will follow NCGS 160A-266 for the sale or disposition of property. Vice Mayor Archie Pertiller recused himself from voting due to a conflict of interest.

Councilmember Doug Hay moved to reject the offer to purchase town property. The motion was approved by a vote of 3-1, with Councilmember Christy voting against.

8. NEW BUSINESS

A. Ordinance to Amend Chapter 48 Articles V and VI, Stormwater Management Utility and Enterprise Fund #O-23-06 – *Tammy Holland, Finance Director*

The proposed revisions to these ordinances come as a result of town staff continued efforts of improve levels of service while ensuring compliance and enforcement of State and Federal regulations. Staff continue to analyze policies and procedures while diligently working towards ideas and plans that address both the present and future utility needs of the Town. The Town implemented new software solutions that allowed for streamlining and improving our overall level of service offered to the citizens. The ordinances revision provides language to effectively ensure the utility and enterprise fund operations, clearly convey the intent and purpose of the utility, while dedicating and protecting funding generated by the utility fee. The revised policy includes the billing and accounting procedures, collections, exemptions, credits, enforcement, and appeals process.

Councilmember Bill Christy moved that Council approve ordinance O-23-06 as or amended to add language for large retail and big box stores in the tier 5 category. The motion was approved by a vote of 5-0.

B. Field of Honor Parade – Kiwanis Club of Black Mountain/Swannanoa – *Josh Harrold, Town Manager*

Kiwanis Club is requesting permission to hold a parade on Sept. 11, 2023. Staff will follow up with an ordinance to close State St. for the duration of the parade at the July, 2023 regular session meeting.

Vice Mayor Archie Pertiller moved to approve or deny the request of Kiwanis Club of Black Mountain/Swannanoa to close State Street for the Field of Honor Parade on Sept. 11, 2023. The motion was approved by a vote of 5-0.

9. PUBLIC HEARING

The chair will recognize individuals requesting to address the Board 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 for Voluntary Annexation for Portion of Property Owned by Vince and Libby Snelling #O-23-03

Planning Director Jessica Trotman presented the information to the Town Council. There is an 8.41-acre parcel located off of N. Fork Road (identified as Buncombe County PIN #0710-10-9234.00000) that is partially located outside of town limits. The property owners would like to subdivide three parcels from the main parcel and annex those parcels into the town. The Planning

Board heard this request at their March 27, 2023, meeting and felt that the property would be a good addition and would fit in with the surrounding area.

Councilmember Doug Hay moved to open the public hearing for the proposed voluntary annexation for a portion of Buncombe County PIN #0710-10-9234.00000. The motion was approved by a vote of 5-0.

Kathy Phillips spoke to clarify the planning board's process, saying they supposed annexation only in the context of rezoning to the lower density SR-2.

Tim Shivers expressed concerns about the annexation.

Sharon Tabor expressed concerns regarding additional traffic on Chinquapin Hill.

Dan Hall asked for clarification on the maintenance of Chinquapin Hill, asking if the town would be taking over the maintenance of the road.

Scott Russell spoke as the representative of the applicant.

Vice Mayor Archie Pertiller moved close the public hearing. The motion was approved by a vote of 5-0.

Councilmember Bill Christy moved to adopt Ordinance #O-23-03 as presented. The motion was approved by a vote of 5-0.

B. Public Hearing for Rezoning of Portion of Property Owned by Vince and Libby Snelling #Z-O-23-04

The property owner of the parcels previously annexed the zoning designation of UR-8 (urban residential) for that portion of the property. The Planning Board heard this request at their March 27, 2023, meeting and recommended the zoning designation request of SR-2 to Town Council. The property owner agreed to the recommendation of the SR-2 zoning designation.

Councilmember Doug Hay moved open the public hearing to rezone a portion of 99999 Chinquapin Hill from R-LD to SR-2. The motion was approved by a vote of 5-0.

Charlene Hall expressed concern for the additional runoff on Chinquapin should additional homes be placed on the road, citing issues with road maintenance.

Scott Russell clarified that should the property owner sell the lots in the future the new owners would be brought into road maintenance.

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

The Town Council reviewed the rezoning worksheet and agreed that the rezoning was reasonable.

Councilmember Bill Christy moved to adopt Zoning Ordinance #Z-O-23-04 (statement of consistency included) to rezone a portion of 99999 Chinquapin Hill from R-LD to SR-2. The motion was approved by a vote of 5-0.

10. COMMUNICATION FROM STAFF

Town Attorney Ron Sneed gave a legislative update.

11. COMMUNICATION FROM MAYOR AND TOWN COUNCIL

Councilmember Pam King acknowledged Teacher Appreciation Week and thanked all of the teachers in the community.

12. CLOSED SESSION

A. Closed Session to Consult with the Town Attorney, as permitted in NCGS § 143.318.11(a)(3)

Vice Mayor Archie Pertiller moved to enter closed session. The motion was approved by a vote of 5-0.

Town Council returned to open session.

13. ADJOURNMENT

There being no further business, Mayor C. Michael Sobol adjourned the meeting at 9:13 p.m.

