

MINUTES
BEECH MOUNTAIN TOWN COUNCIL
December 10, 1991

CALL TO ORDER

Mayor Miller called the regular meeting of the Beech Mountain Town Council to order at 6:00 PM on Tuesday, December 10, 1991 in the Council Chamber at Beech Mountain.

Swearing-in Ceremony

Judge Alexander Lyerly administered the oaths of office to Council Members Greg Brown, Kakii Handley, Tim Holland and Reub Mooradian. He then administered the Mayor's oath of office to Rick Miller.

Public Hearing on Preliminary Assessment Roll -- North Pinnacle Ridge Road Paving Project

Mayor Miller opened the public hearing at 6:05 PM. Al Greene went over the prescribed pattern of events which led to the paving of North Pinnacle Ridge Road, and announced that the cost (which had been estimated at \$10.02 per front foot) was \$7.65 per front foot. Ann Galindo, owner of CB-5, thanked the Council, on behalf of the Cliffdwellers and Crest of Beech owners' associations, for the professional and equitable manner in which the seeking of petitions for the paving project was handled and also the selection of the paving contractor, who performed so competently.

There being no further comments from the public, Reub Mooradian moved that the public hearing be closed. Tim Holland seconded the motion and it passed unanimously. The public hearing was closed at 6:10 PM.

Public Hearing on Renumbering Project

Mayor Miller opened the public hearing at 6:11 PM. Al Greene explained the need for a renumbering of all lots in Beech Mountain. He reported that the Postmaster had met with the Town staff on several occasions and had indicated the Postal Service's approval of the renumbering. It is the intent of the Post Office, if the program is approved by Council, to join with the Town in notifying homeowners of their new addresses, to include the Zip + 4. Ellen Anderson said she thought a year was too long to allow the use of the old numbers and would prefer a six month period. Reub Mooradian stated that from a Fire Department standpoint, the renumbering is excellent and long overdue.

There being no further comments from the public, Tim Holland moved that the public hearing be closed. Reub Mooradian seconded the motion and it passed unanimously. The public hearing was closed at 6:18 PM.

Mayor Miller then called the Regular Meeting to order. Other Council Members present were Tim Holland, Greg Brown, Kakii Handley and Reub Mooradian. Also present were Town Manager Al Greene, Town Attorney David Paletta, Town Engineer Ed Powell, Chief of Police Jay Hefner and Public Works Director Joe Perry. Present in the audience were Ellen Anderson, Charlie Burleson, Dee Miller, Ann Galindo, Bob Cantrell, and Norma and Phil Buchanan

Agenda

Mayor Miller asked if there were any changes required on the Agenda, and Al Greene indicated that Ellen Anderson had asked to address the Council. She was placed under Item 3, Persons Wishing to Address the Council.

1. Consent Agenda

Reub Mooradian moved that the Consent Agenda be approved. Kakii Handley seconded the motion and, without dissent, the following items were approved:

- a. Minutes of the Regular Meeting of November 12, 1991.
- b. Minutes of the Special Meeting of November 19, 1991.

2. Committee Reports and Assignments

Kakii Handley reported that the Watauga County Parks and Recreation Committee was strongly reporting to parents that the County has no insurance for the recreational facilities and that the parents will have to take full responsibility for their children while using them.

Rick Miller reported that Region D's main concern at the moment is the watershed program.

The following Council Members were appointed to the respective committees:

- a. Tim Holland: Resort Towns Association
- b. Greg Brown: Avery County Commissioners
- c. Reub Mooradian: Watauga County Commissioners
- d. Kakii Handley: Watauga Parks and Recreation
- e. Rick Miller: Region D

Tim Holland reported that Joe Archer had been elected President and Charlie Burleson Vice-President of the Chamber of Commerce at their recent meeting.

3. Persons Wishing to Address the Council

Ellen Anderson asked that the Council consider passing an ordinance allowing residents to procure special event permits for parking alongside the roads (in the event they are having a party), so that the Police could more strictly enforce the parking restrictions. Charlie Burleson said he thought the allowing of some parties to park

alongside the road and not others would be discrimination. After further discussion, Reub Mooradian suggested that the Council wait until Al Greene could get a proposed ordinance together, perhaps using another municipality's as an example, before discussing the matter further.

