

**BURNSVILLE TOWN COUNCIL**  
**Special Meeting**  
**Thursday, June 28 , 2012**

The Town Council, with members Mayor Danny McIntosh, Ruth Banks, Judy Buchanan, Ron Powell, and Bill Wheeler present, held a regular meeting on Thursday, June 28, 2012, in the Town Hall. Also in attendance were town staff members Brian Buchanan, Leslie Crowder, Anthony Hensley, Jeanne Martin, and George Nero, and visitors Dean Gates, Jody Higgins, and others. 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 July, 2012.

- Public Comment – No one asked to speak during the public comment period.
  
- Adoption of Agenda – Bill Wheeler made a motion to adopt the agenda as presented. Ruth Banks seconded the motion, which was unanimously approved.
  
- Consideration of Minutes – Ron Powell made a motion to approve minutes from the following meetings:
  - Closed session held May 3, 2012
  - Regular meeting held May 7, 2012
  - Closed session held May 7, 2012

Ruth Banks seconded the motion, which was unanimously approved.

- Budget Amendments for FY 2011-2012 – Finance Office Leslie Crowder presented a list of proposed end-of-year budget amendments, a copy of which is attached to these minutes and by reference made a part hereof. Ruth Banks made a motion to approve the aforesaid amendments. Judy Buchanan seconded the motion, which was unanimously approved.
  
- Consideration of FY 2012 – 2013 Budget – Bill Wheeler made a motion to approved the budget for FY 2012 – 2013, a copy of which is attached to these minutes and by reference made a part hereof. Ron Powell seconded the motion, which was unanimously approved.
  
- Consideration of Proposed Agreement between the Town of Burnsville and Yancey County for Control of the Town Square – Public Works Director Anthony Hensley told Council that he and Police Chief Brian Buchanan feel it would be advantageous for the town to have written authorization from Yancey County for the control and maintenance of the town square. Councilors directed Mr. Hensley and Chief Buchanan to present the idea to County Manager Nathan Bennett.

- Dog Waste Disposal System – Information for a dog waste disposal system for installation on the town square was made available for Council review last month. Ron Powell said he thought the town should be proactive and provide the disposal system to keep the town square clean. A complete disposal station would cost approximately \$250; Mr. Powell made a motion to authorize the Public Works Director to purchase two stations for installation at two entrances to the square and two signs for the other entrances. His motion failed for lack of a second.
  
- Planning Board Report – Dean Gates reported on progress that is being made by the Planning Board. He thanked Council for their attendance at the Planning Board meeting on June 18<sup>th</sup>. He said the next meeting will be a public forum with round-table discussion. Since the forum may draw a lot of public interest, he will need the use of the town center. Councilors agreed to a line item transfer from the *Community Promotions* budget to cover the rental cost.

Mr. Gates said work on a proposed sign ordinance that will be sensible, enforceable, and will meet Council and public approval. The Planning Board plans to present the proposed ordinance as one body of work in order to avoid multiple public hearings.

- Advanced Law Enforcement Certification – Councilors reviewed an announcement that Police Chief M. Brian Buchanan has recently achieved an Advanced Law Enforcement Certification.

- Status Updates:

1. Small Town Main Street Advisory Board (NC Department of Commerce – Division of Community Assistance) / NC STEP (NC Rural Center) – George Nero told Council that Armin Wessel and Jake Blood are currently making application for the annual Small Town Main Street contest, using the Public Art Design project as the town’s submission.

As to NC STEP, Mr. Nero reported that the group has discussed spending money allocated to the BDG (*Burnsville Development Group*) strategy for brochures that could be used by the EDC, the Chamber of Commerce, and local government to promote the town. He told Council that another BDG project involves a personal visit to town businesses by a BDG member to acquaint the business owners with resources and benefits available to them.

2. Water/Sewer Asset Management Plan (NC Rural Center) – Anthony Hensley reported that he is still in the process of providing answers to Crystal McNeeley’s questions.
  
3. Water/Sewer Capital Improvement Plan (NC Rural Center/McGill) – Council was asked for input on proposed projects. He said that an additional cistern tank was added to the project list, and staff has assigned priorities. Council indicated an interest in seeing the priority list.