ATTEST:

C. Michael Sobol, Mayor

Savannah Parrish, Town Clerk



TOWN OF BLACK MOUNTAIN

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

Date: April 26, 2023 Time: 8:30 a.m.

Special Call Meeting Minutes

THE BLACK MOUNTAIN TOWN COUNCIL held a special call meeting on Wednesday, April 26, 2023, at 8:30 p.m. in the board room of Town Hall, 160 Midland Avenue, Black Mountain NC.

1. CALL TO ORDER

Vice Mayor Archie Pertiller called the meeting to order at 8:30 a.m. with the following members in attendance:

Mayor C. Michael Sobol – *entered the meeting at 8:50 a.m.*

Vice Mayor Archie Pertiller

Council Member Alice Berry

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

The purpose of the meeting was to discuss the fiscal year 2023-2024 budget. Town Manager Josh Harrold began the presentation of the general fund. All town employee salaries include a 5% cost of living increase. The Town Manager explained that he would like to focus on retaining the employees the town has by engaging in employee appreciation events. Manager Harrold reviewed the budget requests of the following:

- Governing board
- Administration
- Human resources
- Finance
- Information technology

The Town Manager requested that Police Chief Steve Parker present the budget requests of his department. Chief Parker reviewed the budget line by line, answering questions from the Town Council as he made his presentation.

2. ADJOURNMENT

There being no further business, Mayor C. Michael Sobol adjourned the meeting at 10:07 a.m.

ATTEST:

C. Michael Sobol, Mayor

Savannah Parrish, Town Clerk



TOWN OF BLACK MOUNTAIN

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

Date: **May 3, 2023** Time: **8:30 a.m.**

Special Call Meeting Minutes

THE BLACK MOUNTAIN TOWN COUNCIL held a special call meeting on Wednesday, May 3 2023, at 8:30 p.m. in the board room of Town Hall, 160 Midland Avenue, Black Mountain NC.

1. CALL TO ORDER

Mayor C. Michael Sobol called the meeting to order at 8:30 a.m. with the following members in attendance:

Mayor C. Michael Sobol
Vice Mayor Archie Pertiller
Council Member Alice Berry
Council Member Bill Christy - absent
Council Member Doug Hay – entered at 8:32
Council Member Pam King

The following staff members were present:

Josh Harrold, Town Manager
Savannah Parrish, Town Clerk

The purpose of the meeting was to discuss the fiscal year 2023-2024 budget. Mayor Sobol began the meeting by requesting that department heads reduce the dollar amount of their budget requests to the Town Manager. The Town Manager, Josh Harrold, asked Jamey Matthews to present the requested budget of the public works department. Mr. Matthews reviewed each line in the public works department budgets. Following the presentation there was some discussion among the Council, the Town Manager, and Jamey Mathews.

Josh Henderson, Parks and Recreation Director, reviewed his department budgets, including the Black Mountain Pool and the Lakeview Center. There was some discussion over the course of Mr. Henderson's presentation.

2. ADJOURNMENT

There being no further business, Mayor C. Michael Sobol adjourned the meeting at 10:07 a.m.

ATTEST:

C. Michael Sobol, Mayor

Savannah Parrish, Town Clerk



TOWN OF BLACK MOUNTAIN

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

Date: **May 10, 2023** Time: **8:30 a.m.**

Special Call Meeting Minutes

THE BLACK MOUNTAIN TOWN COUNCIL held a special call meeting on Wednesday, May 10, 2023, at 8:30 a.m. in the board room of Town Hall, 160 Midland Avenue, Black Mountain NC.

1. CALL TO ORDER

Mayor C. Michael Sobol called the meeting to order at 8:30 a.m. with the following members in attendance:

Mayor C. Michael Sobol
Vice Mayor Archie Pertiller
Council Member Alice Berry
Council Member Bill Christy - *exited the meeting at 9:45 a.m.*
Council Member Doug Hay
Council Member Pam King

The following staff members were present:

Josh Harrold, Town Manager
Savannah Parrish, Town Clerk

The purpose of the meeting was to discuss the fiscal year 2023-2024 budget. Fire Chief John Coffey and Deputy Chief Jim Bingham presented the requested budget of the Black Mountain Fire Department. Chief Coffey addressed questions from the Town Council over the course of his presentation.

Planning Director Jessica Trotman began the presentation of the Planning and Stormwater budgets by reviewing the items she proactively removed from the requested budget. Planning Director Trotman also spoke about the importance of normalizing the stormwater utility fee and spent a few moments addressing some misconceptions regarding the stormwater utility. Planning Director Trotman also engaged with the Town Council to address their questions regarding the department's budget request.

2. ADJOURNMENT

There being no further business, Mayor C. Michael Sobol adjourned the meeting at 9:55 a.m.

ATTEST:

C. Michael Sobol, Mayor

Savannah Parrish, Town Clerk



TOWN OF BLACK MOUNTAIN AGENDA ITEM SUMMARY

SUBMITTER: Jessica Trotman, *Planning Director* **MEETING DATE:** June 12, 2023

AGENDA SECTION: CONSENT

DEPARTMENT: Planning

TITLE OF ITEM: Mountain Heritage Trout Waters MOU

SUGGESTED MOTION(S):

Approve MOU as presented

SUMMARY:

The Mountain Heritage Trout Waters program is a cooperative effort between the N.C. Wildlife Resources Commission and local governments to encourage trout fishing as a heritage tourism activity in western North Carolina cities that are designated as a “Mountain Heritage Trout Water City.”