4. Unfinished Business:

a. Resolution Confirming Assessment Roll and Levying Assessments -- North Pinnacle Ridge Road Paving Project

Kakii Handley moved that Council adopt the Resolution. Reub Mooradian seconded the motion and it passed unanimously.

b. Ordinance Adopting Renumbering Plan

Tim Holland questioned the prohibition in the Ordinance against displaying the old house number. Some owners may, either out of sentimental reasons or others, wish to continue to display the original house number. Al Greene indicated he felt that prohibition was suggested to avoid confusion. Kakii Handley said she felt the change should be total and that no other numbers should be shown. Reub Mooradian said he felt some owners were proud of their letter prefix and would want to continue to show it. After further discussion on the subject, Kakii Handley moved that the Council adopt the Ordinance as presented. Rick Miller seconded the motion. Tim Holland asked why the staff recommended only the one number, and Al Greene said he felt two numbers would be confusing and detract from the effectiveness of the renumbering system. After more discussion the vote was taken and the motion passed, three votes to two, with Messrs. Mooradian and Brown dissenting. Mr. Mooradian said he wished it to be clear that his nay vote was not against the renumbering system as a whole, but against the prohibition of displaying the original house numbers.

c. Continued Discussion of Cantrell Utility Request

Al Greene gave a brief summary of Mr. Cantrell's request and various options available to the Council. Mr. Cantrell spoke at length, reiterating his request that he be allowed to hook onto Town sewer with a small private line, without having Town water extended to his property and without annexation. After a great deal of discussion, Reub Mooradian moved that Council deny Mr. Cantrell's request for sewer service to his property. Tim Holland seconded the motion and it passed four votes to one with Mr. Brown dissenting.

Reub Mooradian then moved that the Town offer to allow Mr. Cantrell to install a 6" water main with hydrant to Town Engineer's specifications, 2" force main and small lift station upon his request for annexation. The motion was seconded by Greg Brown and passed four votes to one with Mrs. Handley dissenting. Mrs. Handley indicated her nay vote was because

did not feel the Town should offer services to an individual who had not requested them

d. Resolution for Southern National Leasing Corporation

Al Greene explained that the bank from which the Town was securing the lease-purchase agreement for the E 9-1-1 system required a resolution with specific wording, which had been prepared for Council. Tim Holland moved Council approve the resolution. Reub Mooradian seconded the motion and it passed unanimously

5. New Business

a. Tax Releases

Kakii Handley asked the reason for the large releases, and Mr. Greene explained that the properties had been revalued by the Board of Equalization and Review. Mrs. Handley asked, in the future, if the reason for the drastic revaluation might be provided the Council. Reub Mooradian moved that Council approve the tax releases requested by the Tax Administrator. Tim Holland seconded the motion and it passed unanimously.

6. Staff/Consultant Reports

a. Town Engineer's Report

Mr. Powell indicated he had no report.

b. Public Works Director's Report

Joe Perry stated that he had researched the cost of recessed reflectors, and the cost would be approximately \$6,000 per mile if one mile per year was done. If more miles were done at a time, the cost could be lowered somewhat. Ellen Anderson asked if some sort of reflectors could be placed along the sides of the roads which could be seen even in winter when snow might cover the ones in the roads, and Mr. Perry said he would get cost figures

c. Town Attorney's Report

Mr. Paletta reported he had amended the agreement between the Town and Emerald Mountain on the water tank installation at the request of the Council. He explained that there has been a reorganization of the Emerald Mountain officers and attorney, and that the amended agreement had been forwarded to the new attorney.

d. Chief of Police's Report

Chief Hefner indicated he had contacted the Watauga Animal Control Officer as a result of last month's discussion of a

possible "leash law" for the Town, and that he had explained to both Mrs. Hoffman and Ms. Pacifico what he had found out and the procedure to be followed if they had any further problems with a dog or dogs. He said that the Animal Control Office was going to send county tax tags to the Department so that residents can purchase them on the mountain.

e. Town Manager's Report

Al Greene reported that InterACT had not only reduced proposed equipment in order to lower their bid on the E 9-1-1 system, but had also lowered their profit and had asked if the Town would waive the requirement that they provide a letter of credit. Mr. Greene said that the payment schedule seemed to adequately protect the Town, and that he would be satisfied if the Council decided to waive the requirement. Reub Mooradian expressed his reluctance to waive the letter of credit, even though he had trust in InterACT, since it protects all the citizens of the Town. Kakii Handley said she also thought it would not be wise to waive the letter of credit. Tim Holland and Greg Brown agreed. David Paletta asked what the term "cutover" in the payment schedule meant, and Mr. Greene said he thought it was defined in the bid specifications, but would check. Mr. Paletta said if it was not defined, that should be done, as it defines a time when a payment will be due.

Mr. Greene reminded the Council of the Institute of Government's schools for newly-elected Council Members, and indicated the dates and places would be provided to all Council Members so they could make their decisions about if, when and where to attend.

