



**AGENDA**  
**Regular Town Council**  
**Tuesday, July 13, 2021**  
**Council Chambers 4:00 PM**

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# MINUTES

## Regular Town Council Meeting

4:00 PM - Tuesday, May 11, 2021  
Council Chambers

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The Regular Town Council of the Town of Beech Mountain was called to order on Tuesday, May 11, 2021, at 4:00 PM, in the Council Chambers, with the following members present:

**COUNCIL PRESENT:** Mayor Barry Kaufman  
Vice Mayor Jimmie Accardi  
Councilmember Weidner Abernethy  
Councilmember Kelly Melang  
Councilmember Erin Gonyea

**COUNCIL EXCUSED:**

**STAFF PRESENT:** Attorney Stacy Eggers, IV  
Town Manager Bob Pudney  
Town Clerk Tamara Mercer  
Director of Special Projects Riley Hatch  
Finance Officer Steve Smith

### 1. CALL TO ORDER

### 2. ADOPTION OF AGENDA

2.1. Please note: Councilmember Melang arrived at 4:10 p.m.

Mr. Pudney requested that Council accept and include additional supporting documents provided by Staff for agenda item 7.1 - Chapter 50: Solid Waste Ordinance amendment and agenda item 8.1 - the Ordinance Franchise Agreement for Solid Waste Collection for Commercial Services Republic Services, INC., for consideration by Council. To which Mayor Kaufman requested a motion to accept those two additional documents and to revise the agenda.

#### **Motion**

Jimmie Accardi made a motion to adopt the revised agenda and Erin Gonyea seconded the motion. CARRIED. unanimously.

### 3. PLEDGE OF ALLEGIANCE

## 4. PUBLIC COMMENT

### 4.1. Public Hearing Comments on FY: 2021-2022 Annual Budget and general public comments

**From:** Urs Gsteiger <[ugsteiger@gmail.com](mailto:ugsteiger@gmail.com)>

**Sent:** Friday, May 7, 2021 7:47 PM

**To:** Bob Pudney <[rpudney@townofbeechmountain.com](mailto:rpudney@townofbeechmountain.com)>

**Cc:** Barry Kaufman <[bkaufman2022@outlook.com](mailto:bkaufman2022@outlook.com)>; Weidner Abernethy <[wabernethy@townofbeechmountain.com](mailto:wabernethy@townofbeechmountain.com)>; Jimmy Accardi <[jaccardi@townofbeechmountain.com](mailto:jaccardi@townofbeechmountain.com)>; Erin Gonyea <[egonyea@townofbeechmountain.com](mailto:egonyea@townofbeechmountain.com)>; Kelly Melang <[kmelang@townofbeechmountain.com](mailto:kmelang@townofbeechmountain.com)>

**Subject:** Public comment 2022 Town budget

My name is Urs Gsteiger and I live at 124 Raven Road. My comments today are addressed to the proposed 2022 Town budget. As most of you know I have been attending and commenting on the Town's budget for many years and I suspect I have attended more Town budget sessions than the entire Council combined. Many of the budget priorities that I have been fighting for are finally being funded. Let me start by commending the current Council for starting to address the real infrastructure issues confronting Beech Mountain and taking many of the difficult steps necessary to address them. This Council began that process in the last budget cycle and is continuing them with this budget and they should be commended for that effort. There are a number of areas, however, where I believe not enough progress is being made.

The first area is the Town's overly generous dependent health insurance payments. I have been fighting this benefit for at least 10 years. At present employees pay only 8% of the cost for their dependents' health insurance costs, a benefit unheard of in private business as well as government, as I will show below. The current cost of this benefit to the Town is about \$216,000, a \$50,000 jump from last year because more employees are signing up for this benefit. This benefit is unfair and unsustainable for many reasons, yet only Councilmember Abernathy is willing to address this issue.

The first distressing element of this benefit is that Council has asked no questions about it in any open session and does not appear even to understand the scope of the problem. The numbers that you see below were the result of my repeated digging and requests to the Town since Council is unwilling even to seek the true numbers in open session. No Councilmember has asked for the true numbers and when I discussed it with the Mayor on May 1 he was so confused he thought over half the Town's employees had family coverage. This demonstrates the lack of knowledge and interest among our Council.

I have repeatedly asked prior Councils to remedy this problem but they have generally refused to address it, usually kicking the "can down the road". For example, in 2017 taxpayers were assured by that Council and former manager Tim Holloman that employees were paying 50% of the cost for their dependents' care. (page 4-5 of the May 30, 2017 Council minutes). That was a

lie. It took action by a later Council to even require an 8% contribution from employees.

This benefit is blatantly unfair to most Town employees. Almost half of our employees are either single or otherwise do not use the dependent health care benefit. Thus, for example, a few married employees (eight at last count) are receiving additional untaxed benefits of over \$10,000 annually and a single employee gets no benefits. To put it another way, less than 14% of the Town's employees get over 40% of the benefits. These numbers have changed since my prior email on this subject primarily because the number of employees using spouse and child coverage at Town expense has jumped dramatically from last year and I was finally able to obtain updated numbers. If I were a single Town employee, I would be very unhappy with this. I wonder how many of the employees on the informal committee were recipients of this untaxed almost \$1000 per month benefit. And finally, remember that, at last count, only one Town employee was actually a taxpayer of Beech Mountain.

This benefit is unheard of in other governmental entities. For example, all North Carolina state employees pay the full cost of their dependents' health insurance. The same holds true for North Carolina cities. The most recent survey conducted by the North Carolina League of Municipalities (2019) shows that of the 59 towns with populations under 5,000 that responded, only 6 pay for any part of dependent health insurance and none pay a share close to Beech (the average of the 6 is just under 50%). Neither Banner Elk nor Blowing Rock pays anything for dependent health insurance (that one probably came as a shock to Rick Owen, who was part of many Councils that fought me for years on this issue), nor do Elkin, Granite Falls, Sylva, Valdese, Marshall or Pilot Mountain, all towns with similar populations.

One argument that I have heard at least every year when I raise this issue is that we have lost employees over our health coverage. However, despite an annual request for proof of that claim, I have yet to receive a single name to support that argument. Given that most towns in North Carolina do not pay for dependent coverage this argument is nonsense. This benefit is similarly rare in private industry. I have been told that the business owned by one Councilmember who supports paying for dependent coverage does not pay for either employee or dependent health insurance for his employees, yet he expects taxpayers to pay for this benefit. (I have attempted to confirm this with him, but he has refused to directly answer my questions on this issue).

The current proposal of having employees pay an additional 13% this year is simply not enough. Employees should pay an additional 25% this year with the goal of paying 70% to 80% in three years. While several Council members promised additional changes in future years, these promises are not binding, especially when two of the four who made the promise may not be on Council next budget cycle. One other approach would be to give each employee a set amount monthly in an HSA to be used for healthcare spending. This would be much fairer to all employees and the money saved by reducing this benefit can be redirected at more critical projects.

Next, I am concerned that the Council does not fully understand the ramifications of proceeding with the Lake Coffey project. While I support exploring expanding Lake Coffey as an option and generating additional data and cost estimates, Council needs understand a few things. First, this is NOT a supplemental water source, it is another band aid, albeit an expensive one. Second, if the Council chooses to eventually fund this project it is saying that we will not proceed with the Watauga Intake, since the Town can not afford both projects unless it were to receive outside funding at no cost to the Town. In essence, the Council is gambling that any future drought will break before Lake Coffey runs dry. Having researched 20-40 year climate forecasts, this may be a gamble worth taking but it is nonetheless a gamble. I urge the Council, once we have more data, to have a full public discussion of the options before proceeding.

Next, I believe the dedicated EMS station, while a want, is not a need given the projected annual cost. The Town should explore other options to share an EMS station before committing to funding one on its own. Reviewing the recent Blowing Rock EMS study, it is clear that the \$450,000 projected cost is likely a minimum cost and may underestimate the true full cost. Perhaps sharing a new EMS station with Banner Elk might be a better option.

Finally, I am concerned by the significant jump in Town spending in this budget. The current budget calls for spending almost 20% more than last year, much of it funded by dipping into reserves. While I support much of the needed infrastructure spending and I know our reserves are strong, I fear increases such as this one are unsustainable.

Realizing that much of the added spending may be caused by the increase in tourism, I suggest that we address other sources of income to fund Town infrastructure. At present, the enabling legislation authorizing the occupancy tax requires that it be spent by the TDA on projects benefiting tourism. That legislation has not been amended for about 20 years. I suggest the Town seek an amendment to that legislation raising the occupancy tax to 9%, with the 3% going to the Town's General Fund to be used for infrastructure. This allocation has precedent in North Carolina. There are other municipalities that are permitted to spend their occupancy tax on general revenue obligations such as police, fire and infrastructure. Given the strain on Town resources that visitors make, it seems only fair that they pay for a portion of those costs.

Urs Gsteiger

## **5. CONSENT AGENDA**

- 5.1. Adoption of Minutes of March 9, 2021, regular Council meeting and April 13, 2021 regular Council meeting.

### **Motion**

Erin Gonyea made a motion to accept the Town Council regular meeting minutes of March 9, 2021, and April 13, 2021 and Weidner Abernethy seconded the motion. CARRIED. unanimously.

**5.2.** 2022 Fiscal Year Budget Public Hearing set public hearing

Mayor Kaufman requested a motion to set the Fiscal Year 2021-2022 Annual Budget Public Hearing for June 8, 2021.

**Motion**

Jimmie Accardi made a motion to set June 8, 2021, as the FY: 2021-2022 Annual Budget Public Hearing and Weidner Abernethy seconded the motion. CARRIED. unanimously.

**5.3.** Tax Dept. Order to Advertise delinquent ad valorem taxes

**Motion**

Kelly Melang made a motion Governing body approve order Erin Gonyea seconded the motion. CARRIED. unanimously.

**6. PUBLIC HEARING**

**6.1.** Public Hearing: Chapter 50- Solid Waste Ordinance Revisions 'bear resistant containers regulations'

Mayor Kaufman requested a motion to open the Public Hearing. Councilmember Melang made a motion to open the Public Hearing for a proposed amendment to Chapter 50 Solid Waste revisions and the motion was seconded by Councilmember Gonyea. The motion carried unanimously.

Mayor Kaufman stated that emails had been received by himself and other council members by Mr. Urs Gsteiger. Mr. Pudney stated that public comments were not sent through the Town Clerk's Office and are not officially submitted. Various email communications maybe out there circulating but we do not have those emails as no citizen requested that they be received and submitted onto the Council's agenda. For public comments to be included and submitted to Council's agenda packet under the COVID-19 State of Emergency, they need to be received by the Clerk by 5:00 p.m. May 10th. As no submission was received, various threads of an email are not a part of the record.

Mayor Kaufman requested that Council formally close the public hearing before moving onto deliberations.

**Motion**

Jimmie Accardi made a motion to close the Public Hearing and Erin Gonyea seconded the motion. CARRIED. unanimously.

## **7. OLD BUSINESS**

### **7.1. Solid Waste Ordinance Revisions**

Mayor Kaufman referenced the several emails which were circulating around, and he suggested a compromise to the Solid Waste Ordinance revisions, wherein a resident can request an exemption from installing a bear proof container. The attorney would review that suggested language.

Attorney Eggers reviewed the proposed addendum for Section 50.11 (B) (1): Property owners wishing to exempt their property from the requirements of Section 50.11(B) may do so by registering their request with the Town Manager for exemption no later than August 1, 2021 on a form prepared by the Town stating the request for exemption, the names and addresses of the property owner, the property location, and a statement that the property owner has made alternative arrangements for the collection of solid waste from this location. This exemption shall expire upon either 1) the sale, transfer, or conveyance of the property to another individual, 2) two violations of this Chapter within a twelve-month period, or 3) the property being used for short-term rental with periods of occupancy by the same tenant of less than 28 consecutive days.

Attorney Eggers noted that this is similar language that already exists under the ordinance but allows for an expiration of the exemption as listed 1) the sale, transfer, or conveyance of the property to another individual, 2) two violations of this Chapter within a twelve-month period, or 3) the property being used for short-term rental with periods of occupancy by the same tenant of less than 28 consecutive days.

Mayor Kaufman conducted a discussion as to the advantages and the alternative method which would allow for the exemption to installing the bear proof bin. There was a question-and-answer period after which Mayor Kaufman requested a motion to adopt the ordinance.

#### **Motion**

Weidner Abernethy made a motion to adopt the amendment to Chapter 50: Solid Waste Ordinance and to include the addendum Section 50.11 (B)(1) as submitted by Attorney Eggers and Jimmie Accardi seconded the motion. CARRIED. unanimously.

## **8. NEW BUSINESS**

### **8.1. Solid Waste Franchise Agreement**

Mr. Pudney introduced the franchise agreement with Republic Services, and he suggested the contract be reviewed and then placed on the June 8th Town Council agenda, so Council has 30 days to review the document before a scheduled Public Hearing.

He reviewed the franchise terms such as this is a 3-year term contract with a 90-day cancelation clause. The town won't handle customer accounts. He reiterated that the town will not manage customer accounts, the contractor will provide that service. The Ordinance implements bear resistant metal containers and dumpsters for multi-family units. Council is to set the town's rates each year for residents. As to the commercial rates, the franchise provider will come to Council with the requested rate, and Council will set those rates.

In response to Councilmember Abernethy's question, Mr. Pudney further explained how the franchise agreement would work between the town and the company and what the customer is charged. The CPI information is included as per the legal contract which justifies those costs, while we cannot deny an increase; a business cannot charge different rates to different customers, nor could they increase rates without the Town's input. They use CPI standards and those are incorporated into the agreement. Mr. Pudney added the rates quoted currently for this fiscal year are good. There is 90-day implementation period, therefore assuming we start July 1, October 1st would be our implementation start date.

There was an in-depth question and answer period regarding the dumpsters, commercial business protocol, the current methods used, who purchased what equipment, schedules and routes, and holidays, the payments and contract, and extension clause and or cancellations and general pick-up procedures.

Attorney Eggers further explained a corporate franchise agreement and non-compete clauses, civil penalties, and general statute requirements and granting such a franchise agreements for other entities such as cable, tv, or cellular services, etc.