Currently, 17 cities are participating in the program. Each of these cities provides public access to a trout stream that runs through or is adjacent to the city. North Carolina residents and non-residents who want to fish in a stream that is designated as a Mountain Heritage Trout Water may purchase a 3-day license for \$8. The license is valid only for waters that are designated as Mountain Heritage Trout Waters. Anglers with an inland fishing license can fish in Mountain Heritage Trout Waters without a Mountain Heritage Trout Waters license.

The MOU will be provided to Wildlife Resources and it will be approved by the fisheries committee meeting at their regular July meeting. Black Mountain will be included on maps and have additional opportunities to promote urban trout fishing in Black Mountain as part of our economic development, recreational programming, and environmental engagement and education efforts.

BUDGET IMPACT: N/A

Is this expenditure approved in the current fiscal year budget? N/A

If no, describe how it will be funded. N/A

ATTACHMENTS: MOU

MEMORANDUM OF AGREEMENT

between

TOWN OF BLACK MOUNTAIN

and the

NORTH CAROLINA WILDLIFE RESOURCES COMMISSION

for recognition as a

MOUNTAIN HERITAGE TROUT CITY

THIS AGREEMENT, made and entered into this ____ day of _____, by and between the Town of Black Mountain, North Carolina, hereinafter called the **Town**, and the North Carolina Wildlife Resources Commission, hereinafter called the **Commission**;

WITNESSETH:

Whereas, the **Commission** is authorized to conduct a program of fishery management for the benefit of the citizens of North Carolina; and

Whereas, the **Commission** is authorized to establish and implement a Mountain Heritage Trout Waters Program; and

Whereas, it is desirable for the **Town** to participate in the Mountain Heritage Trout Waters Program in order to promote the goals of said Program;

Now, therefore, in consideration of the mutual advantages likely to result from this agreement and the respective obligations assumed herein,

THE COMMISSION AGREES:

1. To provide technical assistance required to execute the specified fisheries management activities for this agreement;
2. To delineate an agreed segment of the Swannanoa River within which the Mountain Heritage Trout Waters fishing license will be valid;
3. To incorporate the specific segment of the Swannanoa into rule or regulation consistent with other Designated Public Mountain Trout Waters;

4. To design a **Town**-specific brochure to inform the public of the existence and elements of the Mountain Heritage Trout Waters program;
5. To formally recognize the **Town** as a Mountain Heritage Trout City.

THE TOWN AGREES:

1. To secure unrestricted public access through lease agreement, easement, or other means to the agreed segment of the Swannanoa River;
2. To permit ingress, egress and regress to **Commission** personnel engaged in executing the recommended fishery management activities;
3. To reproduce and distribute the **Town**-specific brochures to inform the public of the existence and elements of the Mountain Heritage Trout Waters program;

IT IS MUTUALLY AGREED:

1. That this Agreement shall become effective as soon as signed by both parties and the program shall continue in effect until rescinded;
2. That nothing in this Agreement shall obligate either party to any conditions not specially stated herein.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first written above.

Approved and agreed to:

Town Official

Christian T. Waters
Chief, Inland Fisheries Division
North Carolina Wildlife Resources Commission

Date

Date



TOWN OF BLACK MOUNTAIN AGENDA ITEM SUMMARY

SUBMITTER: Tammy Holland, *Finance Director* **MEETING DATE:** June 12, 2023

AGENDA SECTION: CONSENT **DEPARTMENT:** Finance

TITLE OF ITEM: Budget Amendment Insurance Proceeds

SUGGESTED MOTION(S):

I move that Council approve as presented the attached Budget Amendment for Insurance Proceeds Revenue and departmental expense account.

SUMMARY:

The Town has received insurance proceeds in the amount of \$91,600 to be applied toward the repairs of various town equipment and buildings. These claims were for the repair of utility pipes and fixtures that burst during the winter, a vehicle that was damaged in an accident, public works building garage door damaged, and the golf course water pump building that was damaged due to tree damage.

BUDGET IMPACT:

Increase insurance proceeds revenue and increase R&M accounts in various departments.

