

MINUTES  
BEECH MOUNTAIN TOWN COUNCIL  
September 9, 1997

CALL TO ORDER

Mayor Fred Pfohl called the regular meeting of the Beech Mountain Town Council to order at 6:00 PM. Other Council Members present were Shiela Fletcher, Reub Mooradian, Rick Owen and Ed Waligroski. Also present were Town Manager Seth Lawless, Town Attorney David Paletta, Town Engineer Ed Powell, Public Works Director Joe Perry, and Chief of Police Jay Hefner. There were a number of interested parties in the audience.

*Invocation.* The meeting was opened in prayer by Pastor Hayst Harrold.

*Pledge of Allegiance.* Those present joined in the Pledge of Allegiance to the flag.

1. *Adoption of Agenda.*

Reub Mooradian moved the agenda be approved as submitted. Ed Waligroski seconded the motion and it passed unanimously.

2. *Consider Approval of Minutes, August 12, 1997.*

Reub Mooradian moved the minutes of the regular meeting of August 12, 1997 be approved as submitted. Rick Owen seconded the motion and it passed unanimously.

3. *Committee Reports.*

Shiela Fletcher reported she would be attending the Resort Towns Association meeting in Charlotte starting the following day.

4. *Persons Wishing to Address the Council: Mr. and Mrs. Osman.*

A letter from Mr. and Mrs. Martin Osman, outlining funds they had paid out for repairs to their sewer line over several years on advice from the Town that the Town's service connections were clear (so their problems must stem from their own line) when it was later discovered that the Town's main had collapsed. They requested reimbursement of \$1,069.19, a portion of their expenditures on this problem. Reub Mooradian asked that he be excused from the voting on the subject, since Mr. and Mrs. Osman are clients of his. Shiela Fletcher moved Mr. Mooradian be excused from the meeting. Ed Waligroski seconded the motion and it passed unanimously.

Shiela Fletcher moved the Town reimburse the Osmans in the amount of \$1,069.19. Ed Waligroski seconded the motion and it passed unanimously. Shiela Fletcher moved Mr. Mooradian be invited back into the meeting. Ed Waligroski seconded the motion and it passed unanimously.

5. *New Business:*

- a. *Set Date for November Regular Meeting.* As Chapter 6 of the Code of Ordinances specifies meetings will not be held on a legal holiday, but on the following day, and Mr. Lawless had a conflict with another meeting on November 12 (the day after Veterans' Day), Rick Owen moved

the regular meeting for the month of November be held at 6:00 PM Thursday, November 13, 1997. Ed Waligroski seconded the motion and it passed unanimously.

- b. ***Consider Replacement for Ed Lotz on Planning Board.*** Mayor Pfohl indicated he had gotten a letter from Ed Lotz resigning from the Planning Board due to continued illness. Reub Mooradian moved the Council reluctantly accept Dr. Lotz' resignation. Shiela Fletcher seconded the motion and it passed unanimously. Mr. Lawless indicated the Planning Board had recommended Ted Crager fill out the vacant term of Dr. Lotz, and that Roger Bullock had contacted Mr. Crager, who agreed to serve if appointed. Reub Mooradian moved the Council appoint Ted Crager to complete the unexpired term of Ed Lotz (until December 1998). Ed Waligroski seconded the motion and it passed unanimously.
- c. ***Consider Budget Transfer, Sanitation Department.*** Mr. Lawless explained that the requirement for an air drier on the large rear end loader had been left out of the specifications. The drier is required to remove moisture from brake and transmission lines, preventing freezing in winter weather. The addition of such a drier will cost \$710 if approved. Shiela Fletcher moved the budget transfer for the drier be approved. Rick Owen seconded the motion and it passed unanimously.
- d. ***Approve Sale of Surplus Vehicles.*** Mr. Lawless said a readvertisement for bids on the 1992 Chevrolet Blazer and 1986 Ford F-150 had resulted in the receipt of bids from four individuals. The high bid on the Blazer was \$2,555.99 by Steve Harris, and the high bid on the Ford truck was \$450.00 from Cranberry Wrecker Service. Reub Mooradian moved the high bids be accepted. Rick Owen seconded the motion and it passed unanimously.
- e. ***Consider Budget Amendment, Advertising.*** Mr. Lawless reported that the Economic Development Committee recommended amendment of the Advertising budget to allow purchase, folding and insertion of 100,000 midweek ski package brochures into the Ski Beech brochures. Mr. Rickard had received a quote of \$7,650 which would include printing, folding and insertion costs. Reub Mooradian moved Council approve the budget amendment. Shiela Fletcher seconded the motion and it passed unanimously.
- f. ***Consider Proposed Land Swap with Buzzelli Trust.*** Mr. Lawless explained that a portion of Mr. Buzzelli's detached garage intruded slightly into the setback of 20' from Spring Branch Road required by the Zoning Ordinance. The staff recommends swapping a sliver of Town right-of-way for a 325 sq. ft. area elsewhere on Mr. Buzzelli's property which the Town would use in correcting the Spring Branch drainage problem. Tim Holland asked if a foundation survey had been done, suggesting that requirement had been adopted to prevent this sort of problem. Reub Mooradian asked that Mr. Lawless emphasize to the staff the requirement for a foundation survey. Reub Mooradian moved that Council approve the land swap as being in everyone's best interests. Shiela Fletcher seconded the motion and it passed unanimously.
- g. ***Consider Proposed Capital Project Budget, Public Works Building.*** Mr. Lawless explained that it was necessary to establish a Capital Project Budget, as the project will likely continue across more than one fiscal year. The Council had already approved Carl Petersen's proposal for architectural services at the prior meeting. The budget proposed would cover the entire project, but once bids are received the Council still would have the option of rejecting them if they prove too high. Mr. Lawless suggested a special meeting be held when the plans are finished to get them approved by Council before going out for bids. After further discussion Shiela Fletcher moved the Town establish a Capital Project Fund of \$182,730. Rick Owen seconded the motion and it passed unanimously.