### **Motion**

Kelly Melang made a motion hold a Public Hearing regarding the Republic Services INC franchise agreement and Ordinance for June 8, 2021, and Erin Gonyea seconded the motion. CARRIED. unanimously.

### **8.2. N.C. GS § 160D Zoning Ordinance Revisions**

Staff recommends that Town Council call for a Public Hearing to gather public input on the proposed changes at the next regularly scheduled meeting on Tuesday June 8, 2021. Mr. Pudney said the new State statute §160D, combines the zoning procedures governing jurisdictions into a combined statute for those procedures. This revision updates and codifies these minor changes. To be in compliance with the statute, towns need to adopt the new ordinance.

Mayor Kaufman requested a motion to schedule a Public Hearing for June 8, 2021, for the proposed Zoning Ordinance Revisions to NC GS §160D as submitted by the Town's Zoning Official.

**Motion**

Erin Gonyea made a motion a motion to schedule a Public Hearing for June 8, 2021, for the proposed Zoning Ordinance Revisions to NC GS § 160D and Kelly Melang seconded the motion. CARRIED. unanimously.

- 8.3. Planning Board position vacancy due to a resignation by member, Larry Tyner. Term expiration for December of 2023.

Mayor Kaufman requested a motion to nominate a board member from the submitted applications received by the Clerk's Office.

Councilmember Melang nominated Mr. John Pendergast, and Vice Mayor Accardi nominated Mr. George Paddeck. Mayor Kaufman called for a vote.

Councilmember Melang and Councilmember Abernethy voted 'aye' for Mr. Pendergast, and Vice Mayor Accardi, Mayor Kaufman and Councilmember Gonyea voted 'nay'.

**Motion**

Barry Kaufman made a motion to appoint Mr. George Paddeck to the vacant term on the Planning Board serving to December of 2023 and Jimmie Accardi seconded the motion. CARRIED. 4-1 (opposed: Kelly Melang).

**9. TOWN MANAGER AND STAFF REPORTS**

- 9.1. Monthly Financial Reports

Mr. Pudney reviewed the Financial Reports noting that we are at a 75% of the completed budget currently and he presented the line items gains and losses. We are above projected revenues due to various revenue sources.

**Motion**

Review

- 9.2. Manager's Report

Mr. Pudney began his report by requesting a moment of remembrance for slain Sherriff's Deputies, Logan Fox and Chris Ward. Our own P.D. is hit hard as Officer Ward began his police career on Beech Mountain and K-9 Officer Fox who grew up on Beech Mountain was also a volunteer Fire Department responder. The Town participated in the funeral services in Watauga County and the residents and businesses supported our law enforcement with the Blue Light/Red Ribbon tribute. A ceremony was also held at the Beech Mountain 40th Anniversary Celebration.

Covid-19 Update effective April 30, 2021, Governor Cooper's orders allows for 100 indoors / 200 outdoors, Mr. Pudney said that we are limited by

square footage and distancing restrictions of 6 feet, therefore Council Chambers accommodates only 15 people, so the public cannot be present. The next expected Covid-19 update and changes are May 28th to see what regulations allow and we will make announcements following those directives.

The Town's 40th birthday celebration was a great success, and Mr. Pudney personally thanked Sandy Carr, the TDA, and all the volunteers who worked so hard. The TDA funded the event and Parks and Recreation staff worked all day. The Watauga Honor Guard presented the Anthem Ceremony after the tragedy for Deputies Chris Ward and Logan Fox. The Police Department beat the Fire Department and won the corn hole trophy.

On May 19, 2021, the next Town Council Budget Retreat is scheduled and Council can further discuss Budget and projects. Staff will prepare the revised budget reflecting Council's changes in the Capital Funds as was requested. Mr. Pudney noted that at that time discussion will include employee benefits and pay, infrastructure, beautification, efficiency, customer care and service improvements and the Convenience Center and solid waste as well as other Council concerns. The meeting begins at 2:00 p.m.

Mayor Kaufman said that Council can discuss the topic of golf carts and the ordinance on June 8th. Councilmember Melang noted what other local towns allow, and Mayor Kaufman said our situation unique. When the ordinance was adopted in 2019, the written compromise regarding the rear facing seat did not allow passengers. For safety purposes no passengers should be transported in the rear seat but as to a new direction that will be on the June agenda he added.

Mr. Pudney noted there is a fuel situation in the State due to the Colonial Pipeline shutdown, but the Town has 45 days of gas and diesel fuel for the fleet, so the town has sufficient fuel supplies.

In response to an inquiry by Councilmember Abernethy, Mr. Pudney said he was going to wait until May 19th to discuss the employees' dependent care health insurance and Staff's recommendation, but he continued to the conversation about employee costs. He recommended a 30-35% implementation plan with a target of a 50 /50 dependent care cost split between the Town and the employees over a three-year period. In the budget for this year is a 13% increase, which means the employees will be paying a greater portion of the costs. A 17% increase over the next year to another 20% the year after to get to 50% mark that the employees pay towards their health coverage. He explained the actual percent currently paid for a spouse, child, and family care rates, based on the type of insurance coverage chosen by the employee. This will be a substantial increase to the employees' costs and a savings to the taxpayer. Currently with a family plan, the employee pays 18% of the costs. Mr. Pudney added that Open Enrollment takes place on May 25th, and we do not know what employees will choose, but it is during Open Enrollment, when employees select their coverage.

In response to an inquiry by Councilmember Gonyea regarding the employee bonus versus merit program, Mr. Pudney said the cost-of-living increase or COLA is set for 2%. For the employee to receive a positive and not a negative raise, administration looks at the difference between a bonus and a merit pay increase. The net benefit with a bonus is those one-time paid dollars over time, is a negative to employees and he further explained why.

In the 16 months since Mr. Pudney has administered as Town Manager, he measures productivity in departments. The tax collection is over 99%. The Public Works beautification projects are visible. The increase of workload to the Police and Fire Departments and managing those influx of visitors is evidence. The Finance, Parks and Recreation, and every department productivity can be measured. It is counterproductive to give a one-time bonus pay at 1 -3% for a person who makes \$15.00 an hour. A merit increase is a net positive and rewards those who work more in municipal government, as 1% raise on \$15.00 is compounded in their State retirement plan and is a benefit as a merit pay increase.

He added if you believe employees deserve this pay, then he asked Council to reconsider the budgeted bonus pay increase and to install the merit pay increase. If we have failed to provide services, then let us know how to improve. Compensation allows employees to provide for their families and is why the workforce is here.

Councilmember Gonyea reconsidered and said merit pay is an incentive for a good job, and we can visibly see the changes above and beyond, helping Council meet their goals. Vice Mayor Accardi said he was in favor of the merit pay.

Councilmember Abernethy said the Council has addressed the dependent care coverage and he credits fellow members for finally addressing this issue. Any changes to what the town taxpayers pays and moving towards a 50/ 50% split is fair. As to merit pay vs bonus pay, the money which goes towards retirement is an incentive to retain and recruit employees, so he is for merit pay. Councilmember Melang agreed, merit pay is an investment in the employees, to which Mayor Kaufman said he supports the merit pay increase. Mr. Pudney said he will reflect that change in the budget and submit an update.

- 9.3. April Recreation Report 2021
- 9.4. Fire Department Monthly Report
- 9.5. TDA Report May 2021
- 9.6. Police Department Monthly Report
- 9.7. Department of Infrastructure
- 9.8. Planning and Inspections Report 2021-04

## 10. TOWN COUNCIL COMMENTS

- 10.1. Ms. Melang said she has extra blue lights for our 'back the blue' law enforcement support and she thanked the volunteers and staff for a successful 40th Birthday Celebration. The Fourth of July preparations are underway.

Councilmember Gonyea agreed the 40th Celebration was unique and amazing. She thanked Parks and Recreation staff for the daylong event as it was a great team effort headed by Sandy Carr, and Fred's Mercantile and the Brick Oven who donated and served the food. Thank you to Steve for a balanced and transparent budget and monetary stability. She commended Bob for his eloquent speech honoring our fallen officers. Ms. Gonyea encouraged residents to watch the Council videos and or read the meeting minutes before spreading misinformation about the town. Rumors heard are not all correct and the open agendas are available online.

Councilmember Abernethy noted the Town's stability, accountability, and transparency progression in handling the annual budget.

Mayor Kaufman thanked Rebecca as there is only \$30,000 in tax collection left to collect. He added we are not kicking the can down road as this an aggressive project agenda. He discussed the occupancy tax revenue increases from the TDA. This increase is State-wide and not just on Beech Mountain. Disbursement of funding and that criteria could change in the General Assembly so we cannot keep writing checks, so we need to plan for other revenues. The TDA is paying for the sled hill, the new bathrooms, and the playground. The TDA paid for the 40th Birthday Celebration and he also encouraged open and clear discussions and not to spread misinformation.

## 11. ADJOURNMENT

- 11.1. There being no further business, Mayor Kaufman requested a motion to adjourn at 5:34 p.m.

Note: the minutes are not a verbatim record of these proceedings.

### **Motion**

Kelly Melang made a motion to adjourn the meeting and Weidner Abernethy seconded the motion. CARRIED. unanimously.

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Town Clerk

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Mayor, Town of Beech Mountain





# MINUTES

## Regular Town Council Meeting

4:00 PM - Tuesday, June 8, 2021  
Council Chambers

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The Regular Town Council of the Town of Beech Mountain was called to order on Tuesday, June 8, 2021, at 4:00 PM, in the Council Chambers, with the following members present:

**COUNCIL PRESENT:** Mayor Barry Kaufman  
Vice Mayor Jimmie Accardi  
Councilmember Weidner Abernethy  
Councilmember Kelly Melang  
Councilmember Erin Gonyea

**COUNCIL EXCUSED:**

**STAFF PRESENT:** Attorney Stacy Eggers, IV  
Town Clerk Tamara Mercer

**1. CALL TO ORDER**

**2. ADOPTION OF AGENDA**

2.1. Mayor Kaufman requested a motion to adopt the agenda.

**3. INVOCATION- DEWEY 'CYCLONE' BRETT**

**4. PLEDGE OF ALLEGIANCE**

**5. PUBLIC COMMENT**

5.1. Mayor Kaufman requested those that signed up to speak for public comments, to present at the podium.

Ms. Lynn Bernstein of 304 Lake Ledge Road thanked the organized structure set up and the Town's programs, events, and government as she recently moved here.

**6. FEATURED LOCAL BUSINESS**

6.1. Beech Mountain Resort- Talia Freeman Operations Manager

Ms. Freeman reviewed the latest news and summer programs for the Beech Mountain Ski Resort. She noted that everyone is aware of the

incredibly busy winter season, and she updated the public on the plans for the summer operations. She thanked the town for cooperating with the Resort and specifically the Police Department for their support and officer assistance in mitigating the traffic and crowds.

This is their ninth summer of mountain biking and summer concert series which runs from May 29th's opening day until October 2nd. The public can receive mountain biking lessons and rent equipment. There are 14 trails, daily lift rides, 18-hole disc golf, yoga sessions at the top of the mountain and live music at the Sky Bar. As well the brewery and restaurant are open with bike camps scheduled and the August concert series. She invited the citizens to enjoy the 4th of July fireworks and BBQ party. There will continue to be upgrades to the infrastructure with the expansion of snow making machines and they are renovating the ice rink.

## **7. PH1- PUBLIC HEARING ANNUAL BUDGET FY: 21- 2022**

### **7.1. Public Hearing FY: 2021-2022 Annual Budget**

Mayor Kaufman requested a motion to open the Public Hearing for the Annual Budget for fiscal year 2021-2022 and Councilmember Melang motioned to open the Public Hearing and Councilmember Gonyea seconded the motion. The motion carried unanimously.

No one elected to speak, and Mayor Kaufman requested a motion to close the Public Hearing.

#### **Motion**

Kelly Melang made a motion to Close the Public Hearing for the Annual Budget for fiscal year 2021-2022 and Erin Gonyea seconded the motion. CARRIED. unanimously.

## **8. PH2- PUBLIC HEARING NCGS §160D ZONING LAND USE ORDINANCE REVISIONS**

### **8.1. Public Hearing for NC GS §160D- Zoning Ordinance Revisions**

Mayor Kaufman requested a motion to open the Public Hearing for the NC GS §160D- Zoning Ordinance Revisions and Vice Mayor Accardi motioned to open the Public Hearing and Councilmember Gonyea seconded the motion. The motion carried unanimously.

No one elected to speak, and Mayor Kaufman requested a motion to close the Public Hearing.

#### **Motion**

Jimmie Accardi made a motion to close the Public Hearing on the Zoning Ordinance Revisions of NC GS §160D and Erin Gonyea seconded the motion. CARRIED. unanimously.

**9. PH3- PUBLIC HEARING REGARDING REPUBLIC SERVICES FRANCHISE AGREEMENT & ORDINANCE**

**9.1. Public Hearing for Republic Services Franchise Agreement & Ordinance**

Mayor Kaufman requested a motion to open the Public Hearing for the Republic Services Franchise Agreement & Ordinance and Councilmember Melang motioned to open the Public Hearing and Councilmember Gonyea seconded the motion. The motion carried unanimously.

No one elected to speak, and Mayor Kaufman requested a motion to close the Public Hearing.

**Motion**

Kelly Melang made a motion to close the Public Hearing on the Republic Services Franchise Agreement & Ordinance and Erin Gonyea seconded the motion. CARRIED. unanimously.

**10. CONSENT AGENDA**

**10.1. Adoption of Minutes- April 21, 2021, Council Budget Retreat**

**10.2. 144 Wild Daisy Ln. sale of real estate property**

**10.3. Vehicle & Equipment Financing Proposal**

**Motion**

Jimmie Accardi made a motion to approve the agenda items on the Consent Agenda as follows:

- The minutes of April 21, 2021, FY:2021-2022 Budget Retreat
- Accept the high bid for the sale of real estate property 144 Wild Daisy Lane, lot 262 Hemlock Hills, PID#: 1950-66-044-1000
- Resolution No. 2021-05 approving financing terms for \$920,000 with Truist Bank

Erin Gonyea seconded the motion. CARRIED. unanimously.