Mr. Greene indicated that the contracts for the water tank site had been signed by R & G Construction, so we only await the revised letter of credit and signed agreement to execute them ourselves. He also indicated that the Town and Emerald Mountain staffs had had a productive meeting recently. It appears that they will seek, in early January, approval for Block D, and asked if the Council would approve a letter of credit in the amount of 125% of the cost of the roads which will need improvement, provided the water tank situation was resolved and all other aspects of the development met the requirements of the Subdivision Ordinance and Planning Board. After some discussion, Tim Holland moved that the Council accept the letter of credit and allow the Planning Board to approve Block D if all other above conditions are met. Greg Brown seconded the motion and it passed unanimously.

f. Financial Statement

The Financial Statement was distributed to the Council and they had no questions or comments.

8. Other Business

Tim Holland moved that the Council reconsider Chapter 35 of the Code of Ordinances, just adopted. Greg Brown seconded the motion and it passed unanimously.

Mr. Holland indicated that, after some thought, he felt very strongly that the property owners be allowed to retain their old numbers if they also prominently displayed the new numbers. He moved that the sentence requiring that no other house numbers be used be deleted from the ordinance. Greg Brown seconded the motion. After a good deal of discussion the vote was taken and passed, three to two, with Mr. Miller and Mrs. Handley dissenting. Mr. Mooradian asked that Mr. Greene work on some wording which might be satisfactory to all concerned and preserve the integrity of the new numbering system, and Mr. Greene said he would have something for the next meeting.

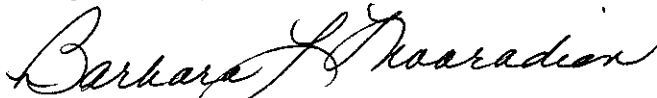
8. Executive Session

Reub Mooradian moved that the Council go into Executive Session under the provisions of N.C.G.S. 143-318.11(a)(1), (4) and (8) to discuss the possible acquisition of real estate, a litigation problem and a personnel matter. Greg Brown seconded the motion and it passed unanimously. The Council went into Executive Session at 8:54 PM. The Council came out of Executive Session at 9:40 PM.

ADJOURN

There being no further business to come before the Council, Tim Holland moved that the meeting be adjourned. Kakii Handley seconded the motion and it passed unanimously. The meeting was adjourned at 9:41 PM.

Respectfully submitted,



Barbara L. Mooradian
Town Clerk

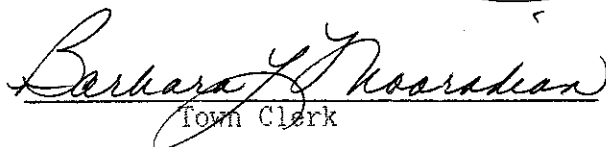
BLM/hs

Minutes approved by Town Council on January 14, 1992.



Mayor

ATTEST:



Town Clerk

MINUTES
BEECH MOUNTAIN TOWN COUNCIL
Special Meeting, December 30, 1991

CALL TO ORDER

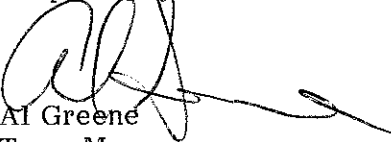
Mayor Miller called a special meeting of the Beech Mountain Town Council to order at 7:03 PM on Monday, December 30, 1991 in the Council Chamber at Town Hall pursuant to a published notice in the December 27, 1991 edition of the Watauga Democrat. Other Council Members present were Tim Holland, Greg Brown, Kakii Handley and Reub Mooradian. Also present was Town Manager Al Greene.

Tim Holland moved that the Council go into executive session under the provisions of N.C.G.S. 143-318.11(a)(1) to discuss the possible acquisition of real estate. Reub Mooradian seconded the motion and it passed unanimously. The Council went into executive session at 7:05 PM.

The Council came out of executive session at 7:22 PM.

Kakii Handley moved that the special meeting be continued until 6:00 PM on Thursday, January 2, 1992. Greg Brown seconded the motion and it passed unanimously. The meeting was continued at 7:25 PM.

Respectfully submitted,

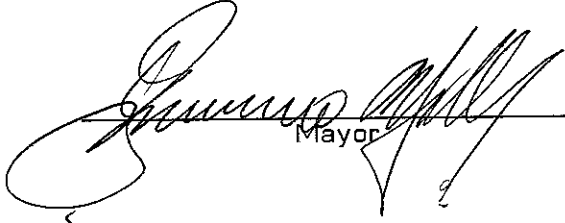

Al Greene
Town Manager

AG/blm

Minutes approved by Town Council on January 14, 1992.

ATTEST:


Town Clerk


Mayor