

**BANNER ELK TOWN COUNCIL MEETING
OCTOBER 10, 2022
MINUTES**

The Banner Elk Town Council met on Monday, October 10, 2022, at 6:00p.m. in person for Council, staff, and public participation. Remote viewing was offered through zoom.

Council Members present: Mayor Brenda Lyerly, David Lecka, Charles VonCanon, Robert Tufts and Mike Dunn

Staff present: Town Manager Rick Owen, Town Attorney Four Eggers, Zoning Administrator Riley Pudney

Call Meeting to Order

At 6:00 p.m. Mayor Lyerly called the regular Town Council meeting of October 10, 2022, to order.

Pledge of Allegiance

Mayor Lyerly led those in attendance with the Pledge of Allegiance.

Invocation

Council Member Charles VonCanon opened the meeting with prayer.

Approval of September 12, 2022, Minutes

Mayor Lyerly asked the Council to review and approve the minutes from the September 2022 meeting. With no changes made, Councilman Dunn motioned to approve the minutes as presented with a second by Councilman VonCanon. All were in favor.

Approval of Stated Agenda

Mayor Lyerly asked if there was a motion to approve the stated agenda. Councilman Tufts motioned to approve the agenda with a second by Councilman Dunn. All were in favor.

Public Comment

Mayor Lyerly opened the meeting to comments from the public who were not on the stated agenda. There were no comments made.

Public Hearing- The Perry House

Zoning Administrator Riley Pudney reminded the Council of a request to rezone The Perry House. The current zoning is C-1, and the request is to rezone the property to R-2. The reason for the request would be to increase the buffer requirement for any neighboring commercial developments. No comments were made by the public and the hearing was closed.

Rezoning Request-The Perry House

Zoning Administrator Riley Pudney stated she had nothing further to add and will answer any questions the Council may have. There were no comments or questions from the Council. Due to conflicting interests, Councilman Dunn abstained from discussing and voting on the matter. Councilman VonCanon motioned to approve the rezoning to R-2 and was seconded by Councilman Lecka. The vote was 4-0 with Councilman Dunn abstaining.

Call for Public Hearing-Tracts 1 & 2 Gwantley Farms

Mayor Lyerly asked the Council if there were any questions or comments before a motion was made. With none being noted, Councilman Tufts motioned to call for a public hearing and was seconded by Councilman Dunn. Councilman VonCanon abstained from voting for unstated reasons. All others were in favor.

Manager's Update

Town Manager Owen provided reports to the Council in their packets and stated staff was open to any questions. Town Manager Owen also informed the Council on the status of change order #3 for the Culver Street Project. He explained that the bid is not fully ready yet and that he should have it for their review by the next meeting. He also informed the Council that the Police golf tournament was a success along with the Town's golf tournament, which brought in roughly \$30,000 in fundraising.

He reminded the Council of the \$2 million grant for utility projects that the Town was granted. He explained that the paperwork to meet the funding requirements has begun. Councilman Lecka asked what projects are being covered with that money. Town Manager Owen stated that the Sewer plant renovations, and water projects that are at the top of the Capital Improvement Plan were included in that funding.

Town Manager Owen reminded the Council that this weekend was Woolly Worm weekend. Vendors will be funneled in and out through Culver Street to help limit the impact on traffic. Mayor Lyerly added that 30 students from Lees McRae will be helping set up the site on Wednesday as part of Lees McRae's Mountain Day of Service. Councilman Lecka asked if there would be traffic control at the stop light? Town Manager Owen explained that there would be an officer, however, they most likely will not be superseding the light. Town Manager Owen spoke on behalf of Police Chief Kevin Hodges and told the Council that there will be a demo of new safety barricades at the festival. He explained that Boone as purchased some of the barricades and that the Town may want to invest in them as well.

Other Business

Councilman VonCanon commented on the culvert clean out near Shawneehaw Avenue and the Mill Pond. He stated that the State has cleaned the culverts of the rust and has flushed out the culverts.

The Lees McRae Mill Pond dredging project is still underway. Councilman Lecka asked what was going to be done with the collected sediment. Town Manager Owen explained that they could use it on their property without having to do any permitting through the State.

With no further comments or questions, Councilman Tufts motioned to adjourn and was seconded by Councilman Lecka. The motion passed unanimously, and the meeting was adjourned at 6:30 p.m.

Mayor Brenda Lyerly

Attested

Approved: