

Tuesday - May 13, 1986 - 4:00 p.m.

Regular Meeting

Present: Mayor W. Louis Bisette, Presiding; Vice-Mayor Mary Lloyd Frank; Councilmen Wilhelmina Bratton, Walter R. Boland; Kenneth M. Michalove, Norma T. Price, and George M. Tisdale; Corporation Counsel William F. Slawter; City Manager Douglas O. Bean; and Associate City Manager/City Clerk William F. Wolcott, Jr.

Absent: None

BELE CHERE KICK-OFF

Ray Kisiah, Director of Parks, Recreation and Maintenance Facilities introduced Jim Daniels, Chairman of the Board of Directors for Bele Chere 1986.

Jim Daniels presented a band for members of Council, and invited all members of Council to attend Bele Chere 1986. He outlined the events that would take place during Bele Chere 1986.

INVOCATION

The invocation was given by Councilman Walter Boland.

APPROVAL OF THE MINUTES - MAY 6, 1986 MEETING

1. Consideration was given to the approval of the minutes of the May 6, 1986 meeting.

Mayor Bisette announced the approval of the minutes as submitted.

PROCLAMATION - MAY 18 - 25, 1986 - "SMALL BUSINESS WEEK"

2. Mayor Bisette read a proclamation proclaiming May 18 - 25, 1986 as "Small Business Week".

Mayor Bisette presented the proclamation to Bob Kendrick with the Small Business Council of the Asheville Area Chamber of Commerce.

PROCLAMATION - MAY 11 - 17, 1986 - "LAW ENFORCEMENT OFFICERS WEEK".

3. Mayor Bisette read a proclamation proclaiming May 11 - 17, 1986 as "Law Enforcement Officers Week".

Mayor Bisette presented the proclamation to Major Pipitone and Dr. Howard Shockley, Chaplain for the Asheville Police Department.

Dr. Shockley invited members of Council to attend a Law Enforcement Officers Memorial Service on Thursday, May 15, 1986, at 12:30 p.m. in the City-County Plaza honoring the men who lost their lives as law enforcement officers.

PROCLAMATION - MAY 18 - 24, 1986 - "PUBLIC WORKS WEEK".

4. Mayor Bisette read a proclamation proclaiming May 18 - 24, 1986 as "Public Works Week".

Clark Brown, Director of Public Works, accepted the proclamation from Mayor Bisette.

PROCLAMATION - MAY, 1986 - "MOTORCYCLE AWARENESS MONTH"

5. Mayor Bisette read a proclamation proclaiming the Month of May, 1986 as "Motorcycle Awareness Month".

Mayor Bissette presented the proclamation to Gary Aiken, President of the Buncombe County Chapter for Concerned Bikers Association.

PUBLIC HEARING - FINAL SUBDIVISION PLAT - EMMA AIRPORT ASSOCIATES, INC.

6. A public hearing was held relative to a final subdivision plat for the Emma Airport Associates, Inc.

Mayor Bissette said the Asheville Planning and Zoning Commission at a meeting held April 9, 1986, approved the preliminary plat of an industrial subdivision to be located on Emma Road at the old Emma Airport. This final plat was prepared by Ashley Engineering for Mr. Bob Kinser, Emma Airport Associates, Developer, and submitted in accordance with Ordinance No. 424, as amended.

Mayor Bissette opened the public hearing at 4:20 p.m.

The City Clerk presented the notice to the public setting the time and date for the public hearing and the affidavit of publication.

Verl Emrick, Director of Planning, said the Planning and Zoning Board has reviewed and recommended approval of the final plat for the Emma Airport Associates, Inc. He said the site is located on the old Emma Airport property and is zoned Light Industrial. He said the proposed development meets all the requirements of the subdivision ordinance. He said the project would consist of eleven lots to be used for light industries.

Shelly Shelton, 295 Brickyard Road, objected to projects in the area, stating that two access entrances has been constructed on Brickyard Road. She said at the beginning of the construction the City and County had said there were no plans or approvals for entrances on Brickyard Road. She said Brickyard Road is a small narrow county road, and the entrances have been made in a very dangerous curve. She said it is her understanding that the main entrance for the project will be used by tractor trailers.

