Town of Woodfin
Town Council Meeting

Tuesday, October 15, 2024
5:00 pm

ACTION MEETING MINUTES

Council Members Present
Mayor Jim McAllister
Council Member Eric Edgerton
Council Member Hazel Thornton
Vice Mayor Elisabeth Ervin
Council Member Ken Kahn

Council Members Attending Remotely
Council Member Johanna Young Joined Meeting at 5:00 pm/Left at 8:15 pm
Council Member Philip Cohen Joined Meeting at 5:00 pm/Left at 8:15 pm

Town Staff Present
Shannon Tuch, Town Manager
John Henning, Town Attorney
Adrienne Isenhower, Project & Facilities Director
Sheri Powers, Finance & Budget Director
Ricky Hurley, Planning Director
Gena Powers, Town Clerk / PIO

The meeting video can be seen in its entirety at:
https://www.youtube.com/live/kjQ4BKdHj_8?si=_-Nij47vqW8TFmml

Mayor McAllister called the meeting to order at 5:00 pm. Roll was taken with Vice Mayor Ervin and Council Members Edgerton, Kahn and Thornton in person and Council Members Young and Cohen attending remotely.

A. Approval of the Agenda (3:28)
Vice Mayor Ervin made a motion to approve the amended agenda, moving the mayor's comments on the storm to right before public comment. Council Member Kahn seconded the motion which passed unanimously, 6-0.

The roll call vote was as follows:

Cohen	Aye
Edgerton	Aye
Ervin	Aye
Kahn	Aye
Thornton	Aye
Young	Aye

B. Proclamations (4:16)
1. A proclamation to honor October as Domestic Violence Prevention and Awareness Month was read by Council Member Thornton.

C. Consent Agenda (8:38)
1. Approval of September 17, 2024, regular session meeting minutes.
2. Approval of the Tax Collection Report for the period ending August 2024.

Vice Mayor Ervin made a motion to approve the Consent Agenda. Council Member Kahn seconded the motion, which passed unanimously, 6-0.

The roll call vote was as follows:

Cohen	Aye
Edgerton	Aye
Ervin	Aye
Kahn	Aye
Thornton	Aye
Young	Aye

D. Presentation (9:45)

1. Mayor comments on storm recovery in Woodfin – Mayor McAllister

E. Public Comment (16:17) – The public is invited to attend this meeting in person or view this meeting on YouTube Live: https://www.youtube.com/live/mW1GYyGFBFc?si=CSgchOZx28g4XwQW . All documents related to agenda items not published on the website may be viewed in advance of the meetings in person at Town Hall, 90 Elk Mountain Rd, Woodfin.

6 residents spoke in support of Mayor McAllister and shared their concerns about the timing of the proposed resolution censuring the mayor.

Citizens may address the Board concerning various topics after being recognized by the mayor and are limited to 3 (three) minutes speaking time.

F. Presentations & Reports (32:58)

1. Annual Audit Report – Nancy Lux, CPA with Ray, Bumgarner, Kingshill & Associates, P.A.
2. State of Emergency Report
   a. Update on emergency response and town conditions – Shannon Tuch, Town Manager
   b. Woodfin Water Update – Gordon Maybury, Woodfin Water Board Chair
   c. City of Asheville Update – Ben Woody, Assistant City Manager for the City of Asheville
   d. Duke Energy Update – Jennifer Bennett, Duke Energy Community Liaison

Mayor McAllister called a brief recess of seven minutes.

G. New Business (1:51)

1. **Approval of Resolution 2024-011** authorizing the town manager to sell a 1.45-acre parcel of town owned property at 99999 Appalachian Village Road, further described as Buncombe County PIN 9731540323 to William Young. Staff presenting: Shannon Tuch, Town Manager.

Council Member Kahn made a motion authorizing the Town Clerk to advertise the property for the upset bid process as required by N.C. Gen. Stat. §160A-269 and authorize the Town Manager, upon conclusion of the upset bid process, to execute such documents necessary to convey the Property on behalf of the Town Council. Council Member Thornton seconded the motion which passed unanimously, 6-0.

The roll call vote was as follows:

Cohen	Aye
Edgerton	Aye
Ervin	Aye
Kahn	Aye
Thornton	Aye
Young	Aye

2. **Approval of Resolution 2024-012**- Censuring Mayor Jim McAllister. Council Members sponsoring resolution: Edgerton, Thornton, Kahn, and Ervin. Vice Mayor Ervin presided over this portion of the meeting.

Council Member Edgerton made a motion to approve Resolution 2024-012. Council Member Kahn seconded the motion which passed with a 4-2 vote.

The roll call vote was as follows:

Cohen	Nay
Edgerton	Aye
Ervin	Aye
Kahn	Aye
Thornton	Aye
Young	Nay

3. **Approval of Resolution 2024-013** naming the town manager as the town's sole official spokesperson for the purpose of responding to media requests regarding town business and Amending the Town Council's Code of Ethics. Council Members sponsoring resolution: Edgerton, Thornton, Kahn, and Ervin.

Council Member Kahn made a motion to approve Resolution 2024-013. Council Member Edgerton seconded the motion which passed unanimously, 6-0.

The roll call vote was as follows:

Cohen	Aye
Edgerton	Aye
Ervin	Aye
Kahn	Aye
Thornton	Aye
Young	Aye

Council Member Edgerton made a motion to adjourn into closed session consistent with North Carolina General Statute §143-318.11 (a) (3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged, and to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee. Vice Mayor Ervin seconded the motion, which passed unanimously, 6-0.

The roll call vote was as follows:

Cohen	Aye
Edgerton	Aye
Ervin	Aye
Kahn	Aye
Thornton	Aye
Young	Aye

H. Executive Session - The Town Council may adjourn to private chambers to discuss legal, personnel, contractual or similar matters protected by the NCGS §143-318.11(a) including subsections:

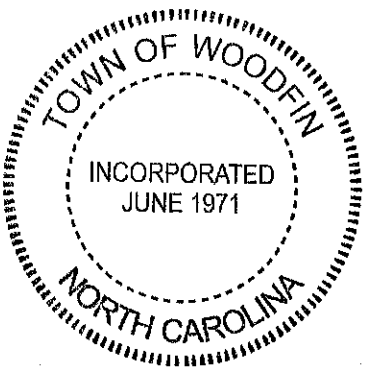
1. (3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged, and to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee.

I. Adjournment-

Vice Mayor Ervin made a motion to adjourn the meeting. Council Member Kahn seconded the motion, which passed unanimously, 6-0.

The roll call vote was as follows:

Cohen	Aye
Edgerton	Aye
Ervin	Aye
Kahn	Aye
Thornton	Aye
Young	Aye



Mayor McAllister adjourned the meeting at 8:14 pm.

James C. McAllister/Mayor

Attest:
Gena Powers/Town Clerk