- h. **Consider Request to Sign State-Wide Mutual Aid Agreement.** Mr. Lawless told the Council this request is a result of findings of the Task Force established after Hurricane Fran. One of their recommendations was that every state entity sign a mutual aid agreement (not absolutely binding) indicating their intent to help their neighbors when needed and, by the same token, to receive help if they find themselves in trouble after a disaster. Shiela Fletcher moved the Town enter into the state-wide mutual aid agreement. Ed Waligroski seconded the motion and it passed unanimously.
- i. **Chamber of Commerce Membership.** Mr. Lawless announced the Chamber of Commerce has decided to grant the Town honorary membership. They asked the Council appoint someone to cast the Town's vote when needed. Shiela Fletcher moved Rick Owen be appointed to that task. Reub Mooradian seconded the motion and it passed unanimously.

6. **Staff/Consultant Reports:**

- a. **Town Engineer's Report.** Ed Powell reported that the Grassy Gap Wastewater Treatment Plant is in service. The existing structure has been removed and wastewater is flowing into the plant. The contractor is finishing cleanup, and has done a good job on this project, which will increase the amount of wastewater treatment from 40,000 gallons per day to 80,000 gallons per day. He also reported that the Christie Way paving is complete except for the shoulders. The project should be complete by the end of the week.
- b. **Public Works Director's Report.** Joe Perry had no report.
- c. **Town Attorney's Report.** David Paletta had no report.
- d. **Chief of Police's Report.** Chief Hefner had no report. Mayor Pfohl congratulated the Department on solving the recent theft incident from his store so quickly.
- e. **Town Manager's Report.** Mr. Lawless announced that if any individual or group wished to participate in roadside cleanup the State has designated September 8 - 22 as Litter Sweep week. Bags and/or safety vests can be procured from the Town. Mayor Pfohl noted the road from the Town limit down toward Banner Elk is really in need of cleanup.

The DOT is going to be holding its annual hearing to update their road improvements plan at 2:00 PM on October 9th in Warrensville. Anyone wanting to recommend a project must be there a half-hour before the meeting to register to speak.

7. **Other Business.**

Mayor Pfohl reminded those present of the importance of the public hearing on the watershed to be held September 18th at 7:00 PM in the Club Recreation Activity Room. He noted there is a petition available for signature at his store, the Club, the Town Hall and Accardis.

8. **Closed Session, N.C.G.S. 143-318.11(a)(6).**

Shiela Fletcher moved the Council go into Closed Session to discuss a personnel matter. Reub Mooradian seconded the motion and it passed unanimously. The Council went into Closed Session at 6:47 PM. The Council came out of Closed Session at 7:30 PM.

ADJOURN

There being no further business to come before the Council, the meeting was adjourned at 7:31 PM.

Respectfully submitted,




Barbara L. Mooradian  
Town Clerk

BLM/hs

Minutes approved by Town Council on October 14, \_\_\_\_\_, 1997.

ATTEST:

  
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Town Clerk  
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Mayor