Mayor Bissette explained to Mrs. Shelton that the approval of the final subdivision plat for the Emma Airport Associates, Inc. does not include any entrances off Brickyard Road. He said it was his understanding that another proposed development would be considered by the Planning and Zoning Commission on May 14, 1986 by the Kinco Corporation and that development would come before Council at a later date.

Mike Keleher expressed appreciation to the Planning Staff and Council for their cooperation in his proposed development.

Mayor Bissette closed the public hearing at 4:30 p.m.

Councilman Michalove moved to approve the final subdivision plat for the Emma Airport Associates, Inc. to be located on Emma Road at the old Emma Airport. This motion was seconded by Councilman Boland and carried unanimously.

RESOLUTION NO. 86-82 - RESOLUTION AUTHORIZING THE SALE BY THE COUNTY OF BUNCOMBE OF TAX LOTS IDENTIFIED AS WARD 1, SHEET 1, LOTS 53, 54, 55 and 56

7. Consideration was given to a resolution authorizing the sale by the County of Buncombe of tax lots identified as Ward 1, Sheet 1, Lots 53, 54, 55 and 56.

Mayor Bissette said the City of Asheville and the County of Buncombe entered into an Agreement dated November 5, 1984, to set forth the responsibilities of the City and County with regard to prior responsibilities of the Buncombe County Board of Tax Supervision. Pursuant to that Agreement, the County is authorized to sell and convey all property heretofore titled in the name of the Buncombe County Board of Tax Supervision to such person or party and for such price on such terms as the Board of County Commissioners shall deem for the best interest of the City of Asheville, subject to the prior approval of the City. This resolution would authorize and approve the sale by the County of Buncombe of tax lots identified as Ward 1, Sheet 1, Lots 53, 54, 55 and 56 at a price not less than the current tax

valuation. He said revenue to the City would be approximately 50% of the current tax valuations of the lots sold. Tax valuation for Tax Lot 53 - \$1,000; Tax Lot 54 - \$100; Tax Lot 55 - \$700; and Tax Lot 56 - \$700.

Mayor Bissette said members of Council were previously furnished copies of the resolution and it would not be read in its entirety.

Upon motion of Councilman Tisdale, seconded by Councilman Price, Resolution No. 86-82 was unanimously adopted.

Complete text of Resolution No. 86-82 will be found in Resolution Book No. 16 at page 34.

RESOLUTION NO. 86-83 - RESOLUTION APPOINTING A MEMBER TO THE ASHEVILLE FAIR HOUSING COMMISSION (EDWARD C. HAY, JR.)

8. Consideration was given to a resolution appointing Edward C. Hay, Jr. to the Asheville Fair Housing Commission.

Mayor Bissette said this resolution will appoint Edward C. Hay, Jr. to the Asheville Fair Housing Commission to fill the unexpired term of Tom West, term expiring February 11, 1989.

Mayor Bissette said members of Council were previously furnished copies of the resolution and it would not be read in its entirety.

Upon motion of Councilman Price, seconded by Councilman Boland, Resolution No. 86-83 was unanimously adopted.

Complete text of Resolution No. 86-83 will be found in Resolution Book No. 16 at Page 35.

APPROVAL OF SIGN PERMIT - SHONEY'S - 102 TUNNEL ROAD

9. Consideration was given to a motion approving a sign permit for an identification sign at 102 Tunnel Road.

Mayor Bissette said Gary Lowe has requested a sign permit to erect an identification sign at 102 Tunnel Road advertising "Shoney's". This sign requires approval of City Council pursuant to the zoning ordinance in that the sign will be situated closer than 600' of a limited access highway.

Verl Emrick, Director of Planning, presented a diagram for the proposed sign. He said the sign is an off-premises advertising sign containing 320 square feet. He showed the proposed location of the sign on the property. He said the Planning Staff would recommend denial of the approval of this sign permit due to the location of the sign being located close to a motel which would limit the ability of the Fire Department to fight a fire in the motel. He said if the sign was moved forward from the proposed location, it would limit visibility.

Mack Robinson, with Naegele Outdoor Advertising Company spoke in support of approval of the sign permit. He said one side of the sign would be an identification sign for Shoney's and the other side would be used for another business in that area. He said the trees in the area would obscure the sign from being visible from I-240. He said the sign was designed to meet the needs of the businesses on Tunnel Road.

