

BURNSVILLE TOWN COUNCIL
Organizational and Regular Meeting
Thursday, December 1, 2011

The Town Council, with members Mayor Danny McIntosh, Ruth Banks, Judy Buchanan, Ron Powell, and Councilor-elect Bill Wheeler present, held a regular meeting on Thursday, December 1, 2011, in the Town Hall. Also in attendance were town staff members Anthony Hensley, Jeanne Martin, and George Nero, as well as many visitors, including Yancey County Clerk of Court Tammy McEntyre and Planning Board members Dean Gates and Harrison Tyner. Mayor McIntosh, who presided, called the meeting to order, stating that the purpose of the meeting was to consider regular business for the month of December, 2011.

- Oaths of Office for Councilors-Elect - The Honorable Tammy McEntyre, Yancey County Clerk of Court, administered oaths of office to newly-elected town councilors Judy Buchanan and Bill Wheeler.

- Election of Mayor pro tempore – Ruth Banks made a motion to re-appoint Judy Buchanan as Mayor pro tempore, a position Mrs. Buchanan has held since 2007. Ron Powell seconded the motion, which was unanimously approved.

Ruth Banks then made a motion to recess the meeting to hold a reception in honor of the new councilors. Ron Powell seconded the motion, which was unanimously approved.

- Public Comment - EDC Director Wanda Proffitt updated council on economic development activities:
 - A group has been working on promoting entrepreneurships, and said she is hopeful the community will achieve recognition as a *Certified Entrepreneurial Community* next week;
 - Yancey County has been reclassified as a Tier One county, which could provide economic development advantages;
 - There will be a broadband update on December 2nd at Mayland's Yancey Campus.

- Adoption of Agenda – Ron Powell made a motion to adopt the agenda as presented. Judy Buchanan seconded the motion, which was unanimously approved.

- Consideration of Minutes – Ron Powell made a motion to approve minutes from the regular meeting held November 3, 2011. Ruth Banks seconded the motion, which was unanimously approved.

- Consideration of Variance of Article VIII, Section 801 (SKYJYM LLC/19E Bypass) - Speaking as Chairman of the Planning Board, Dean Gates presented his board's unanimous recommendation to deny SKYJYM LLC's request for variance of Article VIII, Section 801, as it applies to property on the 19E Bypass.

Ron Powell made a motion to accept the Planning Board's recommendation, and deny the variance. Bill Wheeler seconded the motion, which was unanimously approved.

Mr. Gates advised Council that Planning Board member Jayme Maier has resigned her position, and it is Council's responsibility to make another appointment. Judy Buchanan made a motion to amend the agenda to provide for consideration of the appointment. Ron Powell seconded the motion, which was unanimously approved.

Ruth Banks made a motion to appoint Jim McQueen to the vacant seat on the Planning Board; Mrs. Banks later withdrew her motion, and then moved to appoint Schell McCall. Ron Powell seconded the motion, which was unanimously approved.

- NC STEP Projects – Ron Powell told Council that the previously submitted NC STEP projects were rejected by the Rural Center. Coach Paul Combs has worked with the group and tweaked the projects, which were available for Council review and approval. Ron Powell made a motion to accept the projects as presented and return them to the Rural Center for approval, implementation, and funding. Ruth Banks seconded the motion, which was unanimously approved.

- Upcoming Program: *Essentials of Municipal Government - January 25 & 26 – Asheville* – Councilors were advised of this upcoming opportunity. Bill Wheeler plans to attend.

