

**MINUTES
BEECH MOUNTAIN TOWN COUNCIL
August 14, 2006**

I. CALL TO ORDER

Mayor Rick Owen called the regular meeting of the Beech Mountain Town Council to order at 6:00 p.m. in the Town Hall Council Chambers. Other Council Members present were Gil Adams, Pete Chamberlin and Paul Piquet. Also present was Town Manager Michael Boaz. There were a number of interested individuals in the audience.

II. Invocation – Charlie Burluson opened the meeting with a scripture reading and prayer.

III. Recessed – Mayor Owen reported that Patrol Officer Dan Jennings had a death in his family and the Council had agreed to recess the meeting to allow Council and staff to attend the visitation. Upon a motion by Mr. Chamberlin, seconded by Mr. Piquet the meeting was recessed until Tuesday, August 15, 2006 at 6:00 p.m.

I. RECOVEINED- Tuesday August 15, 2006

Mayor Rick Owen reconvened the Regular Meeting of the Beech Mountain Town Council at 6:00 p.m. in the Town Hall Council Chambers. Other Council Members present were Gil Adams, Pete Chamberlin, Randy Corn and Paul Piquet. Also present were Town Manager Michael Boaz, Town Attorney David Paletta, Public Works Director Riley Hatch, Building Inspector Keith Cook, Intern Bobby Dziejewski, and Recreation Center Director Craig Colistra. There were a number of interested individuals in the audience.

II. Pledge of Allegiance – All present joined in the Pledge of Allegiance to the flag.

III. Adoption of Agenda – The Agenda was adopted with the addition of item VI. c. Zoning Memorial Park lots.

IV. Public Hearing –

a. Rezoning R-3 to R-3a – Mayor Owen opened the Public Hearing on the Rezoning at 6:04 p.m. Hearing no comments from the public, Mr. Corn moved to close the Public Hearing at 6:05 p.m. Mr. Piquet seconded the motion and it passed unanimously.

V. Consent Agenda –

a. Approval of Minutes – Mr. Chamberlin moved to approve the Regular minutes of July 10, 2006 the minutes from the Special Meeting of August 3, 2006 as submitted. Mr. Piquet seconded the motion and it passed unanimously.

b. Set Public Hearing on Change to Permitted Use Table – Mr. Chamberlin moved to set the Public Hearing on the Permit Use Table for September 11, 2006 at 6:00 p.m. in the Town Hall Council Chambers. Mr. Piquet seconded the motion and it passed unanimously.

c. Set Public Hearing on Memorial Park Zoning – Mr. Corn moved to set the Public Hearing on the proposed zoning change of the 9 lots to be designated as a Memorial

Park for September 11, 2006 at 6:05 p.m. in the Town Hall Council Chambers. Mr. Adams seconded the motion and it passed unanimously.

VI. Public Comment – Mr. Boaz noted that Dr. Don Berman, 116 Ash Lane, had requested to speak to the Council on August 14th. Dr. Berman was not able to attend the August 15th reconvened meeting, therefore he submitted a letter expressing concerns were in regards to the paving of Ash Lane.

VII. Old Business –

a. Rezoning of R-3 Zoning District – Mr. Piquet moved to approve the Rezoning of the R-3 zoned property to R-3a. Mr. Chamberlin seconded the motion. Mr. Corn asked Mr. Cook to research the property to be rezoned. Mr. Paletta noted that the ordinance change would be presented to the Council. The motion passed unanimously.

VIII. New Business –

a. Water/Sewer Use Ordinance Amendments – Mr. Boaz gave a brief overview to the changes in the Water and Sewer Use Ordinance noting that the shift to a quarterly billing made the change necessary. Mr. Piquet moved to approve the Amendments to the Ordinance. Mr. Chamberlin seconded the motion and it passed unanimously.

b. Adjustment To Pay Plan – Mr. Colistra indicated that he had outlined his request regarding class instructors pay. After a brief discussion, the Council took no action.

c. Personnel Ordinance Amendments – After a brief discussion, Mr. Piquet moved to approve the Amendment to the Personnel Ordinance adding an Assistant Code Enforcement Officer/Inspector at a salary grade 13 and changing the Planning/Inspections Director from salary grade 14 to salary grade 16. Mr. Adams seconded the motion. The motion passed 4 to 1, yea votes: Mayor Owen, Mr. Adams, Mr. Chamberlin and Mr. Piquet. Mr. Corn voted nay.

d. Budget Amendments – Mr. Boaz reported that the budget amendment would amend the budget to authorize funds for the changes to the personnel ordinance. The total cost for the new position and upgrade in classification is \$51,650. Mr. Piquet moved to approve the \$51,650 budget amendment as presented. Mr. Adams seconded the motion. The motion passed 4 to 1, yea votes: Mayor Owen, Mr. Adams, Mr. Chamberlin and Mr. Piquet. Mr. Corn voted nay. Boaz then gave an overview of the next budget amendment is to appropriate \$4,500 in fund balance and \$4,500 of grant money received and increase expense in the Recreation Department to purchase Spin Bikes. Mr. Adams moved to approve the amendment. Mr. Piquet seconded the motion and it passed unanimously.

e. Tax Settlement –

1. Mr. Chamberlin moved to approve the Avery County Vehicle Tax Settlement. Mr. Piquet seconded the motion and it passed unanimously.