ATTACHMENTS:

- i. Budget amendment



BUDGET AMENDMENT REQUEST FORM

DATE:

06/15/23

Fund-Function-Dept-Account Number	Account Desc	DEBIT	CREDIT
100-0000-48010	Insurance Proceeds		\$87,100.00
650-0000-48010	Insurance Proceeds		\$4,500.00
650-5800-52020	Contract Labor	\$1,500.00	
650-5800-52310	R&M Buildings - Golf Course Well House	\$3,000.00	
100-4090-52310	R&M Buildings - Cherry St Repair	\$28,000.00	
100-4510-52310	R&M Buildings - Public Safety Building Water Damage	\$16,000.00	
100-4715-52310	R&M Buildings - Concession Stand Vet Park	\$1,500.00	
100-4710-52310	R&M Buildings - Pool House Repair	\$10,300.00	
100-4510-52316	R&M Vehicles - Police Vehicle	\$20,600.00	
100-4615-52310	R&M Buildings - Garage Door Public Works	\$10,700.00	
Total:		\$91,600.00	\$91,600.00

REASON FOR BUDGET AMENDMENT

Recognize Insurance Claim Proceeds

Requested By:

Tammy Holland



434 Fayetteville Street
Suite 1900
Raleigh, NC 27601
919-715-4000
nclm.org

December 30, 2022

Black Mountain, Town of - PC
160 Midland Avenue
Black Mountain NC 28711

Re: Incident Date: 12/24/2022
Employer: Black Mountain, Town of - PC
NCLM File #: 3220109783

☐ LIFE & HEALTH INSURANCE
1-877-287-9503
Fax: 919-733-3108

☐ WORKERS' COMPENSATION
INSURANCE
1-888-561-1083
Fax: 919-715-8465

☐ PROPERTY & CASUALTY
INSURANCE
1-800-768-8600
Fax: 919-715-8465

The purpose of this letter is to acknowledge receipt of the above captioned claim which has been assigned to Terry Sawyer. The adjuster contact information is:

- Toll-free 1-800-768-8600
- Local (919) 715-1144
- Direct Dial (919) 715-2557
- Fax (919) 715-8465
- Email tsawyer@nclm.org

We have captured the following information:

INSURED INFO:		Date Received at NCLM: 12/30/2022	
Black Mountain, Town of - PC		Policy Effective Date: 07/01/2022	
160 Midland Avenue		Deductible: 1,000.00	
Black Mountain		Line of Business: PR-EC-Bldg(Not Wind/Hail)	
NC		Incident Type: Property	
28711		Claim Cause: Freezing - Plumbing/Heating	
(828)419-9309			
CLAIMANT INFO:			
Black Mountain, Town of		Phone:	
160 Midland Ave..		Work: (828)419-9309	
Black Mountain		Cell:	
NC			
CLAIM INFO:			
Department: PARKS & RECREATION		Division: PARKS	
INCIDENT INFO:			
Description:		Cherry Street restrooms froze and busted. Ref Site #207 Bldg.#001	

Should you have any questions or if any of the information is incorrect please do not hesitate to contact us.

28,049.53



434 Fayetteville Street
Suite 1900
Raleigh, NC 27601
919-715-4000
nclm.org

January 18, 2023

Black Mountain, Town of - PC
160 Midland Avenue
Black Mountain NC 28711

Re: Incident Date: 01/16/2023
Employer: Black Mountain, Town of - PC
NCLM File #: 3220110028

❑ LIFE & HEALTH INSURANCE

1-877-287-9503
Fax: 919-733-3108

❑ WORKERS' COMPENSATION
INSURANCE

1-888-561-1083
Fax: 919-715-8465

❑ PROPERTY & CASUALTY
INSURANCE

1-800-768-8600
Fax: 919-715-8465

The purpose of this letter is to acknowledge receipt of the above captioned claim which has been assigned to Terry Sawyer. The adjuster contact information is:

- Toll-free 1-800-768-8600
- Local (919) 715-1144
- Direct Dial (919)715-2557
- Fax (919) 715-8465
- Email tsawyer@nclm.org

We have captured the following information:

INSURED INFO:
Black Mountain, Town of - PC
160 Midland Avenue
Black Mountain
NC
28711
(828)419-9309

Date Received at NCLM:	01/18/2023
Policy Effective Date:	07/01/2022
Deductible:	1,000.00
Line of Business:	PR-EC-Bldg(Not Wind/Hail)
Incident Type:	Property
Claim Cause:	Water

CLAIMANT INFO:
Black Mountain, Town of
160 Midland Ave..
Black Mountain
NC
28711

Phone:
Work: (828)841-9930
Cell:

CLAIM INFO:			
Department:	POLICE DEPARTMENT	Division:	POLICE DEPARTMENT
INCIDENT INFO:			
Description:	A pipe busted in the bathroom located on the CID hall of the police department side of the building. The fire department personnel noticed water in the lobby area prior to entering the training room and found the source on the PD side. The water had to b		

Should you have any questions or if any of the information is incorrect please do not hesitate to contact us.