**11. OLD BUSINESS**

**11.1. Ordinance No. 2021-02 for Solid Waste Commercial Collection to Republic Services**

Mayor Kaufman requested a motion to open deliberations regarding an ordinance and franchise agreement between the town and Republic Services for solid waste commercial collection. Councilmember Melang made a motion to deliberate, and the motion was seconded by Councilmember Abernethy. The motion carried unanimously.

Following a question by Vice Mayor Accardi, Mr. Pudney explained the process for implementation noting that by September 30th the full implementation process should be completed. There will be a Republic representative on-site to transition into program and work with the businesses. The commercial business collections is a three-year contract, for multi-family units of 10 or more and for the commercial businesses on Beech Mountain.

There was further discussion of bins at the condominiums, dumpster and bin compliance, weekday and weekend schedule, pickup times and adding days for pickup, customer complaints, bear hits and penalties, and missed garbage pickups. Mr. Pudney said he will hold meetings in July and August with the businesses in order to clear up any concerns and questions. After the question and answer period, Mayor Kaufman requested a motion to approve the agreement and ordinance.

### **Motion**

Weidner Abernethy made a motion to approve Ordinance No. 2021-02 a Solid Waste Commercial Collection to Republic Services, INC. and Erin Gonyea seconded the motion. CARRIED. unanimously.

#### **11.2. Republic Services, INC Municipal Management Franchise Agreement for Commercial Collection**

Mayor Kaufman requested a motion to approve the franchise agreement.

### **Motion**

Jimmie Accardi made a motion to approve the Republic Services, INC Municipal Management Franchise Agreement for commercial solid waste collection and Erin Gonyea seconded the motion. CARRIED. unanimously.

## **12. NEW BUSINESS**

#### **12.1. HB 829 Resolution of Opposition**

Mayor Kaufman stated that this bill is in committee in Raleigh, which would remove the ability for towns to regulate short-term rentals. As such the Council is in opposition of this House Bill. He requested a motion to approve the resolution.

### **Motion**

Jimmie Accardi made a motion to approve the Resolution of Opposition to the proposed House Bill 829 and Erin Gonyea seconded the motion. CARRIED. unanimously.

#### **12.2. NC General Statute §160D Zoning Ordinance Revisions**

Mayor Kaufman stated that the Planning Board recommended approval at their regular meeting on Tuesday, May 25, 2021. The Planning Board also found the amendments consistent with the Comprehensive Plan. Staff recommends approval in order to be compliant with NC General Statutes.

Mayor Kaufman requested a motion to approve the Ordinance revisions to comply with the Statute.

#### **Motion**

Kelly Melang made a motion to approve NC General Statute §160D Zoning Ordinance Revisions Erin Gonyea seconded the motion. CARRIED. unanimously.

#### **12.3. Annual Balanced Budget and Budget Ordinance**

Mayor Kaufman requested a motion to approve the Annual Budget for fiscal year 2021-2022.

#### **Motion**

Jimmie Accardi made a motion to approve and adoption of the Annual Budget for Fiscal Year: 2021-2022 Erin Gonyea seconded the motion. CARRIED. unanimously.

### **13. TOWN MANAGER AND STAFF REPORTS**

#### **13.1. Town Manager's Monthly Report**

Mr. Pudney announced that as of June 2, 2021 the Mayor signed and enacted the removal of the State of Emergency along with Watauga County under Governor Cooper's orders and we are back to normal operations.

Mr. Pudney the Public Works staff are moving into the new Public Works complex, which will be operational as the Town accepted ownership on Friday, June 4, 2021. Signage and a message board will be in place and the project is on-time and under budget.

The Convenience Center operations were reviewed by Mr. Pudney the hours will be reduced effective July 1st. It will operate 6 days a week for 8-hours a day, closed on Wednesdays. The operation will move to the new facility after the 4th of July holiday, so effective July 5th. There will be signage and message boards to direct traffic. The reduction in hours will save \$88,000. It was decided to add another Sunday a month in addition to the last Sunday a month for accepting homeowner construction debris. Mr. Pudney reiterated the decisions made regarding working with Republic Services for the commercial business garbage collections, such as the 90-day implementation process and that staff will meet with the business owners on the procedures, customer concerns and working out the kinks of implementation.

Mr. Pudney reviewed the new ordinance compliance under the adopted amendment to Chapter 50- Solid Waste Ordinance. For short-term rentals as follows:

- bear resistant bins for STRs by 12/21/2021
- direct mail notifications of rental requirements
- safety affidavits
- solid waste scheduled two-times per week

The new radio station will be running by the end of the week and was 100% funded by the TDA. The informational station will have signage to dial into 1620 am radio. The station will broadcast town news and events and during emergencies, the Police Department Dispatch will report on weather, road closures, and 4-wheel drive requirements.

Mr. Pudney reported on:

- EMS station funding
- Buckeye Creek Road paving
- Lake Coffey/Lake Santis water project
- Locust Ridge well drilling
- Shane Park camping
- Emerald Outback Trails and economic impact study
- Parks and Recreation Fishing Derby held on June 5th
- New playground at the Bark Park almost completed
- Wynn Memorial Park Dedication on July 4, 2021 at 2:00p.m.
- Fire Department Open House on Saturday, June 19th at Station Fire Station #2 from 2pm-4pm

Mr. Pudney made suggestions for the EMS funding as this fiscal year budget does not include that project. A loan was secured at 1.2% interest rate which freed up \$920,000 and a separate charge on the tax bill could be earmarked towards the EMS unit. He just needs direction from Council. There was a general consensus from Council to place the topic and public hearing on next month's agenda. Mayor Kaufman said we will hold a public hearing, on the EMS Station topic at the July 13, 2021 meeting.

The TDA is working with App State and their students will be conducting Emerald Outback surveys as to the trail system and the economic impact to the town.

There are board vacancy positions to fill on the Board of Adjustment as Mr. Brian Barnes resigned, and the Clerk's office has received several submissions for the TDA vacancy. Mayor Kaufman said to post that and place this on the August agenda.

There was no change by Council to formally address the Eagles Nest de-annexation request which was sent to Representative Greene by the property owners. Last month the town did not take a position and Mayor Kaufman said Council had not changed that position.

There was a discussion regarding the Golf Cart Ordinance. Mr. Pudney noted that the issue of allowing a rear facing passenger in the seat, could go before the Planning Board. Mayor Kaufman stated that the compromise two years ago was that there be no back seat passengers, for safety reasons. The ordinance specifically restricts a rear facing passenger in the seat. No additional action was taken on the subject.

In response to Councilmember Abernethy's inquiry regarding the revenue line for Parks and Recreation, Mr. Pudney said the Recreation Department reported \$16,000 in revenue sales from activities, programs, and membership dues.

- 13.2. Fire Department Report
- 13.3. Monthly Financial Report
- 13.4. Parks and Recreation Report for May 2021
- 13.5. Police Department Monthly Report
- 13.6. TDA June Report
- 13.7. Planning and Inspections Report 2021-05
- 13.8. Public Works Infrastructure Utility report

#### **14. TOWN COUNCIL COMMENTS**

- 14.1. Councilmember Melang said she was impressed with the tour of the new Public Works facility. The History Museum opens June 15th, and she is excited about the opening of the new playground.

In response to Councilmember Abernethy's inquiry regarding the Emerald Outback and trail usage and changes, Mr. Pudney said that the Town's easement expires in November of this year with the landowners. It was basically a short-term lease with the Leidy family and the terms were amended over time arriving at less and less available public use as the family sells property. There will be less trails and we will cut back on trail maintenance expenses, so there will be no capital expenditures from now going forward. Mr. Pudney stated that the details can be addressed in closed session as to land negotiations affecting future trail plans.

In response to Councilmember Abernethy's question regarding the TDA grants process, Mr. Pudney explained that the TDA offered more grants and to a larger portion of the community. A 2nd round of grants was awarded for improvements such as roofing, signage, painting, general business visual improvements and reinvestment into the business corridor. Mr. Abernethy recognized that the Beech Mountain Parkway improvements are working as

the landscaping and grass seed looks nicer. It is a facelift, and this all adds up. He thanked the Public Works Department for a good job.

Mayor Kaufman referred to the TDA grant awards, and asked about the amounts to be made public. Vice Mayor Accardi noted that they would be in the minutes, to which Town Clerk, Ms. Mercer replied, that the information was posted on-line for the next day's TDA meeting on June 9th and could be found in agenda packet where all grants and the monies received were listed.

Vice Mayor Accardi thanked Mr. Riley Hatch for his continued work on the new Public Works facility. He suggested that Council hold a town hall meeting on the topic of sanitation, solid waste procedures and policies, to which Mr. Pudney said the Town Hall meeting will be scheduled. (Note: The Town Hall meeting was scheduled for August 17, 2021 at 5:00 p.m. at the Buckeye Creek Recreation Center.)

Councilmember Gonyea welcomed back our summer residents and she congratulated the winners of the Fishing Derby thanking the Parks and Recreation staff for a job well done. As well, she thanked Riley for the opening of the new Public Works Facility and Steve for his role drafting the budget. The new playground, funded by the TDA is an exciting focal point. She thanked the citizens for attending the Council meeting, as meetings returned to normal in-person attendance.

Councilmember Abernethy stated the project money spent is monies reinvesting in the Town's long-term growth and the community is being fiscally responsible. He requested that citizens email council if they have suggestions.

Mayor Kaufman opened a question-and-answer period between the attending citizens and council which focused mainly on sanitation, solid waste procedures and the ordinance allowing for a garbage waiver by signing an opt-out form. The opt-out form must be received by August 1st, 2021. There was a lengthy comment period and open-ended dialogue between the public and the council members.

## **15. CITIZENS' AGENDA COMMENTS**

## **16. ADJOURNMENT**

- 16.1. There being no further business, Mayor Kaufman requested a motion to adjourn at 5:20 p.m.

Note: the minutes are not a verbatim record of these proceedings.

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Town Clerk

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Mayor, Town of Beech Mountain





## COUNCIL ACTION ITEM

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**TO:** Town Council  
**FROM:** Steve Smith  
**DATE:** July 13, 2021  
**SUBJECT:** Amending the FY 2020 - 2021 Budget Ordinance

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**FOR THE PURPOSE OF:**

To present Amendment #2021 - 05 to the FY 2021 Budget Ordinance for the consideration of the Beech Mountain Town Council. Amendment 05 increases the appropriation to cover an increase the amount of State Sales and Use Tax reimbursement to Watauga County, also insures a positive appropriation is available at June 30th for each department as a precaution in both the General Fund and Utility Fund and causes appropriation for a capital outlay in the Sanitation Fund.

**ATTACHED FOR YOUR CONSIDERATION:**

Amendment #2021-05

**STAFF RECOMMENDATION:**

Approve

**SIGNATURES:**

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Town Manager

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Town Clerk

**TOWN OF BEECH MOUNTAIN, NORTH CAROLINA  
2020-2021 BUDGET ORDINANCE  
AMENDMENT # 2021-05**

**TO THE ORDINANCE APPROPRIATING FUNDS FOR THE  
OPERATING EXPENSES FOR TOWN OF BEECH MOUNTAIN**

**BE IT ORDAINED BY THE TOWN OF BEECH MOUNTAIN TOWN COUNCIL:**

**A. EXPENDITURES**

1. To provide for increases and/or (decreases) in existing Funds:

a. General Fund:

1. Sales Tax Reimburse Watauga County	\$175,000
2. Vehicle Maintenance	25,000
3. Tax Collection	5,000
4. Visitor Center	5,000
5. Building Inspections	3,500
6. Police Department	<u>20,000</u>

**TOTAL ADJUSTMENT TO EXPENDITURES**                      \$ 233,500

**B. REVENUES**

2. To provide for adjustments to revenues:

a. General Fund:

1. Ad Valorem Taxes	\$115,500
2. CARES Act Funding	<u>118,000</u>

**TOTAL ADJUSTMENT TO REVENUE**                      \$ 233,500

<b>C.</b>	<b>FY 2020 – 2021 General Fund Original Budget</b>	<b>\$7,761,632</b>
	<b>FY 2020 – 2021 Amendment # 1</b>	-
	<b>FY 2020 – 2021 Amendment # 2</b>	217,753
	<b>FY 2020 – 2021 Amendment #3</b>	128,174
	<b>FY 2020 - 2021 Amendment #4</b>	461,763
	<b>FY 2020 – 2021 Amendment #5</b>	<u>233,500</u>
	<b>FY 2020 – 2021 Amended Budget</b>	<b><u>\$8,802,822</u></b>

D.	EXPENDITURES	
	1. To provide for increases and/or (decreases) in existing Funds:	
	a. Water & Wastewater Utility Fund:	
	1. Water Department	\$100,000
	2. Sewer Department	<u>100,000</u>
	<b><u>TOTAL ADJUSTMENT TO EXPENDITURES</u></b>	<b>\$ <u>200,000</u></b>
E.	REVENUES	
	2. To provide for adjustments to revenues:	
	a. Water & Wastewater Utility Fund:	
	1. Metered Fees	<u>\$200,000</u>
	<b><u>TOTAL ADJUSTMENT TO REVENUE</u></b>	<b>\$<u>200,000</u></b>
F.	<b>FY 2020 – 2021 General Fund Original Budget</b>	\$2,451,020
	<b>FY 2020 - 2021 Amendment #1</b>	To adjust late Fees -
	<b>FY 2020 – 2021 Amendment #4</b>	76,745
	<b>FY 2020-2021 Amendment #5</b>	<u>200,000</u>
	<b>FY 2020-2021 Amended Budget</b>	<b>\$<u>2,727,765</u></b>
G.	EXPENDITURES	
	2. To provide for increases and/or (decreases) in existing Funds:	
	b. Sanitation Fund:	
	3. Capital Outlay	<u>110,000</u>
	<b><u>TOTAL ADJUSTMENT TO EXPENDITURES</u></b>	<b>\$ <u>110,000</u></b>

H. REVENUES

2. To provide for adjustments to revenues:

b. Sanitation Fund:

2. Appropriate Fund Balance \$110,000

**TOTAL ADJUSTMENT TO REVENUE** \$110,000

I. <b>FY 2020 – 2021 General Fund Original Budget</b>	\$639,205
<b>FY 2020-2021 Amendment #5</b>	<u>110,000</u>
<b>FY 2020-2021 Amended Budget</b>	<u>\$749,205</u>

APPROVED THIS THE 13<sup>TH</sup> DAY of July 2021

\_\_\_\_\_  
Tamara Mercer, Clerk

\_\_\_\_\_  
Barry Kaufman, Mayor



## COUNCIL ACTION ITEM

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**TO:** Mayor & Town Council  
**FROM:** Bob Pudney  
**DATE:** July 13, 2021  
**SUBJECT:** Solid Waste Franchise Agreement with Republic Services

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**FOR THE PURPOSE OF:**

Due to a scripser's error, please accept an updated copy for the Municipal Materials Management Agreement with Republic Services, INC. and Beech Mountain for commercial container collections outlining the scope of services provided to the town to ensure the welfare of citizens.