2. Mr. Chamberlin moved to approve the Watauga County Vehicle Tax Settlement. Mr. Piquet seconded the motion and it passed unanimously.

3. Mr. Piquet moved to approve the Town of Beech Mountain Property Tax Settlement. Mr. Corn seconded the motion and it passed unanimously.

f. Financing Arrangement with BB&T – Mr. Chamberlin moved to approve the Financial agreement with BB&T with a term of 4 years at a rate of 4.33% for the purchase of two 2007 Dodge Durango's for the Police Department. Mr. Corn seconded the motion and it passed unanimously.

g. Police Vehicle Quote – Mr. Boaz reported that the Town had received quotes from several dealers for police vehicles; the lowest quote was from Ilderton Dodge in High Point. The cost per vehicle was \$22,128. The Council was in agreement on the vehicle quote.

IX. Staff/Consultant Reports

a. Town Engineer's Report – Mr. Boaz reported that the Town's Pond Creek Waste Water Treatment Plant project crew had their office set up and were preparing to start the project. Mr. Boaz reported that the plans for the paving projects were out for bid; bid opening date was August 24th at 2:00 p.m. in the Town Hall Council Chambers. Mr. Chamberlin asked about the inspection for the water lines at the new Fox Crest development to which Mr. Hatch indicated that he and a representative from Mr. Powell's office would inspect the work. Mr. Piquet asked about the Grecco project on Cranberry Lane to which Mr. Hatch reported that the water lines had been tested and that the cul-de-sac had been widened to Town specifications.

b. Public Works Director's Report – Riley Hatch – Mr. Hatch reported that he and Mr. Boaz had met with a representative from Mountain Electric with regards to the complaints about Pine Ridge Road tree trimming. Mountain Electric has an easement of 20' on each side of the power line. The Rural Water Association had assisted the department in finding two water leaks, both have been repaired. The Public Works Director's report is on file with the Town Clerk.

c. Town Attorney's Report – David Paletta – Mr. Paletta reported that the house foreclosure was still being investigated; he had not had any luck in finding the owners. A foreclosure notice had been posted on the door. After a brief discussion Mr. Piquet moved to allow Mr. Paletta to use a paid internet service to locate the property owners. Mr. Corn seconded the motion and it passed unanimously.

d. Chief of Police's Report – Chief Hefner was not in attendance. His report is on file with the Town Clerk.

e. Building Inspection Report – Keith Cook – The report is on file with the Town Clerk. Mr. Chamberlin asked that the Town's mapping system be updated with the structures indicated from the recent work completed by Hobbs, Upchurch & Associates P.A. Mr. Boaz indicated that it would be taken care of.

f. Recreation Center Report – Craig Colistra – Mr. Colistra reported that the soft play equipment would be installed next week and that the center was still experiencing some leaks in the roof. The report is on file with the Town Clerk.

g. Town Manager's Report – Michael Boaz – Mr. Boaz reported: a) The Town will be hosting the High Country Municipal Association meeting, Sgt. Kevin Fry, the future Avery County Sheriff, will be the key note speaker. b) Hobbs, Upchurch has completed the draft of the Hydraulic Model for the water system and the Town is reviewing the information. c) Mr. Boaz noted that bid specifications had been sent out to vendors for the new backhoe. Bid opening was scheduled for August 17th at 2:00 p.m. d) Mr. Boaz reported that the information for paperless agenda was included in the Council packets.

X. Closed Session – Attorney/Client Matters – Upon a motion by Mr. Piquet, the Council entered into Closed Session under GS 143-318.11(a)(3) to discuss attorney, client issues at 7:40 p.m. Mr. Corn seconded the motion and it passed unanimously. Upon a motion by Mr. Chamberlin, seconded by Mr. Adams, the Council came out of Closed Session at 8:44 p.m. No action was taken.

XI. Other Business – The Council had no further business for discussion.

XII. Adjourn – Having no other business to discuss the Council adjourned upon a motion by Mr. Piquet at 8:45 p.m. Mr. Chamberlin seconded the motion and it passed unanimously.

Minutes approved by Town Council on _____, 2006.

Mayor

ATTEST:

Town Clerk