15,898.35



434 Fayetteville Street
Suite 1900
Raleigh, NC 27601
919-715-4000
nclm.org

March 10, 2023

Black Mountain, Town of - PC
160 Midland Avenue
Black Mountain NC 28711

Re: Incident Date: 03/03/2023
Employer: Black Mountain, Town of - PC
NCLM File #: 3220110595

■ LIFE & HEALTH INSURANCE
1-877-287-9503
Fax: 919-733-3108

■ WORKERS' COMPENSATION
INSURANCE
1-888-561-1083
Fax: 919-715-8465

■ PROPERTY & CASUALTY
INSURANCE
1-800-768-8600
Fax: 919-715-8465

The purpose of this letter is to acknowledge receipt of the above captioned claim which has been assigned to Daniel Peters. The adjuster contact information is:

- Toll-free 1-800-768-8600
- Local (919) 715-1144
- Direct Dial (919) 715-2909
- Fax (919) 715-8465
- Email dpeters@nclm.org

We have captured the following information:

INSURED INFO:
Black Mountain, Town of - PC
160 Midland Avenue
Black Mountain
NC
28711
(828)419-9309

Date Received at NCLM:	03/10/2023
Policy Effective Date:	07/01/2022
Deductible:	1,000.00
Line of Business:	PR-EC-Bldg(Not Wind/Hail)
Incident Type:	Property
Claim Cause:	Mechanical

CLAIMANT INFO:
Black Mountain, Town of
160 Midland Ave.
Black Mountain
NC
28711

Phone:
Work: (828)419-9300
Cell:

CLAIM INFO:	
Department:	PUBLIC WORKS
Division:	PUBLIC WORKS
INCIDENT INFO:	
Description:	The wheels on the garage door failed causing the garage door to crash down and break the glass. One of the wheels struck an employee, but he did not seek medical treatment.

Should you have any questions or if any of the information is incorrect please do not hesitate to contact us.

10773.67



434 Fayetteville Street
Suite 1900
Raleigh, NC 27601
919-715-4000
nclm.org

March 06, 2023

Black Mountain, Town of - PC
160 Midland Avenue
Black Mountain NC 28711

Re: Incident Date: 03/03/2023
Employer: Black Mountain, Town of - PC
NCLM File #: 3220110542

☐ LIFE & HEALTH INSURANCE

1-877-287-9503
Fax: 919-733-3108

**☐ WORKERS' COMPENSATION
INSURANCE**

1-888-561-1083
Fax: 919-715-8465

**☐ PROPERTY & CASUALTY
INSURANCE**

1-800-768-8600
Fax: 919-715-8465

The purpose of this letter is to acknowledge receipt of the above captioned claim which has been assigned to Daniel Peters. The adjuster contact information is:

- Toll-free 1-800-768-8600
- Local (919) 715-1144
- Direct Dial (919) 715-2909
- Fax (919) 715-8465
- Email dpeters@nclm.org

We have captured the following information:

INSURED INFO:
Black Mountain, Town of - PC
160 Midland Avenue
Black Mountain
NC
28711
(828)419-9309

Date Received at NCLM:	03/06/2023
Policy Effective Date:	07/01/2022
Deductible:	1,000.00
Line of Business:	PR-EC-Bldg(Not Wind/Hail)
Incident Type:	Property
Claim Cause:	Windstorm

CLAIMANT INFO:
Black Mountain, Town of
160 Midland Ave.
Black Mountain
NC
28711

Phone:
Work: (828)419-9300
Cell:

CLAIM INFO:			
Department:	PUBLIC WORKS	Division:	PUBLIC WORKS
INCIDENT INFO:			
Description:	A large tree fell on the well house during high winds on Friday evening.		

Should you have any questions or if any of the information is incorrect please do not hesitate to contact us.

4,916.86

May 17, 2023

Black Mountain Nc Pd

State Farm Claims
PO Box 52250
Phoenix AZ 85072-2250

RE: Claim Number: 33-48H8-63N
Date of Loss: April 14, 2023
Our Insured: Victoria D Wilkes
Vehicle: 2016 Dodge Charger Police AWD (Fleet)
VIN: 2C3CDXKT6GH319706
Mileage: 100472 (observed at the time of inspection)

To Whom It May Concern:

Based on our recent conversation, we established the actual cash value of your vehicle to settle your total loss claim. Actual cash value is generally determined by the age, condition, equipment and mileage of your vehicle at the time the loss occurred.

To assist us in determining actual cash value, we consider information obtained by our representatives, information provided by you, vehicle valuation services, and other sources. If you have additional information you wish us to consider, or if you believe we have not correctly determined the actual cash value of your vehicle, please contact us.

The amount payable to you was determined as follows: 6-2-2023 The Town of Black

Actual Cash Value	\$19,995.00
Plus: Taxes	\$599.85
Title Transfer:	\$94.75
Subtotal	\$20,689.60
Payment to Lien/Lease holder (if applicable)	\$0.00
Comparative Negligence (if applicable)	\$0.00
Total Net Payable to You	\$20,689.60

In exchange for completion of appropriate title documents, payment in settlement of your liability claim for the above amount will be mailed. it. RBA

If your vehicle is incurring storage charges we will pay these costs through 04/28/2023. Any charges thereafter will be your responsibility. In order to avoid any unnecessary out of pocket costs to you, it is important to;

- 1) Move the vehicle on your own to a storage free location or



TOWN OF BLACK MOUNTAIN AGENDA ITEM SUMMARY

SUBMITTER: Jessica Trotman, *Planning Director* **MEETING DATE:** June 12, 2023

AGENDA SECTION: NEW BUSINESS

DEPARTMENT: Planning

TITLE OF ITEM: Direction for Short Term Rental Regulations

SUGGESTED MOTION(S):

To direct staff regarding short-term rental regulations.

