

**MINUTES
VILLAGE OF FLAT ROCK COUNCIL MEETING
ASSEMBLY ROOM
DECEMBER 10, 2009
9:30 AM**

CALL TO ORDER

Mayor Staton presided over the council meeting of December 10, 2009, at 9:30 a.m., in the Assembly Room of the Village Hall. Those present in addition to the Mayor were Vice Mayor Weedman, Council Members Bucher, Davis, Farr, and Wert, and Village Clerk Hill. Not present was Council Member Chandler.

MOMENT OF SILENT MEDITATION / PLEDGE OF ALLEGIANCE

Mayor Staton led the group in a moment of silent meditation. He then led the group in the Pledge of Allegiance.

AGENDA APPROVAL / CHANGES

Council Member Wert made a motion to approve the agenda, seconded by Council Member Davis. The vote was unanimous, motion carried.

PUBLIC COMMENTS - None

CONSENT AGENDA

1. Vice Mayor Weedman moved to approve the Consent Agenda, consisting of the following:

- November 2, 2009, Agenda Workshop Minutes
- November 12, 2009, Council Meeting Minutes
- Adoption of Resolution No. 171 – Accepting the Results of the November 3, 2009, General Election
- 2009 Discoveries & Releases

The motion was seconded by Council Member Farr. The vote was unanimous, motion carried.

NEW COUNCIL

2. Oath of Office for Council Members - Mayor Staton

Council Members Jim Wert, Ron Davis, and Dave Bucher were sworn in by Mayor Staton, each to a four year term expiring in December 2013. He then presented each one with a certificate of election to office.

3. Vice Mayor Appointment – Term: December 2009 – December 2010 – Mayor Staton

Mayor Staton made a recommendation to appoint Nick Weedman as Vice Mayor. Council Member Farr made the motion, seconded by Council Member Davis. The vote was unanimous, motion carried.

4. Council Appointments – Budget Officer, Finance Officer, Deputy Finance Officer – Mayor Staton

Council Member Wert made a motion to appoint Dave Bucher as Budget Officer and Deputy Finance Officer, and to appoint Nick Weedman as Finance Officer, seconded by Council Member Davis. The vote was unanimous, motion carried.

5. Oversight Responsibilities – Mayor Staton

Mayor Staton suggested that the following changes be made to the oversight responsibility lists: transfer Zoning Administration from Council Member Wert to Council Member Bucher's primary, add Land of Sky Regional Council to Council Member Wert's secondary, and "issues" be added to Council Member Davis's Flood Control and Flood Insurance.

Vice Mayor Weedman made the motion to approve these changes, seconded by Council Member Farr. The vote was unanimous, motion carried.

6. Resolution No. 172 – Establishing a January – December 2010 Schedule of Public Meetings & Holidays – Mayor Staton

Council Member Wert made a motion to adopt Resolution No. 172, seconded by Council Member Davis. The vote was unanimous, motion carried.

SPECIAL REPORTS

7. Zoning Administration - Council Member Wert

Zoning Administrator Boleman reviewed the zoning report and reported on the following zoning issues:

Two applications for certificates of zoning compliance for single family dwellings were received in November, for a total of six such applications for 2009.

Berwick Downs – Developer's engineer submitted a lot recombination survey for Berwick Downs. Recombination does not increase number of lots, only added prior utility lot to lot 3 and BDHOA right-of-way square footage to Lots 26 and 28. ZA signed off on survey per section 201 (A) of the subdivision ordinance.

Highland Lake PMUD – ZA has begun (but not completed) review of updated master site plan submitted on October 27, 2009. Letters of credit for Units 1 and 10 have expired.

Highland Lake Unit 10, Phase 2 of PMUD and Southlake in the RC District - The Board of Adjustment was scheduled to hear Mr. Lindsey's applications of appeal and variance related to floodplain issues on December 1, 2009. However, prior to hearing, a signed agreement occurred whereby Mr. Lindsey withdrew the appeal and floodplain variance application and agreed to comply with the Flood Damage Prevention Ordinance for any development in the floodplain areas of Highland Lake PMUD and Southlake.

King Creek Preserve – Infrastructure is not yet complete.

Lockwood Apartment Property – Applicant withdrew conditional district rezoning application. File closed.

Zoning, Planning Board and Board of Adjustment meetings scheduled for December 2009:

Zoning: Zoning breakfast meeting is scheduled for 8:30 a.m., Wednesday, December 9, 2009.

Planning Board: Planning Board cancelled December meeting due to lack of agenda items.

Board of Adjustment: Board of Adjustment met December 1, 2009. No other meetings scheduled for December.

Ms. Boleman reported she contacted Bill Lapsley to discuss the Village's retaining him as a consultant for floodplain issues. Mr. Lapsley recommended that the Village retain Andrew Bick instead. Council Member Davis, Barbara Coladarci, Judy Boleman, and Council Member Bucher met with Mr. Bick to follow up on a relationship with him.

8. Village Hall – Council Member Wert

Council Member Wert reported the Village Record has been finalized and sent to a new publisher, Reliant Mailing Services.

He brought up the discussion of potential citizens using the Assembly Room requesting to serve wine/beer. After a brief discussion, Council agreed to discuss the matter at the next agenda meeting when all council members are present.

9. Tax collections – Tax Supervisor Weedman

Vice Mayor Weedman reported tax collections currently collected totaling \$407,000.00 (60%), with \$271,000.00 still outstanding.

10. Transportation issues – Council Member Farr

Approval of contract for the construction of sidewalk extension

Council Member Farr reported bids were opened on November 23, 2009, with four bids ranging from over \$50,000.00 to over \$90,000.00, and the lowest bid was from Allison Landscaping. NCDOT in Sylva has reviewed the contract, but is awaiting final approval from Raleigh.

Crail Farm Road Bridge – NCDOT has reported a start date of March 15, 2010, with a completion date of July 15, 2010.

Upward Road – construction start date was supposed to have been September 2009, but has been moved to September 2010 for lack of funding.

OLD BUSINESS

NEW BUSINESS

OTHER BUSINESS

11. Mayor – Council Reports

Mayor Staton received a letter of appreciation from Sheriff Rick Davis for the generous contribution of \$1,500.00 for K-9 unit dog maintenance. On another matter, Sheriff Davis informed Mayor Staton that an inmate crew will be in Flat Rock to pick up trash along Greenville Highway and Little River Road when weather permits.

PUBLIC COMMENTS – None

Judy Boleman commended Pete Bonesteel for coming in and closing the office for meetings.

ADJOURNMENT

At 10:19 a.m., with no further discussions, Council Member Davis moved to adjourn, seconded by Council Member Farr. The vote was unanimous, motion carried.

Michelle Hill
Village Clerk

Robert V. Staton
Mayor