- Status Updates:
 1. Small Town Main Street Advisory Board – Jake Blood provided minutes from the Main Street Committee meeting held November 3, 2011. He also provided information on the North Carolina Main Street Conference that will be held on January 25-27 in Clayton. Wanda Proffitt encouraged councilors to attend the evening of the award.
 2. Main Street Solutions Fund (NC Department of Commerce) – No changes to report.
 3. NC STEP (NC Rural Center) – (reported elsewhere)
 4. Water/Sewer Asset Management Plan (NC Rural Center) – No changes to report.
 5. Water/Sewer Capital Improvement Plan (NC Rural Center/McGill) – Anthony Hensley reported that a CIP kick-off meeting was held here with McGill Associates. This is to be a customized plan that will fit the town's needs. Mr. Hensley intends to establish a steering committee of staff and perhaps one or two elected officials to meet often during the next 6 to 8 months to assist with plan development.
 6. East Yancey Sewer District – The grant transfer has been submitted to the county. The operations and option agreements still need to be executed.
 7. U.S. 19 E Utilities Relocation (NC D.O.T.) – Council learned that the project is about 82% complete. It looks like the project will stretch well into January 2012. We are at the point now

where we have to shut water off to large areas in order to place the new infrastructure online. We are trying to coordinate that as efficiently as possible.

8. I & I Remediation Projects (NC Clean Water Revolving Loan/McGill) – Anthony Hensley reported that McGill has completed the design and it has been submitted to the state for approval. We are awaiting a reply from them.
9. Annexation Study (High Country Council of Governments) – No change. Mr. Hensley said he had talked to Kelly Coffey at High Country COG and he will proceed as directed when we are ready. This item will be dropped from this status list until such time as it needs to be resurrected.
10. Ordinance Codification (American Legal) – Councilors were given the final draft for review. The utility ordinance is currently being edited; there are 135 points of interest or changes to review prior to finalization.
11. Zoning Assistance (NC Department of Commerce) – Betsy Kane’s report (early draft) is available for review.
12. Broadband/Cable – As discussed earlier in the meeting, an update is scheduled for tomorrow.

▪ Department Updates:

Fire Department – No one was available for a report.

Police Department - Because of a death in his family, Chief Brian Buchanan was unavailable to report.

Public Works Department – Public Works Director Anthony Hensley reported:

- Seven of our maintenance workers have completed flagger training in the past week;
- The orthophosphate feeding system has been installed at the water plant; McGill will do the final inspection and the state will give final approval before we can begin feeding;
- We have completed a public works resources program with Bill Davis at the EOC office. This gives FEMA authorities an advance list of the resources we would use in a disaster situation, thereby making it easier to tap into relief funds.

Town Center – Facility Manager George Nero provided schedules and entertainment information for the upcoming month.

▪ Council Members’ Reports

- Councilor Ron Powell reported that there will be a regional NC STEP meeting at the Town Center this month;
- Mr. Powell told councilors that he and Anthony Hensley attended the Rural Forum in Raleigh. They networked with Rural Center staff and other funders of community projects, and had an

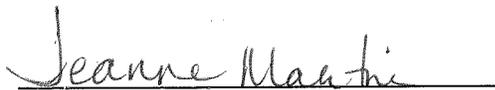
opportunity to speak with Phil Trew about a master plan for the town. He suggested that the town consider a retreat in the spring to work on the plan.

- The Mayor told councilors that he recently learned the Town of Burnsville attempted to incorporate twice prior to 1925, and actually did incorporate in 1911.
- Mayor McIntosh said he'd attended the Farm-City Breakfast that morning, where numerous awards in various categories were given to town and county residents.
- Councilor Ron Powell reported that the Public Art Design Board meeting will be held next Wednesday at 1 p.m.
- Dean Gates reported that Planning Board meetings are scheduled for the 3rd Monday of each month at 6:15; elected officials and the general public are invited to attend. He thanked Council for supporting the Planning Board on their first recommendation.

▪ Other

- Councilors discussed Christmas parade plans. Four councilors will ride in the town car, leaving the maintenance shed at 2:15 on Saturday, December 3rd. The mayor has agreed to drive another group's float.
- The employees' Christmas luncheon will be held at the Town Hall on December 13th at 11:30 a.m.

- Next Regular Town Council Meeting - The next regular Council meeting will be held January 5, 2012. There being no further business, Judy Buchanan made a motion to adjourn. Ruth Banks seconded the motion, which was unanimously approved.


Jeanne Martin, Town Clerk


Danny McIntosh, Mayor