SUMMARY:

The Planning Board is currently working on the first draft of the Unified Development Ordinance. Staff requests direction from Town Council regarding short term rental regulations, if any, to be included in the draft of the UDO. The attached document includes a summary of the Council's consensus on STR regulations from the special called meeting earlier this year. It also includes a few questions to help develop a definition and clarify details of the proposed regulations.

BUDGET IMPACT:

Is this expenditure approved in the current fiscal year budget? N/A

If no, describe how it will be funded. N/A

ATTACHMENTS:

STR memo

**Short Rental Regulation Consideration from the Town Council special call meeting on
March 29, 2023, prepared for:**

**Josh Harrold, Town Manager and Town Council
by Jessica Trotman, Planning Director**

Council may or may not decide to direct Planning Board to address short term rental regulations in the unified development ordinance. If any short-term regulations are adopted it will be part of the UDO or at a date future, but not before.

No changes are proposed to the definition of Short-term Rentals as a principal use.

Staff seeks direction from Council on the following:

- Do you wish to apply adopted short-term rentals to a property where short-term rental is a temporary or subordinate use? For example: a full-time resident occasionally rents out their basement that is otherwise used as part of their residence, or a full-time resident rents out their residence while they spend the winter in Florida.
- A person's primary residence is most commonly defined as where a person spends more than half their time during the calendar year.
- Any adopted short-term rental regulations could be applied to STRs permitted as temporary uses.

If any STR regulations are adopted a zoning permit will be required. The permit is \$75. It can be good for a set period or can be valid until the property has a change in use. The latter is how all existing zoning permits are currently administered.

It needs to be added to each zoning district in the table of permitted uses as "permitted with limitations."

Any short-term rental not operated by a professional property management company or booked through an online service, such as AirBnB and VRBO, will complete an occupancy and sales tax remittance form, collect fees payable to the Buncombe County Tourism Development Authority.

Short-term rental owners could have 12 to 18 months to acquire the zoning permit and implement any adopted regulation, depending on the complexity of the requirements. The zoning permit is valid until the use of the property changes. For example, if the property transitions from short-term rental to a one-family, two-family, or multi-family residential property the owner will be required to get a new zoning permit for the updated residential use.

Below is a list of potential regulations Council may consider in any combination. This list is informed by the direction provided from Council.

Life and Safety

- Required annual fire safety inspections. The zoning permit may alert the Fire Department to units currently not getting the inspections required by the state. This inspection is \$50 in the adopted fee schedule. This inspection is required by North Carolina General Statute. Identifying STR through zoning permits may help ensure owners are scheduling the inspection.
 - The required inspections currently include:
 - Functioning smoke detectors
 - Functioning CO2 detectors if the home has gas appliances or an attached garage.
 - Emergency escape ladder in second story and higher bedrooms.
- Require public safety and non-emergency numbers to be posted.
 - Consider requiring additional basics be posted including:
 - physical address of the rental
 - address for local urgent care and hospital.
- Require a local contact (owner, property manager) to be posted in the unit and on file with the town on the zoning permit.

Neighborhood Character

- Require information about garbage and recycling be posted. Information about managing trash and bears to be included.
- Require information about noise ordinance to be posted.
- Could require bear-proof trash cans if that is something the sanitation department is able to empty.
 - Could require trash cans be screened or otherwise not visible from the street.
- Calculate occupancy based on 2 people per bedroom. Number of bedrooms to be determined by bedrooms on the tax record. This would be done by staff when the zoning permit is applied for.
 - Consider giving for 2 additional people to account for kids/bunk beds, sleeper sofas etc.
 - Limiting the number of individuals reduces potential for noise, and insufficient parking.
 - Alternately, require the unit to keep visitors in the parking area, whatever size it is and do not be concerned with total occupancy.
- Prohibit signs on the house or in the property with the name of the property.
 - Alternative: limit size, material, and location of a sign displaying the name of the property.



TOWN OF BLACK MOUNTAIN AGENDA ITEM SUMMARY

SUBMITTER: Josh Harrold, *Town Manager* **MEETING DATE:** June 12, 2022
AGENDA SECTION: NEW BUSINESS **DEPARTMENT:** Administration
TITLE OF ITEM: Discussion of Potential Purchase for Expansion of Public Parking Lot

SUGGESTED MOTION(S): None. Direction for staff requested.

SUMMARY: At the request of Mayor Sobol, staff reached out to the property owners of 200 NC Hwy 9, Black Mountain (PIN #061935429300000) expressing interest in potentially purchasing a 20 ft x 156 ft strip of land adjoining the Town's parking lot. The Town Council discussed the matter at the May 17, 2023 Budget Special Meeting. The property owners are requesting proposed acquisition plans, an appraisal, and an official offer letter in order to move forward. Staff is requesting direction from the Town Council.

