

BURNSVILLE TOWN COUNCIL
Regular Meeting
Thursday, February 7, 2013

The Town Council, with members Mayor Danny McIntosh, Ruth Banks, Ron Powell, and Bill Wheeler present, held a regular meeting on Thursday, February 7, 2013, in the Town Hall. Councilor Ron Powell attended via electronic media. Also in attendance were town staff members Brian Buchanan, Leslie Crowder, Anthony Hensley, Jeanne Martin, and George Nero; and visitors Lucy Doll, Dean Gates, Johnny Hensley, Jody Higgins, Ginger Johnson, Wanda Proffitt 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 February, 2013.

- Public Comment – Naomi Hoydell, who runs a shop on West Main Street, expressed concerns over parking issues alongside of her building. Public Works Director Anthony Hensley and Police Chief Brian Buchanan will study the situation.
- Adoption of Agenda – Ruth Banks made a motion to adopt the agenda as presented. Judy Buchanan seconded the motion, which was unanimously approved.
- Consideration of Minutes – Bill Wheeler made a motion to approve minutes from the regular meeting held on January 3, 2013. Ron Powell seconded the motion, which was unanimously approved.
- Consideration of an Ordinance for Control of Cross Connections – Councilors considered a proposed cross connection ordinance that was the subject of a public hearing in January. Ron Powell made a motion to adopt the ordinance as written. Bill Wheeler seconded the motion, which was unanimously approved.
- Consideration of Sign Ordinance/Planning Board Report – Ron Powell made a motion to adopt the proposed sign ordinance that was presented in January, with the exception of #5 on Page 9, which he indicated was supposed to have been removed. Bill Wheeler seconded the motion, after which Council engaged in lengthy discussion.

The mayor questioned a number of points in the proposed ordinance and received clarification from Planning Board Chairman Dean Gates and Ron Hancock (Department of Commerce). Minor corrections in wording were made as the ordinance was reviewed by Council.

Councilor Ron Powell commented that the Planning Board went through a long and thoughtful process as the document was drafted. He said the ordinance provides for appeals, and recommendations for changes from the Planning Board could always be considered and adopted as appropriate.

The mayor said he'd like to see design guidelines before adoption of the ordinance so the ordinance would be complete. Ron Hancock said there is a structure for them to be included in the document in the future.

Dean Gates mentioned that legal counsel had not totally signed off as yet and it probably would not hurt to wait until that time. Councilor Judy Buchanan said she was not comfortable with adopting an incomplete document.

Based upon comments made by the Planning Board Chairman, Councilor Ron Powell withdrew his motion. This issue will be considered again at the regular Town Council meeting in March.

- Office Space for Congressman Mark Meadows – Martha Peterson, representing Congressman Mark Meadows, spoke of the need for office space so local citizens could meet with representatives of the Congressman. She asked for use of the downstairs board room at the Town Hall on the second and fourth Thursday of each month from 9 a.m. until 1 p.m. Ruth Banks made a motion to approve this request. Judy Buchanan seconded the motion, which was unanimously approved.
- Antique Model Train – The mayor told Council that Steve Ramsey purchased at auction the antique model train that was built in Yancey County by Daniel Boone and Nat Howell. Mr. Ramsey would like the train displayed in Burnsville for one year if suitable display space can be found.
- Consideration of Procedural Change to Implement Consent Agenda – Councilors considered implementation of a consent agenda to consider routine and non-controversial matters. Judy Buchanan made a motion to utilize consent agendas, as appropriate, in the future. Ruth Banks seconded the motion, which was unanimously approved.
- Completion of UNC School of Government's *Leading for Results* – Councilors learned that Public Works Director Anthony Hensley has completed this intensive two week program which was designed to increase an individual's effectiveness within their organization.
- Privilege License Category Change – Tax Collector Jeanne Martin explained the need for a category change in the town's privilege license schedule from *Internet Sweepstakes* to *Electronic Gaming*. Judy Buchanan made a motion to approve the aforesaid change in business category. Bill Wheeler seconded the motion, which was unanimously approved.
- Consideration of Tax Release - Council considered the following tax release requests, for the reason that the subject properties are outside town limits:

#20120884 – Rockett - \$415.85
#20120391 – Dellinger - \$289.70

Ruth Banks made a motion to release the aforesaid taxes. The motion was seconded by Judy Buchanan and unanimously approved.