**SIGNATURES:**

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**Town Manager**

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**Town Clerk**



Ordinance

Town of Beech Mountain  
North Carolina

Date: 7/13/2021

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EXHIBIT C

ORDINANCE GRANTING FRANCHISE AGREEMENT FOR SOLID  
WASTE COLLECTION FOR COMMERCIAL AND INDUSTRIAL CONTAINERS TO  
REPUBLIC SERVICES OF NORTH CAROLINA, LLC

Ordinance Number 2021 - 02

WHEREAS, G.S. 160A-319 empowers the Town of Beech Mountain to grant a franchise for solid waste collection and disposal systems and facilities;

WHEREAS, in order to promote the general welfare of the citizens of the Town of Beech Mountain and the sanitation of the Town of Beech Mountain in the most economical fashion, an exclusive franchise for the provision of specialized bear-resistant large bulk containers and pick-up of bear-resistant commercial and industrial bulk containers by emptying said containers and hauling the contents to landfills for dumping should be granted due to the inability of the trucks owned by the Town of Beech Mountain to easily empty those containers. This shall not include residential service or service provided by the Town of Beech Mountain itself;

NOW, THEREFORE, BE IT ORDAINED BY THE Town Council of the Town of Beech Mountain that, Republic Services of North Carolina, LLC hereinafter referred to as the REPUBLIC, is hereby granted by the Town of Beech Mountain,

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hereinafter referred to as the TOWN OF BEECH MOUNTAIN, an exclusive franchise, hereinafter sometimes referred to as the Agreement, for the sale and rental of bear-resistant commercial and industrial bulk containers within the Town of Beech Mountain and upon Town owned property as may be approved by the Town in writing prior to its installation and use under this Agreement for solid waste collection for commercial and industrial bulk containers within the Town of Beech Mountain and upon Town of Beech Mountain owned property, subject to the following terms and conditions:

1. That the territory covered by this Agreement shall be the territory which is presently, or by annexation will be, within the corporate limits of the Town of Beech Mountain, together with any municipally owned or occupied property outside the corporate limits of the Town of Beech Mountain, and specifically apply to those bear-resistant bulk containers allowed and approved by the Town of Beech Mountain. Nothing contained herein shall limit the ability of the Town of Beech Mountain to collect residential solid waste, nor the operation of services related to solid waste conducted by the Town itself. .

2. This franchise shall continue for a period of time commencing on the 1st day of July, 2021 and ending on the 30th day of June, 2024, and may renewed by affirmative vote of the Town Council for the Town of Beech Mountain for additional one (1) year periods on the terms stated herein.

3. Republic shall clean, repair or replace a container rented or leased from it within forty-eight (48) hours from the receipt of notice from the Town of Beech

Mountain of the need for such action. If Republic fails to do so more than three times in a given six-month period, the Town of Beech Mountain shall have the right to revoke the franchise. Republic may recover from any person, firm or corporation which rents or leases a container from said an amount which represents the cost to Republic for cleaning, repairing or replacing said container.

4. The owner of the containers will be responsible for the maintenance and repair of the containers. Maintenance and repair is defined as being washed out and cleaned and periodically repainted, repaired with new lids and doors as necessary and replaced with containers of same size and type when necessary to ensure public health and welfare of the customers.

5. Republic shall have the right to terminate service to any establishment for non-payment of charges. Republic shall file with the Town of Beech Mountain on a monthly basis a list of all establishments to which services have been terminated.

6. Republic shall provide the Town of Beech Mountain with schedules of collection routes and locations of all containers placed by Republic for rent, lease, or sale no later than the 10th day of November of each year of the franchise and shall keep such information current.

7. Republic shall, at its sole cost and expense, fully indemnify, defend and save harmless the Town of Beech Mountain, its officers and employees against any and all actions, liability, judgments, executions, claims or demands; for any loss, cost, expense, and damages, including reasonable attorney's fees, to the

extent arising out of Republic's negligence or willful misconduct in the exercise or enjoyment of this franchise, irrespective of the amount of the comprehensive liability policy required hereunder, and shall act in accordance with the Municipal Materials Management Agreement signed by Republic and the Town of Beech Mountain.

8. Republic will provide the Town of Beech Mountain with a telephone number whereby Republic can be reached at all times; and that Republic shall maintain a daily log on all incoming telephone calls and complaints otherwise communicated and the disposition of each; and that Republic will provide the Town with a copy of the daily log upon request by the Town of Beech Mountain.

9. All containers sold, rented, or leased by Republic must be approved by the Public Works Director as to design, quality and capacity, to the end that users will be furnished with containers adequate to the garbage and refuse produced by such user. It is distinctly understood and agreed upon that all containers sold, leased, or rented by Republic which are equipped with a side door shall have sliding doors with a stop.

10. Republic shall furnish collection services to all establishments covered by the terms of this Agreement, a minimum of one (1) time per week, unless a greater frequency is requested either by the establishment receiving the service or the Public Works Director.

11. Republic shall maintain with the Town of Beech Mountain a current list showing the size, age, make, serial number and identification number of all vehicles which will be or are being used 'to perform Republic's services under this

Agreement, and to make those vehicles available for inspection by the Town of Beech Mountain.

12. It is understood and agreed that the nature of the performance under this Agreement is such that time is of the essence and events of default and/or major breach of this Agreement by Republic in performance resulting in immediate termination of this contract are:

A) Substantial failure to perform for a period of one week when the failure to perform the scheduled service to the Town of Beech Mountain customer is not caused by a Force Majeure event.

B) The filing by Republic of a voluntary petition in bankruptcy or the failure of Republic promptly to lift or suspend any execution, garnishment or attachment of such consequence as will impair the ability of Republic to perform under the Agreement, or the commission by Republic of any act of bankruptcy or the adjudication of Republic for the benefit of his creditors under the provisions of the Federal Bankruptcy Act, as amended or under any similar act which may be hereinafter enacted.

In the event of any lesser breach of this Agreement or unsatisfactory performance on the part of Republic, the Town of Beech Mountain shall give Republic written notice of the nature of the breach or unsatisfactory performance and demand its correction and if Republic does not within forty-eight (48) hours of receipt of such notice correct the condition causing the breach, or request additional time from the Town to correct the breach where reasonably appropriate, the Town of

Beech Mountain may terminate this contract by giving written notice to Republic on or prior to the 30th day of said month after the Town of Beech Mountain Council has approved its termination.

13. Republic shall conduct operations in compliance with all applicable laws.

14. Republic shall not, in the performance of this Agreement, discriminate against any employee or applicant for employment because of race, color, creed, national origin or ancestry and shall provide the Town of Beech Mountain with a copy of Republic's Non-Discrimination Policy prior to the activation of this franchise.

15. The rights of Republic for the period of this franchise shall be exclusive. This franchise is adopted by the parties in good faith and in the event it should be determined by any court of competent jurisdiction that this franchise is an ultra vires act by the Town of Beech Mountain, Republic agrees that no action shall be taken against the Town of Beech Mountain for damages.

16. Republic shall not enter into a contract during the term of this franchise for a period longer than one (1) year with any customer for services to be rendered under the provisions of this franchise. However, a contract may provide for automatic renewals or extensions of additional one (1) year periods only if such renewal or extension is contingent upon Republic providing the establishment with written notice by certified mail at least sixty (60) days in

advance prior to the expiration of the contract of the option of the establishment to either (a) allow the automatic renewal or extension to take effect or (b) not to renew or extend the contract by advising Republic in writing of the election to not renew or extend within thirty (30) days of the receipt by the establishment of the notice from Republic.

BE IT FURTHER ORDAINED that the Mayor and Town Clerk of the Town of Beech Mountain be and are hereby authorized to execute a Franchise Agreement in accordance with the aforementioned terms and conditions for and on behalf and as the official act of the Town of Beech Mountain upon adoption of this Ordinance.

Upon motion by Councilman \_\_\_\_\_, seconded by Councilman \_\_\_\_\_, the foregoing Ordinance was adopted by the Town Council of the Town of Beech Mountain on the day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Barry Kaufman, Mayor

ATTEST:

\_\_\_\_\_  
Tamara Mercer, Town of Beech Mountain Clerk

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

\_\_\_\_\_  
By: Steve Smith, Finance Officer

Accepted upon the Agreed Upon terms as set forth above:

\_\_\_\_\_  
Republic Services of North Carolina, LLC  
By: \_\_\_\_\_  
Title: \_\_\_\_\_

Attest:

\_\_\_\_\_(SEAL)  
Corporate Secretary of Republic Services of North Carolina, LLC

\_\_\_\_\_





## COUNCIL ACTION ITEM

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**TO:** Town Council  
**FROM:** Bob Pudney  
**DATE:** July 13, 2021  
**SUBJECT:** Amend Commercial Water and Sewer Fee Schedule

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**FOR THE PURPOSE OF:**

Town Council is requested to adjust the Commercial Water and Sewer Fee Schedule to equal the current Residential Rates to the minimum base rate of 3,000 gallons, effective July 13, 2021. New Commercial Base Rate shall be \$44.96 each for Water and Sewer.

**STAFF RECOMMENDATION:**

Staff recommends approval of this rate adjustment to equal the current Residential Rates.

**SIGNATURES:**

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Town Manager

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Town Clerk





## COUNCIL ACTION ITEM

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**TO:** Town Council  
**FROM:** Steve Smith  
**DATE:** July 13, 2021  
**SUBJECT:** Budget Amendment #2021-06

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**FOR THE PURPOSE OF:**

The Water Utility has an on going project to develop additional sources of raw water supply through the exploration and development of ground water source points. And because of the restrictive use nature of System Development Fees aka Availability Fees, when opportunity to use such fees becomes available the Utility should do so. In that regard Budget Amendment #2021-06 makes it possible to transfer Capital Reserve Funds to the Utility Fund for the purpose of expending on the Pinnacle Ridge/Gum Tree Well Site which qualifies as a System Development expenditure.

**ATTACHED FOR YOUR CONSIDERATION:**

Budget Amendment #2021-06

**FINANCIAL IMPLICATIONS:**

Enables the use of funds that are highly restricted by State Statute in their use.

**STAFF RECOMMENDATION:**

Approve

**SIGNATURES:**

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Town Manager

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Town Clerk

**TOWN OF BEECH MOUNTAIN, NORTH CAROLINA  
2020-2021 BUDGET ORDINANCE  
AMENDMENT # 2021-06**

**TO THE ORDINANCE APPROPRIATING FUNDS FOR THE  
OPERATING EXPENSES FOR TOWN OF BEECH MOUNTAIN**

**BE IT ORDAINED BY THE TOWN OF BEECH MOUNTAIN TOWN COUNCIL:**

**A. EXPENDITURES**

1. To provide for increases and/or (decreases) in existing Funds:

a. Water Utility Fund

1. Water Treatment Capital Outlay \$ 37,600

**TOTAL ADJUSTMENT TO EXPENDITURES** \$ 37,600

**B. REVENUES**

2. To provide for adjustments to revenues:

a. Water Utility Fund:

1. Transfer from Water Utility Capital Reserve \$ 37,600

**TOTAL ADJUSTMENT TO REVENUE** \$ 37,600

<b>C.</b>	<b>FY 2020 – 2021 Water Utility Fund Original Budget</b>	\$2,451,020
	<b>FY 2020 – 2021 Amendment # 1</b> To Adjust Late Fee	-
	<b>FY 2020 – 2021 Amendment # 4</b>	76,745
	<b>FY 2020 – 2021 Amendment # 5</b>	200,000
	<b>FY 2020 – 2021 Amendment # 6</b>	37,600
	<b>FY 2020 – 2021 Amended Budget</b>	<u>\$2,765,365</u>

**D. EXPENDITURES**

2. To provide for increases and/or (decreases) in existing Funds:

b. Water Utility Capital Reserve Fund:

2. Transfer to Water Utility Fund \$ 37,600

**TOTAL ADJUSTMENT TO EXPENDITURES** \$ 37,600

E.	REVENUES	
	2. To provide for adjustments to revenues:	
	b. Water Utility Capital Reserve Fund:	
	2. Availability Fees	\$ <u>37,600</u>
	<b><u>TOTAL ADJUSTMENT TO REVENUE</u></b>	\$ <u>37,600</u>
F.	<b>FY 2020 – 2021 Water Utility Capital Reserve Original Budget</b>	\$ 27,523
	<b>FY 2020 – 2021 Amendment # 6</b>	<u>37,600</u>
	<b>FY 2020 – 2021 Amended Budget</b>	\$ <u>65,123</u>

APPROVED THIS THE 13<sup>TH</sup> DAY of July, 2021

\_\_\_\_\_  
Tamara Mercer, Clerk

\_\_\_\_\_  
Barry Kaufman, Mayor





## ORDINANCE

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**TO:** Mayor & Town Council

**FROM:** Bob Pudney

**DATE:** July 13, 2021

**SUBJECT:** PH1- Public Hearing for Emergency Medical Services Station

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**FOR THE PURPOSE OF:**

Public Comments regarding an Emergency Medical Services Station on Beech Mountain

**SIGNATURES:**

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**Town Manager**

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**Town Clerk**





## COUNCIL ACTION ITEM

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**TO:** Mayor & Town Council  
**FROM:** Bob Pudney  
**DATE:** July 13, 2021  
**SUBJECT:** EMS- Emergency Medical Services Station