ATTACHMENTS:

i. Emails and Maps



Town of Black Mountain

160 Midland Avenue • Black Mountain, North Carolina 28711
Phone (828) 419-9310 • Fax (828) 669-4204 • TDD 800-735-2962

www.townofblackmountain.org

Received
JAN 27 2023

Mayor
C. Michael Sobol

Town Council
Vice-Mayor Archie Pertiller
Council Member Alice Berry
Council Member William Christy
Council Member Doug Hay
Council Member Pam King

Town Manager
Josh M. Harrold

Town Clerk
Savannah Parrish

January 23, 2023

To Whom It May Concern:

I'm reaching out regarding your property located at 200 NC HWY 9, Black Mountain, NC 28711, with PIN #061935429300000. We may have interest in purchasing a small 20ft x 156ft strip of land adjoining the Town's parking lot. I have included a map showing the area of interest. Please reach out to me if there is any interest in having a discussion. I can be reached at 828-419-9311 or josh.harrold@tobm.org.

Sincerely,

Josh M. Harrold
Town Manager
Town of Black Mountain

Property Acquisition Notice - Truist, 200 NC Hwy 9, Black Mountain, NC 28711

Riggins, Katherine <Katherine.Riggins@nnnreit.com>

Fri 1/27/2023 2:57 PM

To: Josh Harrold <josh.harrold@tobm.org>

 1 attachments (189 KB)

Notice of Intent 1.27.23.pdf;

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good afternoon Josh,

We received your attached letter regarding interest in purchasing a portion of our property located at 200 NC Hwy 9, Black Mountain, NC. To begin the review process and present to our tenant we would need some additional information such as proposed acquisition plans, appraisal, and offer letter.

Kind regards,

Katherine Riggins, CMCP

Sr. Property Administrator

National Retail Properties, Inc.

450 S. Orange Avenue, Suite 900

Orlando, FL 32801

Direct: 321-239-1804

AFTER HOURS PROPERTY MANAGEMENT EMERGENCIES: 689-244-8207

Notwithstanding the Uniform Electronic Transactions Act or any other law of similar substance and effect, this e-mail message, its contents, and any attachments are not intended to represent an offer or acceptance to enter into a contract and are not intended to bind the sender, National Retail Properties, Inc., or any of its subsidiaries (collectively "NNN"). No binding agreement shall be entered into with NNN through this email, its contents, and its attachments or through any group of emails or attachments to such emails. Recipient shall not rely on any terms or conditions in this email.

Buncombe County



January 20, 2023

1:1,128

0 0.0075 0.015 0.03 mi







TOWN OF BLACK MOUNTAIN AGENDA ITEM SUMMARY

SUBMITTER: Tammy Holland, *Finance Director* **MEETING DATE:** June 12, 2023

AGENDA SECTION: NEW BUSINESS AGENDA **DEPARTMENT:** Finance

TITLE OF ITEM: Ordinance Amendment ARPA Grant Project 0-23-08

SUGGESTED MOTION(S):

Staff move that Council approve the Amendment to ARPA Grant Project Ordinance

SUMMARY:

On June 14th, 2021 the governing board approved the grant project ordinance for the Town of Black Mountain American Rescue Plan Act Coronavirus State and Local Fiscal Recovery Funds (ARP/CSLFRF). The town elected to take the standard allowance, as authorized by 31 CFR Part 35.6(d)(1) and expend all of the ARP/CSLFRF funds for the provision of government services.

History:

- The town received a total allocation of \$2,601,208.54.
- The Town originally budgeted \$2,390,000 of anticipated revenues with the June 14th, 2021 ordinance.
- On July 11th, 2022 the Town transferred \$480,800 in ARP/CSLFRF Revenues to the General Fund for salary replacement. These funds were used toward the public safety parking lot, Charlotte St. Sidewalk, Pickleball Courts, and Grey Eagle.
- On November 14th, 2022 the town transferred \$1,000,000 in ARP/CSLFRF Revenues to the general fund for salary replacement. These funds were transferred out from the general fund to the Hwy 70 Waterline and Tomahawk Dam Projects.

Recommended Amendment:

- An amendment to this ordinance to increase estimated ARPA grant funds in the amount of \$211,209.00 is needed to account for the actual revenues that were received.
- Upon approval of this amendment the Town will transfer the remaining funds from the ARP/CSLFRF fund to the general fund for salary replacement. The Transfer total will be \$1,120,408.54.

The Town is authorizing and budgeting for the \$211,208.54 of funds received under the ARP/CSLFRF plan and an increase in the transfer out from the ARPA fund to the general fund to account for the actual funds received.

BUDGET IMPACT: Increase in ARPA budgeted funds of \$211,209

Is this expenditure approved in the current fiscal year budget? N/A

If no, describe how it will be funded.

ATTACHMENTS:

- i.** Ordinance Amendment
- ii.** Budget Amendment
- iii.** Transfer Journal Entry



**Town of Black Mountain
Amendment To ARPA Grant Project Fund Ordinance
and
Amendment to FY 2022-2023 General Fund Annual Budget Ordinance**

BE IT ORDAINED by the Town Council of the Town of Black Mountain, North Carolina, that, pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the ARP/CSLFRF grant project ordinance is hereby amended as follows:

SECTION 1: The Town has elected to take the standard allowance, as authorized by 31 CFR Part 35.6(d)(1) and expend all its ARP/CSLFRF funds for the provision of government services.