- Consideration of Revision to Personnel Policy – Section 8, *Use of Town Owned Equipment* – Council was told that our risk management representative with the League of Municipalities has recommended revision to the town's personnel policy as it pertains to vehicle use by employees. Staff will review sample documents provided by the League and will provide a proposed revision at the regular Council meeting in March.

▪ Status Updates:

1. Small Town Main Street Advisory Board (NC Department of Commerce – Division of Community Assistance) / NC STEP (NC Rural Center) – George Nero advised that Harrison Tyner and Armin Wessel attended the Small Town Main Street conference/awards banquet in Salisbury in January. Mr. Wessel accepted the award for Burnsville’s Public Art Design Board, and Mr. Tyner attended the full conference.

The Burnsville Development Group (BDG) is pressing on with “*Explore Burnsville.com*.” The website will be populated with businesses that have privilege licenses first, and those businesses will receive the service at no charge. Chad Fox has designed a decal for the website’s signage, which will also display QR codes.

2. East Yancey Sewer District (Yancey County) – no change in the past month.
3. Micaville Water Line Extension (GoldenLEAF) – Anthony Hensley reported that Kelly Coffey with High Country Council of Governments is working with us to secure funding from the Appalachian Regional Council (ARC).
4. U.S. 19 E Utilities Relocation (NC D.O.T.) – We have received the final pay application and have the close out documents.
5. I & I Remediation Projects (NC Clean Water Revolving Loan/McGill) – This project has experienced delays due to the weather.
6. Ordinance Codification (American Legal) – Council has had an opportunity to review the proposed ordinance which is now ready for adoption. Judy Buchanan made a motion to schedule a Public Hearing on this matter on March 7, 2013, at 5:45 p.m. in the Town Hall.
7. 2012 Sidewalk Project (NC DOT) – This project has experienced delays due to the weather.
8. Broadband/Cable – Wanda Proffitt provided an update on this project.

▪ Department Updates:

Fire Department – Chief Niles Howell reported:

- Although the appraisal results were expected in December, 2012, no update is available.

Police Department - Chief Brian Buchanan reported that the second community watch meeting was held this past Monday night. Future meetings will be held every other month on the first Monday, with the next scheduled meeting in April at 7 p.m.

Public Works Department – Public Works Director Anthony Hensley reported that staff has been working on defining inactive utility accounts.

With regard to the Pine Swamp infrastructure failure, the project is almost complete.

To comply with DENR recommendations, staff has been involved in various painting projects, including the pipe gallery at the water plant and pipes at the Pensacola intake.

Mr. Hensley told Council that along with his own building certification, Code Enforcement Officer Ronnie Tipton is now certified in mechanical and plumbing, and is scheduled to take the electrical exam.

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

Council Members' Reports

- Ron Powell reported that he and Anthony Hensley attended a workshop on the preparation of pretreatment reports. He said he had a new understanding of the work and regulation involved in the preparation of the Pretreatment Annual Report (PAR).
- The Mayor commented on the passing of Dottie Buker who, with her husband Charlie, has done much to enrich our community. She was energetic and extremely interested in community affairs, and gained much satisfaction from secretly planting tulip bulbs in town.

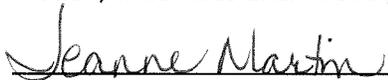
The Mayor mentioned that according to newspaper reports, the Spruce Pine ABC store claims the Burnsville store is hurting sales.

The Mayor reported that a Moonshine Festival is in the works. There has been much conversation in the community, and the idea is receiving support.

Other – Wanda Proffitt thanked the Town Council for supporting the *Built Assets* grant application, which probably led to the assignment of two graduate students working on a project in the Town of Burnsville. They are researching the development of a private/public partnership for use of the Briggs property.

- Minutes from Non-Profits – No minutes from non-profit agencies were available for review.
- Upcoming Town Council Meeting - The next regular Town Council meeting will be held on Thursday, March 7, 2013 at 6:00 p.m.

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



For Danny McIntosh, Mayor