Upon inquiry of Councilman Tisdale, Mr. Robinson said Naegele Outdoor Advertising Company would have no objection to moving the sign closer to the building and away from the property line.

Upon inquiry of Councilman Tisdale, Mr. Emrick said the Planning staff would still recommend denial even if the sign is moved forward due to the limited visibility.

Councilman Price and Councilman Boland indicated that they felt the sign would be another billboard in the area, and they would be opposed to additional clutter on Tunnel Road of billboard signs.

After discussion, Councilman Tisdale moved to postpone action relative to approving the sign permit at 102 Tunnel Road for one week until a formal report could be received from the Asheville Fire Department relative to safety. This motion was seconded by Councilman Michalove and carried on a voice vote of 4-3 with Councilman Price,

Councilman Boland, and Vice-Mayor Frank voting "no".

SCHEDULING OF PUBLIC HEARING - COMMUNITY DEVELOPMENT STATEMENT OF OBJECTIVES

10. Consideration was given to a motion to schedule a public hearing on Community Development Statement of Objectives for May 27, 1986.

Mayor Bisette said this public hearing will be to obtain citizen views on 1986-87 Community Development program objectives and is a legal requirement in obtaining Community Development Block Grant Funds.

Councilman Michalove moved to schedule a public hearing on the Community Development Statement of Objectives for May 27, 1986. This motion was seconded by Councilman Price and carried unanimously.

REQUEST BY ASHEVILLE-BUNCOMBE COUNTY YOUTH COUNCIL FOR FUNDING

11. J. D. Jackson, member of the Adult Advisory Board for the Asheville-Buncombe County Youth Council requested a contribution of \$15,000 in joint funding with the County of Buncombe in financing a youth center at the Allen Center.

Nancy Hensley, Chairperson for the Asheville-Buncombe Youth Council, next year, spoke in support of the funding for the youth center stating that a lot of research work has been done on this project, and the teenagers in the area need a center to go to. She said the teenagers in the area do not have a place to go to after 9:00 p.m.

Sandra Harrison, Director of the Asheville-Buncombe Youth Council spoke in support of the funding stating that the youth center would be for all youth in the City and County and not just for the Youth Council members.

After discussion relative to the limited use of facilities in Asheville and Buncombe County for the youth, Mayor Bisette said Council would consider their request and would be back in touch with them relative to the funding requested.

REPORT BY COUNCILMAN TISDALE - ASHEVILLE CABLEVISION COMMISSION MEETING

12. Councilman Tisdale informed members of Council and the public that the Asheville Cablevision Commission had its first meeting on Monday, May 12, 1986, with all members attending. He said it was the concensus of the Commission to meet the 2nd Monday of each month and the news media was, and will be, notified of all meetings. He said the next meeting for the Asheville Cablevision Commission is scheduled for June 9, 1986, at the Asheville Cablevision office on Charlotte Street for a tour of the facility.

CLAIMS - GEORGE THOMPSON (SEWER) - ROOSEVELT BROADWATER (WATER) - BETSY STILES (SEWER) - LAND-OF-SKY BEAUTY SHOP (SEWER) - MR. & MRS. C. WREN (WATER)

13. The City Manager presented claims received from George Thompson, Roosevelt Broadwater, Betsy Stiles, Land-of-Sky Beauty Shop and Mr. & Mrs. C. Wren.

Mayor Bisette referred the claims to the Corporation Counsel for investigation and recommendation.

RALPH BISHOP - COMMENTS RELATIVE TO LOTTERY SALES IN THE CITY OF ASHEVILLE, SIGNS ON TUNNEL ROAD, AND FUNDING OF A CONSULTANT FOR THE DOWNTOWN PARKING STUDY

14. Ralph Bishop spoke to members of Council relative to the lottery sales in the City of Asheville, signs being located on Tunnel Road, and his concern that monies had been provided for a consultant for a downtown parking study.

ADJOURNMENT

Upon motion of Councilman Tisdale, seconded by Vice-Mayor Frank, the meeting adjourned at 5:15 p.m.

CITY CLERK MAYOR