SECTION 2: The following amounts are appropriated for the projects and authorized for expenditure:

Internal Project Code	Project Description	Expenditure Category (EC)	Cost Object	Appropriation of ARP/CSLFRF Funds
2	Administration Services for period of July 1, 2022 through June 30, 2023	6.1	Salaries	\$135,000
				58,000
3	Human Resources Services for period of July 1, 2022 through June 30, 2023	6.1	Salaries	\$45,000
				20,000
3	Finance Services for period of July 1, 2022 through June 30, 2023	6.1	Salaries	\$105,800
				52,000
3	Police Services for period of July 1, 2022 through June 30, 2023	6.1	Salaries	\$1,225,000
				650,000
3	Parks and Rec Admin Services for period of July 1, 2022 through June 30, 2023	6.1	Salaries	\$255,000
				55,409.00
	TOTAL			\$2,601,209.00

SECTION 3: The following revenues are anticipated to be available to complete the projects:

ARP/CSLFRF Funds:	\$2,601,209.00
Total:	\$2,601,209.00

SECTION 5: Increase total ARP/CSLFRF estimated Budgeted Grant Fund Revenues by \$211,209. Resulting in a total budgeted revenues of \$2,601,209.

SECTION 6. The Finance Director is hereby directed to maintain within the Grant Project Fund sufficient specific detailed accounting records to satisfy the disclosure requirements of all the contractual agreements, if applicable.

Section 6. Copies of this Grant Project Ordinance shall be furnished to the Town Clerk, the Town Manager and the Finance Director for the direction in carrying out this project.

Duly adopted by the Town Council of Black Mountain on this the 12th day of June 2023.

C. Michael Sobel
Mayor

ATTEST:

Savannah Parrish
Town Clerk



BUDGET AMENDMENT REQUEST FORM

DATE:

06/12/23

Fund-Function-Dept-Account Number	Account Desc	DEBIT	CREDIT
251-0000-43100	Grant Revenue - Federal		\$211,209.00
251-7000-59510	Transfer Out	\$211,209.00	
Total:		\$211,209.00	\$211,209.00

REASON FOR BUDGET AMENDMENT

Increase budgeted grant revenue funds for ARPA to actuals

Requested By:

Larry Holland

Journal Entry



TOWN OF BLACK MOUNTAIN AGENDA ITEM SUMMARY

SUBMITTER: John Coffey, Fire Chief

MEETING DATE: June 12, 2023

AGENDA SECTION: NEW BUSINESS

DEPARTMENT: Fire

TITLE OF ITEM: Fire apparatus bid selection

SUGGESTED MOTION(S):

Motion to accept recommended apparatus

SUMMARY:

The Apparatus committee will present their findings and recommendation for the developed apparatus specifications.

BUDGET IMPACT: Capital Item.

ATTACHMENTS: Bid Matrix

Town of Black Mountain Fire Department

Bid Tabulation

Bid Item: Attack Pumper

Description	BIDDER- Custom Fire	BIDDER- KME	BIDDER-CW Williams-Rosenbauer	BIDDER-Atlantic-Pierce
UNIT PRICE	\$ 1,016,456.90	\$ 907,800.00	\$ 872,886.00	\$ 1,058,839.00
Engine Model	Metro star	KME Panther	Rosenbauer Warrior	2026 Pierce Enforcer
Estimated Time of Delivery	500 calendar days	870 Calendar days	545 Calendar Days	1140 Calendar Days



TOWN OF BLACK MOUNTAIN AGENDA ITEM SUMMARY

SUBMITTER: Josh Harrold, Town Manager

MEETING DATE: June 12, 2022

AGENDA SECTION: NEW BUSINESS

DEPARTMENT: Administration

TITLE OF ITEM: Traffic Policy

SUGGESTED MOTION(S): I move that Council approve the proposed traffic policy as presented or amended.

SUMMARY: This policy establishes consistent procedures for addressing the traffic-related issues that may occasionally arise along roadways within or nearby residential areas in town.

ATTACHMENTS:

- i. Proposed policy



TOWN OF BLACK MOUNTAIN NEIGHBORHOOD TRAFFIC POLICY

I. OVERVIEW

This policy establishes consistent procedures for addressing the traffic-related issues that may occasionally arise along roadways within or nearby residential areas in town. Neighborhood traffic issues specifically addressed in this policy include the following:

- No Parking Zone Implementation Requests
- One-way Street Requests
- Pedestrian Treatment Requests
- Speed Control Requests
- Other Public Safety and Traffic Issue Requests

II. EMPLOYEE RESPONSIBILITIES

1. Staff will review written requests that a traffic issue be addressed. Staff will determine if the request is for a Town maintained street or road. Roads maintained by the State of North Carolina are not subject to this policy.
2. Staff will communicate with the requesting party to fully understand their request and thoroughly define the area of concern.
3. Town staff will evaluate the request, collect data if necessary to confirm the magnitude of the problem and determine if further study is necessary. Staff will contact engineers for assistance as needed.
4. Should changes be warranted, staff will share the proposed changes with the impacted residents at least 10 days prior to the proposals coming before the Town Council.
5. Changes will be brought to the Town Council for final approval.