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**FOR THE PURPOSE OF:**

To discuss the feasibility for a permanent EMS Station on Beech Mountain

**SIGNATURES:**

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**Town Manager**

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**Town Clerk**





# REPORT

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**TO:** Mayor and Town Council  
**FROM:** Tim Barnett  
**DATE:** July 13, 2021  
**SUBJECT:** Police Department Monthly Report

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**SIGNATURES:**

\_\_\_\_\_  
**Town Manager**

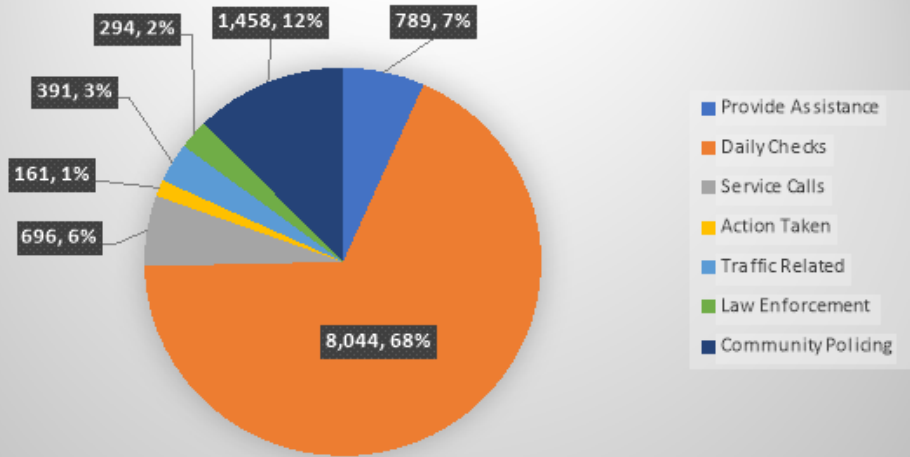
\_\_\_\_\_  
**Town Clerk**



Activity Log Yearly Summary Totals  
 Beech Mountain Police Department  
 January 1, 2021 through June 30, 2021

<i>Call Type</i>	<i>2020</i>	<i>2021</i>	<i>Call Type</i>	<i>2020</i>	<i>2021</i>
<b>Provide Assistance</b>			<b>Traffic Related</b>		
Assist Fire Department	13	24	Driving While Impaired	3	2
Assist Investigation	0	1	Improper Parking	50	83
Assist Other Agency	52	48	Stationary/Directed Patrol	110	137
Assist Town Dept/Business	9	4	Traffic Control	12	29
Assist Homeowner	17	26	Vehicle Accidents	23	52
Assist Motorist	285	238	Vehicle Stops	82	88
Assist Other Officer	108	131			
Escort	279	283	<b>Law Enforcement Calls</b>		
Assist Medical Calls	34	34	911 Hang Ups	8	13
			Alarms	32	50
<b>Daily Checks</b>			Breaking & Entering	10	8
Business Checks	5,841	6,742	Domestic Complaints	13	7
Care Track Test	0	0	Fight	2	6
Security Checks	1,153	186	Fire Works Violations	1	8
Residence Checks	565	1,100	Fraud	3	3
Welfare Check	22	16	Hit & Run	2	1
			Intoxicated/Drunk & Disruptive	12	4
<b>Service Calls</b>			Investigation	15	14
Animal Control Domestic/Wildlife	38	26	Larceny	4	16
Calls for Service	243	516	Mental Subject	3	2
Deliver Letter/Message	115	53	Missing Person	4	3
Found Property	4	12	Noise Disturbance/Loud Music	16	22
Golf Cart / UTV Inspections	29	43	Open Door/Open Window	28	44
ATV/Golf Cart Complaints	12	4	Prowler	0	1
Recreation/Town Deposit	25	38	Shots Fired/Sound of Shots Fired	6	2
COVID/mask	0	4	Subject with Gun/Weapon	1	0
			Suspicious Vehicle	21	24
<b>Action Taken</b>			Trespassing	28	38
Court	9	3	Vandalism	5	5
Felony Arrest	1	3	Continuing Investigation	6	23
Misdemeanor Arrest	2	16			
State Citations	52	28	<b>Community Policing</b>		
Town Ordinance Violations	3	30	Community Policing Contacts	1,838	1,445
Verbal Warning	52	51	Community Events	18	13
Warning Citations	18	6			
Warrant Service	16	24			
<b>2020 Event Totals:</b>	11,892		<b>2021 Event Totals:</b>	12,239	

### 2021 Monthly Condensed Calls







# REPORT

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**TO:** Town Council  
**FROM:** Bob Pudney  
**DATE:** July 13, 2021  
**SUBJECT:** Fire Department Monthly Report

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**SIGNATURES:**

\_\_\_\_\_  
Town Manager

\_\_\_\_\_  
Town Clerk

**BEECH MOUNTAIN FIRE DEPARTMENT  
Monthly Report  
June 30, 2021**

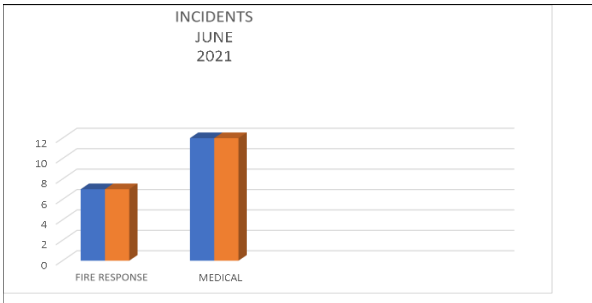
EVENT	THIS PERIOD	SAME PERIOD LAST YEAR	FISCAL YTD
FIRE CALLS	9	8	122
MEDICAL CALLS	17	18	153
FIRE SAFETY INSPECTIONS	0	0	7
PUBLIC EDUCATION	0	0	1
FIRE HYDRANT INSPECTIONS	4	0	395
TRAINING HOURS	155	216	2328
MEETINGS	5	6	71

**COMMENTS:**

Membership Recruitment Program.

Spring Training

Pump Testing





# REPORT

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**TO:** Town Council  
**FROM:** Steve Smith  
**DATE:** July 13, 2021  
**SUBJECT:** Finance Department May 2021 Report

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**FOR THE PURPOSE OF:**

To report to the Town Council and Citizens of Beech Mountain the Financial state of the Town.

**ATTACHED FOR YOUR CONSIDERATION:**

Budget Summary Report - May 2021  
Finance Report - May 2021

**STAFF RECOMMENDATION:**

Review

**SIGNATURES:**

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**Town Manager**

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**Town Clerk**

TOWN OF BEECH MOUNTAIN  
 REVENUE & EXPENSE REPORT (UNAUDITED)  
 AS OF: MAY 31ST, 2021

10 -General Fund  
 FINANCIAL SUMMARY

% OF YEAR COMPLETED: 91.67

	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBERED	BUDGET BALANCE	% YTD BUDGET
<u>REVENUE SUMMARY</u>						
Tax Revenue	3,935,988	20,640.35	4,125,031.94	0.00 (	189,043.94)	104.80
Interest Income	37,500	1,620.84	24,297.13	0.00	13,202.87	64.79
Miscellaneous Income	606,721	48,458.43	723,554.19	0.00 (	116,833.19)	119.26
State Revenue	1,619,000	94,553.98	1,393,369.62	0.00	225,630.38	86.06
Miscellaneous Revenue	0	0.00	0.00	0.00	0.00	0.00
Fees	28,000	5,363.00	43,582.92	0.00 (	15,582.92)	155.65
Gains/Losses	7,000	0.00	15,253.00	0.00 (	8,253.00)	217.90
Other	0	1,800.00	4,094.02	0.00 (	4,094.02)	0.00
Other Sources	2,335,114	4,566.97	518,989.93	0.00	1,816,124.07	22.23
<b>TOTAL REVENUES</b>	<b>8,569,323</b>	<b>177,003.57</b>	<b>6,848,172.75</b>	<b>0.00</b>	<b>1,721,150.25</b>	<b>79.91</b>
<u>EXPENDITURE SUMMARY</u>						
Administration	1,637,988	202,115.68	1,438,840.03	6,645.44	254,360.60	84.47
Tax Collections	45,246	3,794.00	45,790.45	0.00	3,198.80	92.93
Visitors Center	149,748	9,888.96	123,861.30	0.00	25,886.70	82.71
Police	1,429,518	204,640.06	1,120,478.88	113,307.02	195,732.10	86.31
Fire	478,343	23,683.85	430,610.08	0.00	47,732.92	90.02
Special Projects	0	0.00	19.90	0.00 (	19.90)	0.00
Building Inspections	139,038	13,095.98	120,370.39	0.00	18,667.61	86.57
Planning	205,884	10,158.46	158,061.28	0.00	47,822.72	76.77
Vehicle Maintenance	139,410	16,144.03	125,718.79	876.83	12,814.38	90.81
Road Maintenance	3,174,619	149,876.84	2,763,824.35	623.69	410,422.08	87.07
Recreation	1,169,529	61,723.27	1,015,428.08	50,273.02	125,701.90	89.25
<b>TOTAL EXPENDITURES</b>	<b>8,569,323</b>	<b>695,121.13</b>	<b>7,343,003.53</b>	<b>171,726.00</b>	<b>1,142,319.91</b>	<b>86.67</b>
<b>REVENUE OVER/(UNDER) EXPENDITURES</b>	<b>0 (</b>	<b>518,117.56) (</b>	<b>494,830.78) (</b>	<b>171,726.00)</b>	<b>578,830.34</b>	<b>0.00</b>

TOWN OF BEECH MOUNTAIN  
 REVENUE & EXPENSE REPORT (UNAUDITED)  
 AS OF: MAY 31ST, 2021

30 -Water/Sewer  
 FINANCIAL SUMMARY

% OF YEAR COMPLETED: 91.67

	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBERED	BUDGET BALANCE	% YTD BUDGET
<u>REVENUE SUMMARY</u>						
Interest Income	3,000	10.25	290.76	0.00	2,709.24	9.69
Miscellaneous Income	78,245	25.00	145,685.54	0.00 (	67,440.54)	186.19
State Revenue	0	0.00	0.00	0.00	0.00	0.00
Metered Sales & Fees	2,302,774	206,422.42	2,367,783.27	0.00 (	65,009.27)	102.82
Gains/Losses	2,500	0.00	0.00	0.00	2,500.00	0.00
Other Sources	141,246	0.00	0.00	0.00	141,246.00	0.00
<b>TOTAL REVENUES</b>	<b>2,527,765</b>	<b>206,457.67</b>	<b>2,513,759.57</b>	<b>0.00</b>	<b>14,005.43</b>	<b>99.45</b>
<u>EXPENDITURE SUMMARY</u>						
W/S Administration	1,026,707	40,783.78	637,616.89	218,357.25	170,732.86	83.37
Water	899,161	51,536.57	841,769.99	6,063.26	51,327.75	94.29
Sewer	294,452	18,715.17	309,538.02	607.45 (	15,005.47)	105.10
Taps & System	307,445	1,812.37	213,053.48	34,848.61	59,542.91	80.63
<b>TOTAL EXPENDITURES</b>	<b>2,527,765</b>	<b>112,847.89</b>	<b>2,001,978.38</b>	<b>259,876.57</b>	<b>266,598.05</b>	<b>89.45</b>
<b>REVENUE OVER/ (UNDER) EXPENDITURES</b>	<b>0</b>	<b>93,609.78</b>	<b>511,781.19 (</b>	<b>259,876.57) (</b>	<b>252,592.62)</b>	<b>0.00</b>

TOWN OF BEECH MOUNTAIN  
 REVENUE & EXPENSE REPORT (UNAUDITED)  
 AS OF: MAY 31ST, 2021

35 -Sanitation  
 FINANCIAL SUMMARY

% OF YEAR COMPLETED: 91.67

	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBERED	BUDGET BALANCE	% YTD BUDGET
<u>REVENUE SUMMARY</u>						
Interest Income	850	1.85	39.81	0.00	810.19	4.68
Miscellaneous Income	47,949	6,085.80	75,436.26	0.00 (	27,487.26)	157.33
State Revenue	106	63.57	250.27	0.00 (	144.27)	236.10
Fees	590,300	55,166.03	592,400.25	0.00 (	2,100.25)	100.36
Gains/Losses	0	0.00	1,325.00	0.00 (	1,325.00)	0.00
Other Sources	0	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	639,205	61,317.25	669,451.59	0.00 (	30,246.59)	104.73
<u>EXPENDITURE SUMMARY</u>						
Sanitation	639,205	246,239.96	731,738.19	1,500.00 (	94,033.19)	114.71
TOTAL EXPENDITURES	639,205	246,239.96	731,738.19	1,500.00 (	94,033.19)	114.71
REVENUE OVER/(UNDER) EXPENDITURES	0 (	184,922.71) (	62,286.60) (	1,500.00)	63,786.60	0.00