4. East Yancey Sewer District – Anthony Hensley reported that construction is ongoing; issues are being worked through with NC Fish and Wildlife.

As to the GoldenLEAF application, the contract package has been received, and staff participated in a mandatory conference regarding grant administration. The town staff is working with the EDC, the D.O.T., and Yancey County to coordinate the water line project with the road project.

5. U.S. 19 E Utilities Relocation (NC D.O.T.) – A punch list has been provided to the contractor. Once the list has been addressed, the contractor will be released from the project.
6. I & I Remediation Projects (NC Clean Water Revolving Loan/McGill) – Available for consideration was a resolution to accept the state’s revolving loan on this project.

Ron Powell made a motion to approve the Resolution *Accepting State Revolving Loan*, a copy of which is attached to these minutes and by reference made a part hereof. Bill Wheeler seconded the motion, which was unanimously approved.

7. Ordinance Codification (American Legal) – Copies of the first draft of the water/sewer ordinance were provided for review.
8. Zoning Assistance (NC Department of Commerce) – The Planning Board has reviewed Betsy Kane’s preliminary report. Anthony Hensley will direct Ms. Kane to complete the document.
9. Broadband/Cable – No report was available.

▪ Department Updates:

Fire Department – No one from the Fire Department was available to report.

Police Department - Chief Brian Buchanan reported:

- The department is halfway through mandatory training;
- Officers are engaged in activities related to summer on the square.

Public Works Department – Anthony Hensley reported:

- The D.O.T. has been given the check for the town’s contribution to the sidewalks around the square. Work will begin after the crafts fair. Mr. Hensley asked the D.O.T. to eliminate the bumpout at South Main because of drainage issues. A parking space will take its place and the original drain will be restored.
- He is in discussion with Greg Yuziuk on the topic of an encroachment on his property for sidewalk improvements up to the Yancey Common Times.
- Mr. Hensley said there is a proposed sidewalk from West Main at Cherry Lane to the intersection of 19E, but he has concerns about the lack of a provision for a crosswalk at the highway.
- The issue Ron Westall brought to Council has been resolved after discussion with both parties.
- Council asked for the status of a building that is being taken down on Church Street, and an adjoining lot that is overgrown. The Mayor said that folks on Boone Ridge Drive have asked for their bushes to be trimmed back.

- Mayland Community College is offering water/wastewater operator education.

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

▪ Council Members' Reports

- Ron Powell reported that he just attended a workshop sponsored by Hand Made in America on building rehabilitation basics.
- The mayor commented on several entertainment events he'd attended at the town center and at the Parkway Playhouse.
- Minutes from the following non-profits were available for review:
  1. High Country Council of Governments
  2. Toe River Arts Council
  3. Yancey County EDC
- Public Art Design Board – Ron Powell said that Rolf Holmquist's continuing involvement on this board is questionable; Denise Cook will be recommending a replacement for his board seat.

- Closed Session pursuant to N.C.G.S. 143-318.11(a)(1), N.C.G.S. 143-318.11(a)(5) and N.C.G.S. 143-318.11(a)(6) –Ron Powell made a motion to enter closed session pursuant to N.C.G.S. 143-318.11(a)(1), N.C.G.S. 143-318.11(a)(5) and N.C.G.S. 143-318.11(a)(6). Ruth Banks seconded the motion, which was unanimously approved.

Judy Buchanan made a motion to end the closed session. Ruth Banks seconded the motion, which was unanimously approved.

- Upcoming Town Council Meeting - Although a special meeting has been called for July 31, 2012 to consider town business for the month of August, 2012, Ron Powell said he would be out of town on that date. He made a motion that the date for this special meeting be changed to August 9, 2012 at 6:00 p.m. Ruth Banks seconded the motion, which was unanimously approved.

There being no further business, Judy Buchanan made a motion to adjourn. Ruth Banks seconded the motion, which was unanimously approved.

  
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Jeanne Martin, Town Clerk

  
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Danny McIntosh, Mayor