**Town of Beech Mountain  
Monthly Financial Report  
Fiscal Year 2021**

<b>General Fund</b>	<b>Budget</b>	Through the reported month												66%	<b>% of Budget</b>
		<b>July</b>	<b>August</b>	<b>September</b>	<b>October</b>	<b>November</b>	<b>December</b>	<b>January</b>	<b>February</b>	<b>March</b>	<b>April</b>	<b>May</b>	<b>June</b>	<b>YTD</b>	
Total Revenue	8,569,323	48,063	48,632	821,979	882,141	1,268,726	1,362,803	652,520	535,651	475,163	575,491	175,548		6,846,717	79.90%
Total Expenditures	8,569,323	763,218	557,415	1,404,700	499,765	613,344	481,493	641,332	506,547	778,024	402,045	694,873		7,342,755	85.69%
Total General Fund fund balance as of July 1st	8,136,845	8,136,845	7,421,690	6,912,907	6,330,186	6,712,562	7,367,944	8,249,254	8,260,443	8,289,547	7,986,686	8,160,132		8,136,845	
Revenues Less Expenditures		(715,155)	(508,783)	(582,721)	382,376	655,382	881,310	11,188	29,104	(302,861)	173,447	(519,325)		(496,038)	
Estimated change to Fund Balance		7,421,690	6,912,907	6,330,186	6,712,562	7,367,944	8,249,254	8,260,443	8,289,547	7,986,686	8,160,132	7,640,807	-	7,640,807	
<b>Water/Sewer Enterprise Fund</b>															
Total Revenue	2,527,765	218,315	238,783	218,215	218,043	205,067	202,457	230,976	215,229	354,345	205,871	206,447		2,513,749	99.45%
Total Expenses	2,527,765	180,814	125,944	220,911	218,336	160,656	119,269	180,335	92,295	317,056	273,515	112,848		2,001,978	79.20%
Unrestricted Cash Reserves as July 1st	1,578,959	1,578,959	1,616,460	1,729,299	1,726,604	1,726,311	1,770,722	1,853,910	1,904,551	2,027,485	2,064,775	1,997,131		1,578,959	
Revenues Less Expenses		37,501	112,840	(2,696)	(293)	44,411	83,188	50,641	122,934	37,289	(67,644)	93,600		511,771	
Estimated Change in Cash Reserves		1,616,460	1,729,299	1,726,604	1,726,311	1,770,722	1,853,910	1,904,551	2,027,485	2,064,775	1,997,131	2,090,730	-	2,090,730	
<b>Cash &amp; Investments All FUNDS</b>															
	<b>Fund</b>	<b>July</b>	<b>August</b>	<b>September</b>	<b>October</b>	<b>November</b>	<b>December</b>	<b>January</b>	<b>February</b>	<b>March</b>	<b>April</b>	<b>May</b>	<b>June</b>		
Branch Banking and Trust (Pooled) #1	Pooled	460,593	232,247	2,546,439	1,932,168	2,686,260	2,913,570	3,505,582	3,389,684	2,901,564	2,884,067	1,967,736			
North Carolina Capital Management Trust #2	General Fund	1,186,765	1,311,822	575,186	4,754,699	4,884,094	5,163,360	5,326,324	5,482,975	5,721,263	5,871,876	6,495,441			
North Carolina Capital Management Trust #3	General Fund	5,121,061	5,121,351	4,021,465	-	-	-	-	-	-	-	-			
Mountain Community - Certificates of Deposit #4	General Fund	103,750	103,750	103,359	103,359	103,359	103,359	103,359	103,359	103,359	103,359	103,359			
First Community - Savings Account #5	General Fund	508,359	508,359	508,400	508,400	508,400	508,400	508,400	508,400	508,400	508,400	-			
North Carolina Capital Management Trust #6	Utility Fund	366,768	366,782	366,788	1,207,205	1,207,218	1,207,234	1,207,244	1,207,254	1,207,264	1,207,274	1,207,284			
North Carolina Capital Management Trust #7	Utility Fund	840,346	840,393	840,413	-	-	-	-	-	-	-	-			
North Carolina Capital Management Trust #8	Sanitation Fund	217,891	217,960	217,964	217,966	218,029	218,030	218,032	218,099	218,100	218,102	218,104			
North Carolina Capital Management Trust #9	E911 Fund	72,975	72,979	72,983	72,984	72,984	72,985	72,985	72,986	72,987	72,987	72,987			
Total Cash & Investments		8,878,508	8,775,643	9,252,997	8,796,781	9,680,344	10,186,939	10,941,926	10,982,757	10,732,937	10,866,065	10,064,911	-		
<b>Transfers for the month</b>															
Transferred \$508,400 from #5 to #2															





# REPORT

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**TO:** TOWN COUNCIL  
**FROM:** Daniel Davis  
**DATE:** July 12, 2021  
**SUBJECT:** DOI REPORT

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**FOR THE PURPOSE OF:**  
Public Works, water, sewer, reports.

**SIGNATURES:**

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Town Manager

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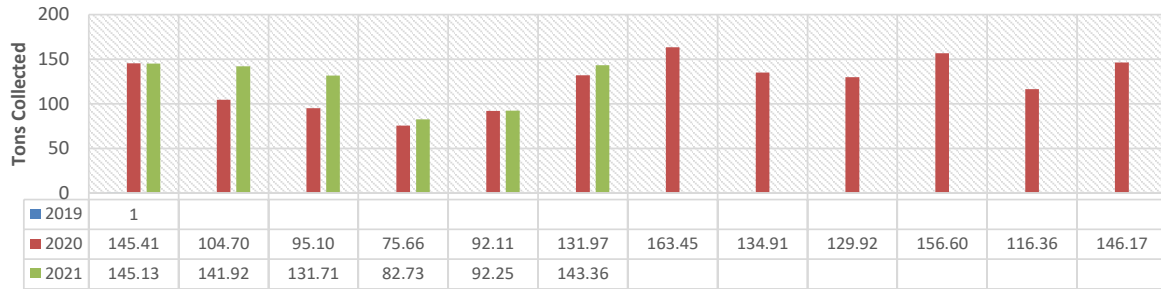
Town Clerk



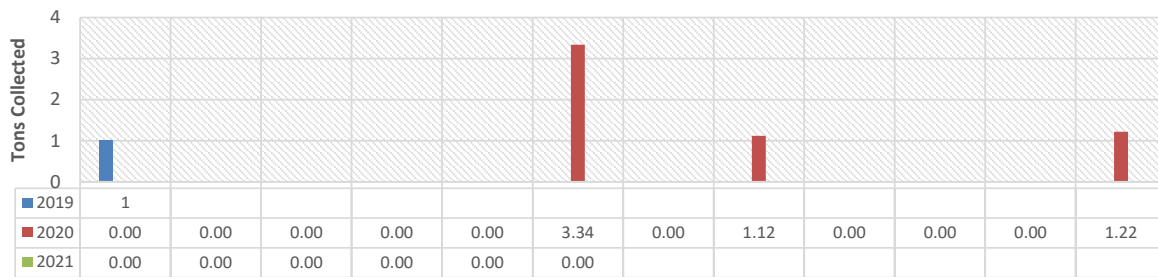
Town of Beech Mountain  
Public Works Department  
Monthly Report

2020	SOLID WASTE	CONSTRUCTION MATERIAL	RECYCLING						--ROAD MAINTENANCE--					
			RECYCLED METAL	PAPER	PLASTIC	GLASS	ALUMINUM	CARDBOARD	ROADS GRADED	STABILIZING STONE	POT HOLES REPAIRED	WASH OUTS	DITCHES PULLED	ROADWAYS MOWED
JANUARY	145.41	0.00	1.75	0.85	0.81	2.50	0.39	0.00	10	1	4	1	2	0
FEBRUARY	104.70	0.00	0.00	0.54	0.44	1.71	0.38	6.44	0	0	6	4	1	0
MARCH	95.10	0.00	2.85	0.71	0.43	2.54	0.42	3.75	11	1	many	7	1	0
APRIL	75.66	0.00	4.20	1.06	0.69	2.14	0.56	0.00	35	2	3	7	2	0
MAY	92.11	0.00	1.75	0.99	0.52	2.26	0.42	5.05	18	1	1	1	2	1
JUNE	131.97	3.34	2.63	1.03	0.69	2.13	0.35	5.69	14	2	10	8	7	15
JULY	163.45	0.00	4.68	1.53	1.46	5.96	0.39	7.22	25	4	many	10	many	40
AUGUST	134.91	1.12	1.50	8.15	8.63	2.89	0.94	5.26	20	5	many	many	many	35
SEPTEMBER	129.92	0.00	3.00	1.72	1.31	6.45	1.21	5.55	5	2	many	0	10	0
OCTOBER	156.60	0.00	4.00	1.22	1.26	3.19	0.41	0.00	30	5	20	10	15	0
NOVEMBER	116.36	0.00	2.00	0.94	0.55	2.76	0.39	4.73	5	0	5	10	10	0
DECEMBER	146.17	1.22	2.00	0.90	0.89	2.10	0.36	3.42	0	0	0	0	0	0
YTD TOTALS	1492.36	5.68	30.36	19.64	17.68	36.63	6.22	47.11	173	23	49	58	50	91
2021	SOLID WASTE	CONSTRUCTION MATERIAL	RECYCLING						--ROAD MAINTENANCE--					
			RECYCLED METAL	PAPER	PLASTIC	GLASS	ALUMINUM	CARDBOARD	ROADS GRADED	STABILIZING STONE	POT HOLES REPAIRED	WASH OUTS	DITCHES PULLED	ROADWAYS MOWED
JANUARY	145.13	0.00	1.50	0.51	0.48	2.59	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0
FEBRUARY	141.92	Res. Const. Day	1.50	0.62	0.52	2.14	0.40	0.00	5	25	25			0
MARCH	131.71	Res. Const. Day	3.73	1.08	0.44	0.00	0.00	5.13	11	8	25	10	11	0
APRIL	82.73	Res. Const. Day	1.52	1.31	0.42	3.02	0.76	0.00	15	4	25	7	10	0

### Solid Waste



### Construction Material



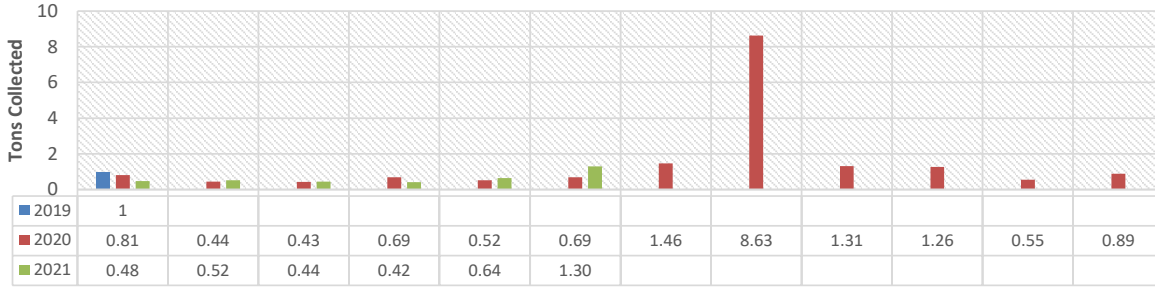
### Recycled Metal



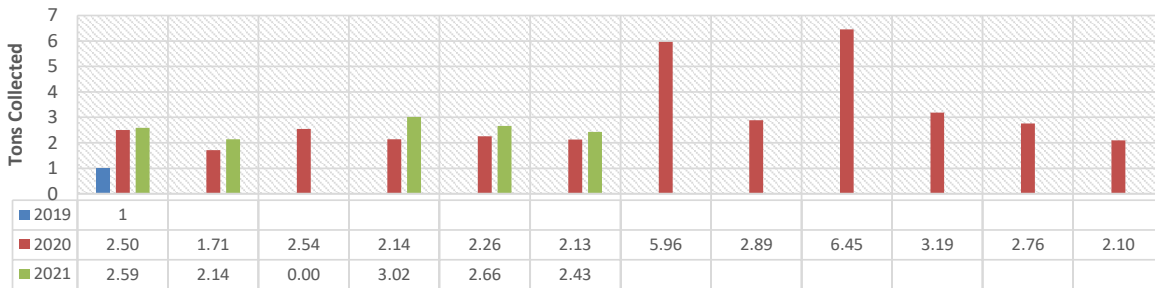
### Recycled Paper



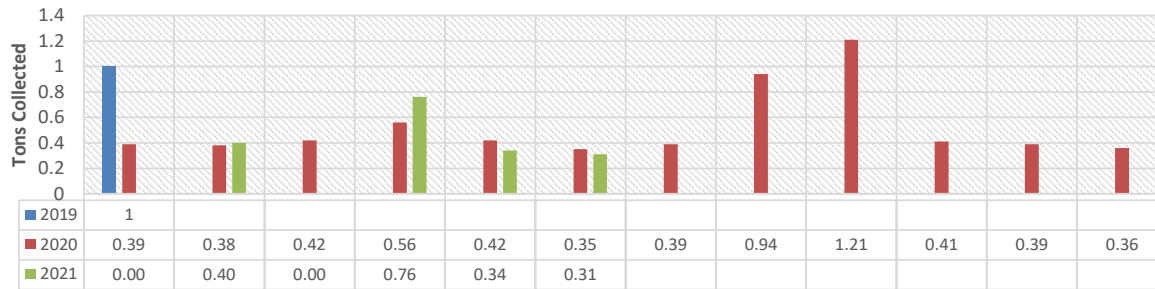
### Recycled Plastic



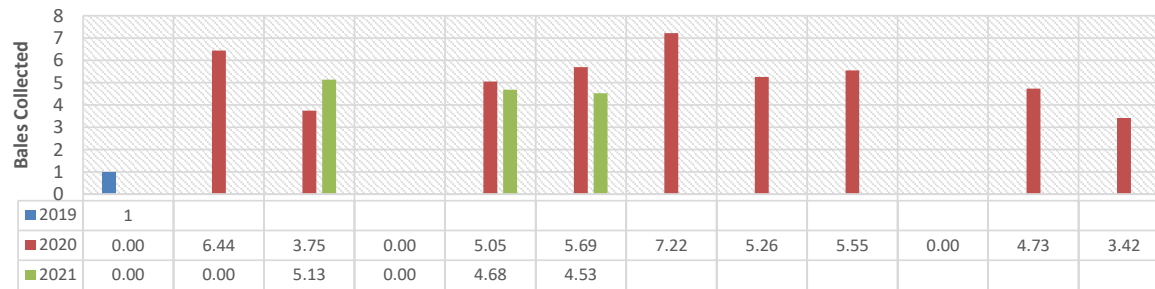
### Recycled Glass



### Recycled Aluminum



### Recycled Cardboard



Town of Beech Mountain  
Water Treatment Monthly Operation Report

June 2021 flow totals:

**Raw Water:** 16.7 MG  
                   .555 MGD Avg  
                   .418 Min MGD  
                   .636 Max MGD

**Finished Water:** 16.0 MG  
                   .536 MGD Avg  
                   .404 Min MGD  
                   .747 Max MGD

All Bacteria samples taken were absent of Coliform Bacteria.

All daily tests were in compliance.

May Wastewater Report

Grassy Gap Wastewater Plant

	Total Flow	0.76		MG
	Average Flow	0.024		MGD
	Daily Max	0.038		MGD
	Daily Min	0.017		MGD
	Limit	0.08		MGD

Pond Creek Wastewater Plant

	Total Flow	3.782		MG
	Average Flow	0.122		MGD
	Daily Max	0.09		MGD
	Daily Min	0.17		MGD
	Limit	0.04		MGD

## Completed WOs by Site Analysis

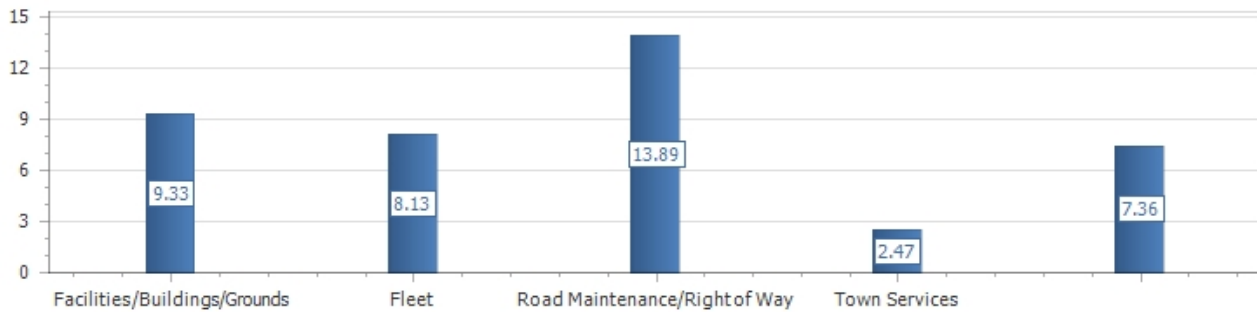
Date Printed: 07/07/2021

Page 1 of 1

### Total



### Average days to close



Site	Total	Average days to close
Facilities/Buildings/Grounds	8	9.33
Fleet	7	8.13
Road Maintenance/Right of Way	7	13.89
Town Services	6	2.47
Water Treatment/ Distribution System	3	7.36

### Report Parameters

Filter: Contains([ WO Status ], 'Completed') And Not Contains([ Source Site ], 'Parks & Rec')

Search:

Advanced Filters: [ Originated ] Between '06/01/2021' And '06/30/2021'

Tags:

## Summary

Date Printed: 07/07/2021

Page 1 of 3

Work Order #	WO Status	Origin	Priority	Work Type	Work Category	Site	Source Asset	Source Location	Assigned To	Originated	Expected	Completed	Cost \$	Hour(s)
1286	Completed	PM	2 - High		Corrective Maintenance	Water Treatment/Distribution System		Buckeye Water Treatment Plant	Daniel Davis	06/01/2021	06/02/2021	06/01/2021	0.00	0.00
1287	Completed	PM	2 - High		Custodial	Facilities/Buildings/Grounds		PW Utilities Office	Daniel Davis	06/01/2021	06/03/2021	06/01/2021	0.00	0.00
1343	Completed	Non-PM	2 - High		Brakes	Fleet	#805	Police Station*	Gary Miller	06/18/2021		06/30/2021	0.00	0.00
1353	Completed	PM	2 - High		Custodial	Facilities/Buildings/Grounds		PUD PWD Office	Whitney Spagnolo	06/23/2021	06/24/2021	06/25/2021	0.00	0.00
1362	Completed	Non-PM	2 - High		Other-Water Treatment	Water Treatment/Distribution System	B-147		Daniel Davis	06/29/2021		07/05/2021	0.00	0.00
1292	Completed	Non-PM	3 - Medium		Grading	Road Maintenance/Right of Way	SLOPESI DE RD		Matthew Clawson	06/02/2021		06/08/2021	0.00	0.00
1296	Completed	Non-PM	3 - Medium		Customer Complaint	Town Services	178 WILD DAISY LN		Water Plant	06/04/2021		06/08/2021	0.00	0.00
1298	Completed	Non-PM	3 - Medium		Signage	Facilities/Buildings/Grounds			Daniel Davis	06/04/2021		07/05/2021	0.00	0.00
1302	Completed	PM	3 - Medium		Custodial	Facilities/Buildings/Grounds		PW Utilities Office	Daniel Davis	06/08/2021	06/09/2021	06/25/2021	0.00	0.00
1304	Completed	Non-PM	3 - Medium		Pothole	Road Maintenance/Right of Way	SLOPES RD		Daniel Davis	06/08/2021		07/05/2021	0.00	0.00
1308	Completed	Non-PM	3 - Medium		Water Meter Read	Town Services	109 N PINNACLE RIDGE RD 21		Water Plant	06/09/2021		06/09/2021	0.00	0.00
1312	Completed	PM	3 - Medium		Custodial	Facilities/Buildings/Grounds		PW Utilities Office	Daniel Davis	06/11/2021	06/12/2021	06/25/2021	0.00	0.00
1315	Completed	Non-PM	3 - Medium		Pothole	Road Maintenance/Right of Way	CHESTNUT WAY		Matthew Clawson	06/11/2021		07/05/2021	0.00	0.00
1321	Completed	Non-PM	3 - Medium		Customer Complaint	Town Services	109 SHAGBARK RD		Water Plant	06/14/2021		06/21/2021	0.00	0.00
1330	Completed	Non-PM	3 - Medium		Tires	Fleet	Western Star	Public Works Shop	David Clawson	06/16/2021		06/30/2021	0.00	0.00
1331	Completed	Non-PM	3 - Medium		Tires	Fleet	2017 International Sand Truck	Public Works Shop	David Clawson	06/16/2021		06/30/2021	0.00	0.00
1342	Completed	PM	3 - Medium		Custodial	Facilities/Buildings/Grounds		PW Utilities Office	Daniel Davis	06/18/2021	06/19/2021	06/25/2021	0.00	0.00

# Summary

Date Printed: 07/07/2021

Page 2 of 3

Work Order #	WO Status	Origin	Priority	Work Type	Work Category	Site	Source Asset	Source Location	Assigned To	Originated	Expected	Completed	Cost \$	Hour(s)
1349	Completed	PM	3 - Medium		Other-Water Treatment	Water Treatment/Distribution System		Buckeye Water Treatment Plant	Daniel Davis	06/19/2021	06/20/2021	07/05/2021	0.00	0.00
1351	Completed	PM	3 - Medium		Custodial	Facilities/Buildings/Grounds		PW Utilities Office	Daniel Davis	06/22/2021	06/23/2021	06/25/2021	0.00	0.00
1354	Completed	PM	3 - Medium		Custodial	Facilities/Buildings/Grounds		PW Utilities Office	Daniel Davis	06/25/2021	06/26/2021	06/25/2021	0.00	0.00
1356	Completed	Non-PM	3 - Medium		Oil Change	Fleet	#803	Police Station*	Whitney Spagnolo	06/27/2021		06/30/2021	0.00	0.00
1358	Completed	Non-PM	3 - Medium		Customer Complaint	Town Services	548 PINNACLE RIDGE RD		Water Plant	06/28/2021		06/29/2021	0.00	0.00
1360	Completed	Non-PM	3 - Medium		Ditch Maintenance	Road Maintenance/Right of Way	GREENBRIAR RD		Matthew Clawson	06/28/2021		07/05/2021	0.00	0.00
1364	Completed	Non-PM	3 - Medium		Grading	Road Maintenance/Right of Way	BOAT DOCK DRIVEWAY	Buckeye Lake	Matthew Clawson	06/29/2021		07/05/2021	0.00	0.00
1365	Completed	Non-PM	3 - Medium		Tires	Fleet	#808	Police Station*	David Clawson	06/29/2021		06/30/2021	0.00	0.00
1367	Completed	Non-PM	3 - Medium		Brakes	Fleet	2014 Caterpillar Backhoe	Public Works Shop	David Clawson	06/30/2021		06/30/2021	0.00	0.00
1319	Completed	Non-PM	4 - Low		Customer Complaint	Town Services	300 ST ANDREWS RD		Water Plant	06/14/2021		06/14/2021	0.00	0.00
1322	Completed	Non-PM	4 - Low		Ditch Maintenance	Road Maintenance/Right of Way	CHARTER HILLS RD		Matthew Clawson	06/14/2021		07/05/2021	0.00	0.00
1346	Completed	Non-PM	4 - Low		Customer Complaint	Town Services	104 CLUBHOUSE RD		Water Plant	06/18/2021		06/21/2021	0.00	0.00
1348	Completed	Non-PM	4 - Low		Culvert Maintenance	Road Maintenance/Right of Way			Matthew Clawson	06/18/2021		06/25/2021	0.00	0.00
1317	Completed	PM	5 - Spare Time		Maintenance	Fleet	Ford F150	Public Works Shop	Whitney Spagnolo	06/14/2021	06/15/2021	06/29/2021	0.00	0.00

Records Selected: 31

Total Cost \$

Total Hrs

0.00 0.00

### Report Parameters

Filter: Contains([ WO Status ], 'Completed') And Not Contains([ Source Site ], 'Parks & Rec')

Search:

Advanced Filters: [ Originated ] Between '06/01/2021' And '06/30/2021'

## Summary

Date Printed: 07/07/2021

Page 3 of 3

Work Order #	WO Status	Origin	Priority	Work Type	Work Category	Site	Source Asset	Source Location	Assigned To	Originated	Expected	Completed	Cost \$	Hour(s)
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Tags:





# REPORT

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**TO:** Town Council  
**FROM:** Preston Yates  
**DATE:** July 13, 2021  
**SUBJECT:** Planning and Inspection Monthly Report 2021-06

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**FOR THE PURPOSE OF:**

Report of monthly activities of the Planning and Inspections Department.

**SIGNATURES:**

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**Town Manager**

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**Town Clerk**

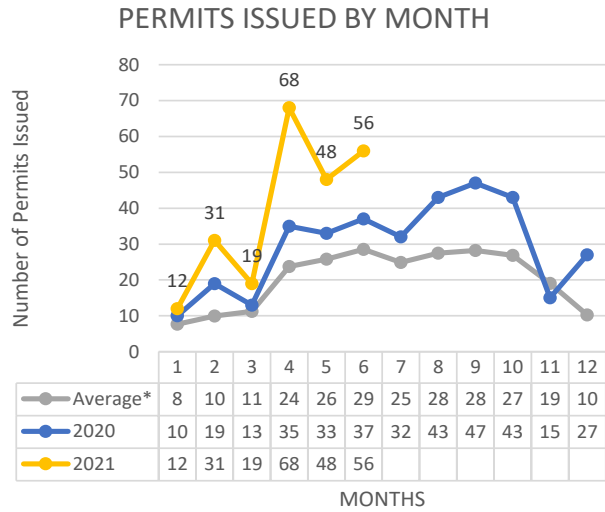
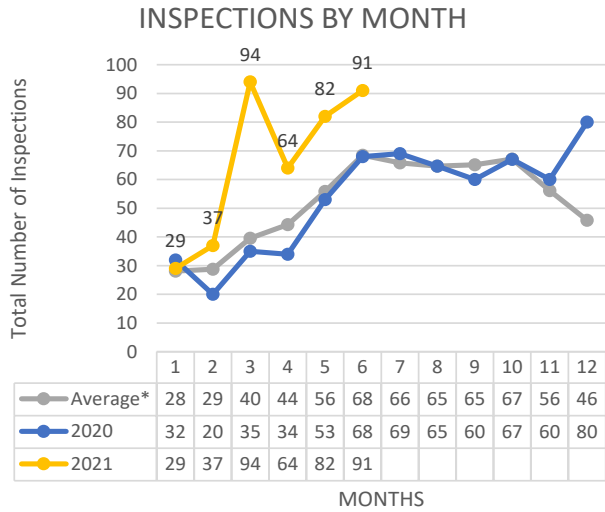
**TOWN OF BEECH MOUNTAIN**  
**Monthly Report**  
**Department of Building Inspections**  
**June-2021**

**1. Number of Inspections**

	This Month	Last Month	Same Month Last Year	This Fiscal Year to Date	Last Fiscal Year to Date	Calendar Year to Date
Building	37	35	29	364	262	167
Electrical	24	23	14	167	97	91
Plumbing	15	14	9	118	63	63
Htg/Air & Misc.	15	10	16	149	121	76

**2. Permits Issued**

No. Issued	56	48	37	441	302	234
Value	\$ 1,840,257	\$ 529,410	\$ 440,219	\$ 12,468,429	\$ 8,250,005	\$ 6,600,498
Permit Fees	\$ 44,527.40	\$ 16,358.00	\$ 3,062.25	\$ 201,922.50	\$ 114,591.03	\$ 121,237.50



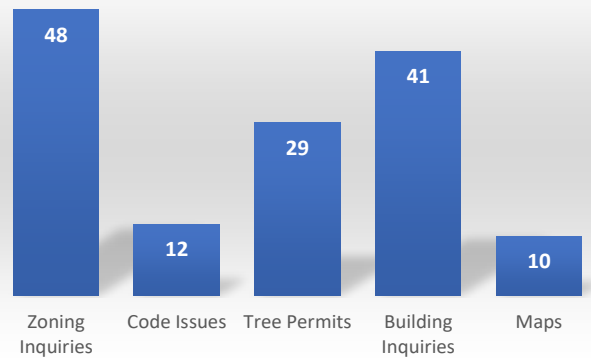
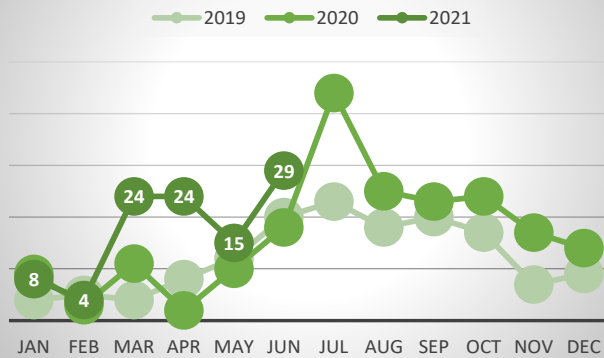
\*NOTE: Average Inspections and Permits are calculated based on a running average since April 2009

**3. Nature of Building Permits**

# of Permits	Type	Address	Total Fees	Valuation	New Bldgs FY to Date	New Bldgs Last FY
4	New Single Family		\$ 41,308.00	\$ 1,480,000	20	7
	New Multi-Family				0	0
	New Commercial				0	0
52	Other	Various	\$ 3,219.40	\$ 360,257		
56			\$ 44,527.40	\$ 1,840,257		

**TOWN OF BEECH MOUNTAIN  
PLANNING AND ZONING MONTHLY REPORT  
June-2021**

**Tree Permits**



**Summary and Highlights**

**Building:**

Building permit issuance remains well above 10-year average  
FY19-20 had 20 New Homes permitted compared to just 7 in FY18-19 and 2 in FY17-18

**Zoning:**

Zoning inquiries have increased as home construction/remodelling and purchasing increase  
Changes to Zoning Ordinance and other Land Usage chapters completed

**Trees:**

After dipping slightly for May, Tree Permits climb back to near record numbers for June  
Tree cutting complaints and violations rise as more summer residents return

**GIS/Mapping:**

NG911 Nearing completion for comprehensive update to address data  
Met with Board of Election representatives to resolve residency issues  
Continue to update GIS data and manage database; Also map production continues at high rate

**Planning Board:**

Planning Board continues review of Short-Term Rental regulation  
Continue to monitor State Legislature for potential changes to local authorities  
HB 829 still in Senate Rules Committee; HB 496 still in Senate Rules Committee

**Board of Adjustment:**

Expect to meet with Board of Adjustment in July  
Two proposed variances on agenda

**Other:**

Have received multiple inquiries on Tall Trees Property  
Slopes Multi-Family Development has resumed activity





# REPORT

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**TO:** Manager  
**FROM:** Sean Royall  
**DATE:** July 13, 2021  
**SUBJECT:** Recreation Report June 2021

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**FOR THE PURPOSE OF:**

Review by town manager and town council

**ATTACHED FOR YOUR CONSIDERATION:**

June 2021 report

**SIGNATURES:**

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Town Manager

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Town Clerk



## June 2021 Recreation Report

### Facility Report

Finance Report

Total Monthly Revenue	\$20,204.54
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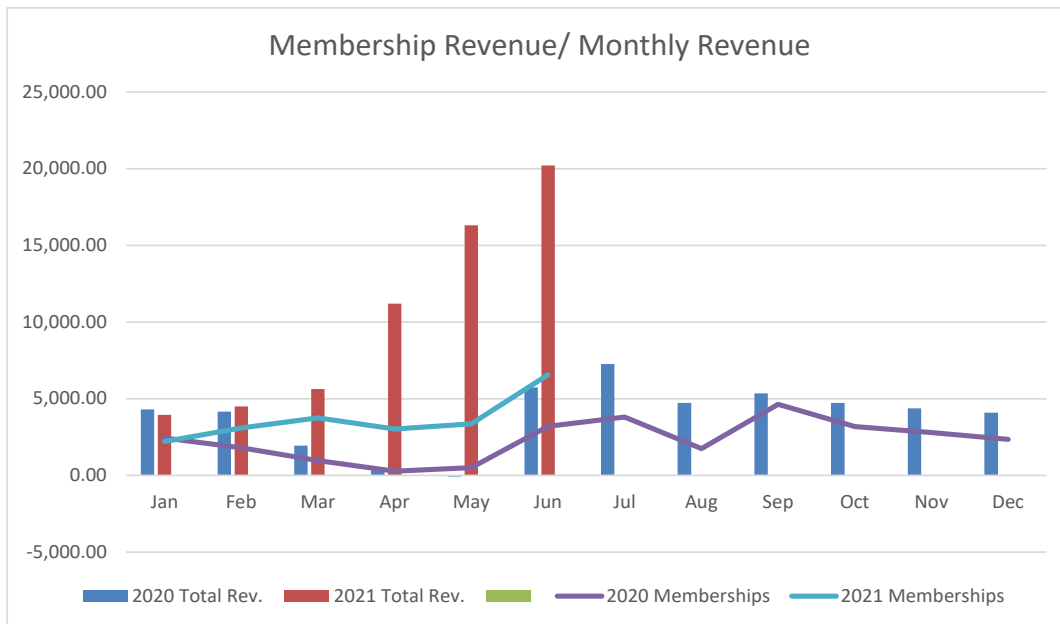
### Check-In Report

Member Visits	904
Non-Member Visits	202

### Membership Report

Total Memberships \$6,562.50

<b>Family Annual \$3,650.00</b>		
<i>Active</i>	<i>Passes Expired (not renewed)</i>	<i>Passes sold</i>
140	4	18
<b>Individual Annual \$2,162.00</b>		
<i>Active</i>	<i>Passes Expired (not renewed)</i>	<i>Passes sold</i>
139	9	21
<b>Week Passes \$750.00</b>	Individual	Family
	5	21

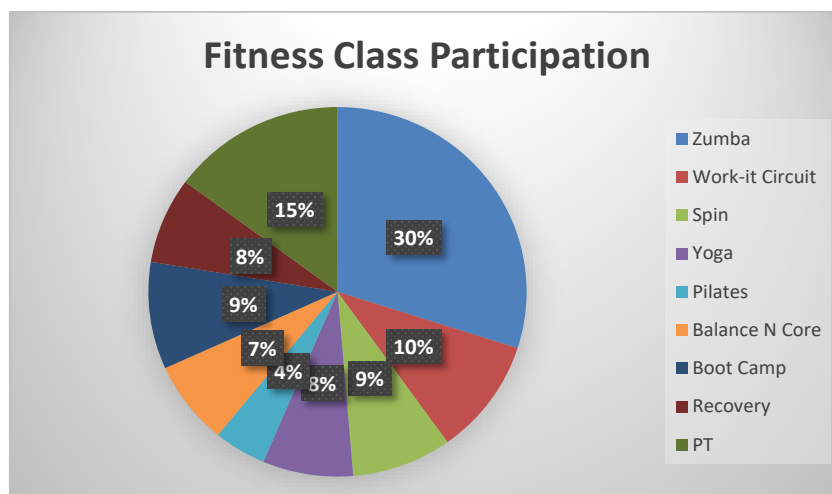


## Fitness Report

Participants:

### Number of classes offered in the month/ Participants.

Zumba	8	147
Work-it Circuit	8	50
Spin	5	42
Yoga	5	38
Pilates	5	22
Balance N Core	5	36
Boot Camp	4	46
Recovery	4	37
PT		73



## Event/Outdoor Report

Participants:

Emerald Outback Trail	7000
Guided Hike	3
EMO Group Rides	6
Naturalist Rally	76
Fishing Derby	75

## Facility Reservations

Multipurpose Room	\$60
Pavilion	\$20
Shane Park	\$600

Director's Notes:

- Naturalist Rally was great success, despite poor weather conditions.
- Summer camp continues.
- Playground finished and opened, ribbon cutting scheduled for July 1<sup>st</sup>.
- Revenue for the month was over \$4k more than in 2019, we are seeing more memberships and growing summer camp.

Respectfully Submitted,

Sean Royall  
Parks and Recreation Director  
Town of Beech Mountain



# REPORT

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**TO:** Mayor and Town Council  
**FROM:** Kate Gavenus  
**DATE:** July 13, 2021  
**SUBJECT:** TDA Report July 2021

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**FOR THE PURPOSE OF:**

This report gives a sampling of the marketing and media activities for the previous month, our results, and economic development news.

**SIGNATURES:**

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**Town Manager**

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**Town Clerk**

**Beech Mountain TDA Report  
To Town Council  
July 2021**

**Marketing/Media:**

Beech Mountain Information Radio 1620 AM is on the air. Staff from the Police Department and the Visitor Center are learning how to use the system, which will be expanded to online soon. Billboards announcing the station are up on 105 and on 184. More signage is planned.

We continue to get high-quality media visits and digital ad response through the efforts of Pineapple PR and our local staff. More media visits are planned throughout the summer.

New banners along the Beech Mountain Parkway were designed by Armando Garcia and installed in time for the summer rush by Public Works staff.

**Here are some examples of media coverage received in June:**

**Kite Festival:** <https://dailyyonder.com/summer-festivals-return-to-small-towns-across-the-country/2021/06/25/>

**Beech Mountain Museum:** [https://www.wataugademocrat.com/mountaintimes/diorama-highlights-civil-war-history-in-beech-mountain/article\\_66d0cafa-d2e3-529e-8af6-68c485cc38fe.html](https://www.wataugademocrat.com/mountaintimes/diorama-highlights-civil-war-history-in-beech-mountain/article_66d0cafa-d2e3-529e-8af6-68c485cc38fe.html)

**Quilt Trail:** <https://towncarolina.com/explore-nc-avery-county-quilt-trail/>

**Beech Mountain Resort summer activities:** <https://www.wjhl.com/daytime-tri-cities/summer-fun-at-beech-mountain-resort/>

**Land of Oz:** [https://wncmagazine.com/feature/theme\\_park\\_land](https://wncmagazine.com/feature/theme_park_land)

**Fishing Derby:** [https://www.averyjournal.com/news/beech-mountain-parks-and-rec-hosts-kiddo-fishing-derby/article\\_517949d8-9147-5fa5-bdbe-02011e2f3829.html](https://www.averyjournal.com/news/beech-mountain-parks-and-rec-hosts-kiddo-fishing-derby/article_517949d8-9147-5fa5-bdbe-02011e2f3829.html)

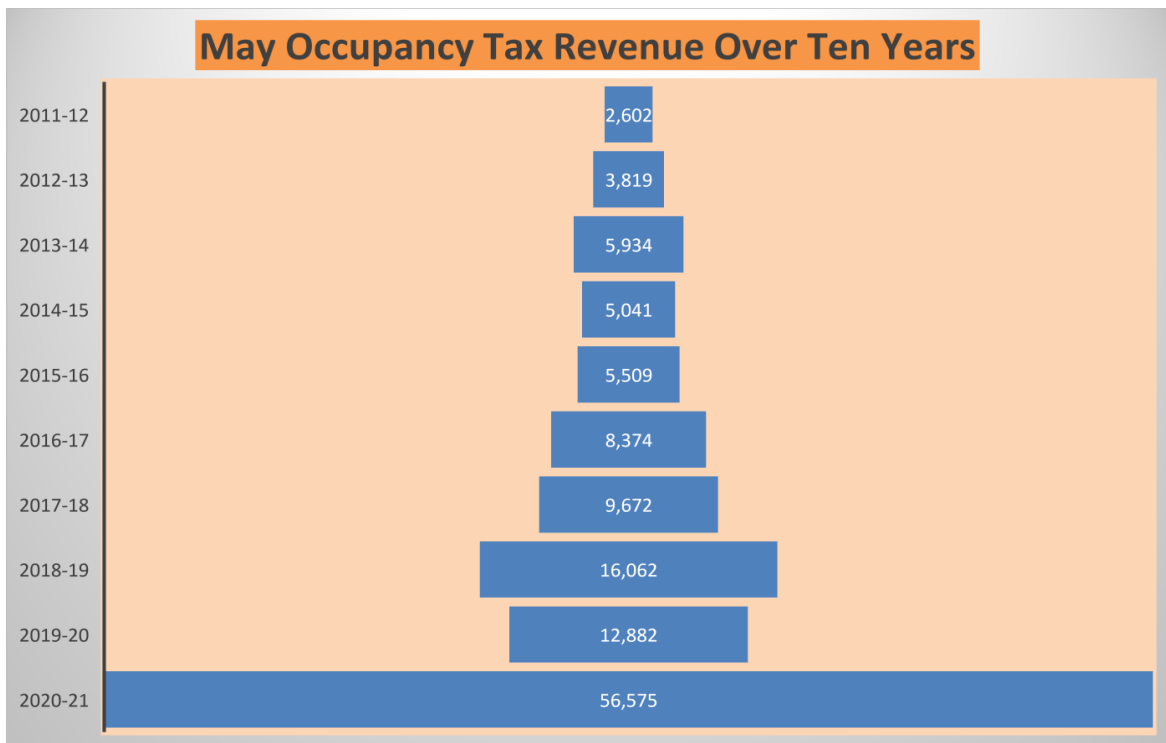
**Summer at Beech:** <https://adventuresinga.com/f/take-back-summer-at-beech-mountain-nc>

**Fred's General Mercantile:** [https://www.wataugademocrat.com/hcnc/general-stores-step-back-in-time/article\\_847c8ffe-af18-5356-8cb3-075a60612506.html](https://www.wataugademocrat.com/hcnc/general-stores-step-back-in-time/article_847c8ffe-af18-5356-8cb3-075a60612506.html)

**Results:**

**There were 568 visitors in the Visitor Center** during the month of June, which was fewer than the 582 visitors received in June 2020. **Occupancy tax of \$51,116 was received in the month of June (from May overnight stays). This was 339.18% of the \$12,882 collected in June of 2020.**

Total lodging revenue earned for May 2021 was \$971,490, which was four times the earnings from May 2020. This year's accommodations revenue is the largest ever for the period.



## June 2021 Economic Development News

### **On Beech Mountain:**

Quarterly Business Roundtables re-started in June, with Poppy's Coffee Shop hosting the meeting. These informal small-group sessions are designed to allow businesses to talk with the Town Manager and Economic Development staff about ways in which the business environment can be improved on the mountain. Subjects addressed at the recent meeting included parking, trash removal, signage, and wayfinding. An additional meeting, which will include staff from Planning and Inspections, will be held in July to discuss signage more fully.

Christie Village is hopeful that the ten intact units, for which updates are almost completed, will be able to allow occupants within the next month. The end of the building where units were removed should be fully re-faced by late July.

Forty-five entities which received beautification funds from the TDA in April and May have either completed their projects or have their work underway. Look around the mountain to see the many improvements.

The owner of Rascal's is talking with potential restaurateurs to re-open the business as another eatery.

### **In the Area:**

Fifty-five area businesses surveyed by the Boone Chamber of Commerce reported the following workforce related issues, which correspond to what our businesses here on the mountain are experiencing:

- 1) 73.21% reported open positions which they are having difficulty filling**
- 2) 33.91% reported being at least 20% below full staffing**
- 3) 16% reported altering hours or operations due to lack of staffing**
- 4) 58.93% reported having to increase pay to attract qualified candidates**