

Tuesday - March 24, 1987 - 4:00 p.m.

Regular Meeting

Present: Mayor W. Louis Bissette, Presiding; Vice-Mayor Mary Lloyd Frank; Councilmen Wilhelmina Bratton, 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: Councilman Kenneth Michalove and Councilman Walter R. Boland.

## **INVOCATION**

The invocation was given by Councilman Norma Price.

## **APPROVAL OF THE MINUTES - MARCH 17, 1987 MEETING**

1. Consideration was given to the approval of the minutes of the March 17, 1987, meeting.

Mayor Bissette announced the approval of the minutes as submitted.

## **PROCLAMATION - MARCH 23 - 29, 1987 - "NATIONAL GUARD WEEK"**

1a. Mayor Bissette read a proclamation proclaiming the week of March 23 - 29, 1987, as "National Guard Week".

Mayor Bissette presented the proclamation to Chief Warrant Officer Ronnie Metcalf and First Lieutenant Diane McKinnis with the local National Guard.

## **PROCLAMATION - MARCH 25, 1987 - "GREEK INDEPENDENCE DAY: A CELEBRATION OF GREEK AND AMERICAN DEMOCRACY"**

2. Mayor Bissette read a proclamation proclaiming March 25, 1987, as "Greek Independence Day: A Celebration of Greek and American Democracy".

## **RESOLUTION NO. 87-47 - RESOLUTION HONORING ASHEVILLE HIGH SCHOOL'S WOMEN'S BASKETBALL TEAM, 4-A STATE CHAMPIONSHIP 1986-87**

2a. Mayor Bissette read a resolution honoring Asheville High School's Women's Basketball Team for winning the State 4-A Girls' State Championship for 1986-87.

Mayor Bissette recognized Coach Witherspoon, Asheville High School Principal O. L. Sherrill and the seniors from Asheville High School's Women's basketball team.

Upon motion of Vice-Mayor Frank, seconded by Councilman Price, Resolution No. 87-48 was unanimously adopted.

Complete text of Resolution No. 87-48 will be found in Resolution Book No. **16** at page **300**.

## **RESOLUTION NO. 86-49 - RESOLUTION OF APPRECIATION TO CAPTAIN R. DEAN PLEMMONS**

3. Consideration was given to a resolution of appreciation to Captain R. Dean Plemmons.

Mayor Bissette said R. Dean Plemmons has faithfully served the City of Asheville since 1960, being promoted to Captain in 1985. His retirement became effective January 1, 1987.

Mayor Bissette presented Captain Plemmons with a wooden plaque with his badge attached.

Chief John Rukavina spoke relative to Captain Plemmons' service with the City of Asheville and his appointment of Captain Tom Brooks as a replacement for Captain Plemmons.

Upon motion of Councilman Tisdale, seconded by Councilman Price, Resolution No. 87-49 was unanimously adopted.

Complete text of Resolution No. 87-49 will be found in Resolution Book No. 16 at page 301.

**RESOLUTION NO. 86-50 - RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF ASHEVILLE AND SUNBELT HISTORIC PROPERTIES LIMITED PARTNERSHIP FOR THE WALL STREET PROJECT**

4. Consideration was given to a resolution authorizing the Mayor to execute an amendment to the Memorandum of Understanding by and between the City of Asheville and Sunbelt Historic Properties Limited Partnership for the Wall Street Project.

Mayor Bisette said the City of Asheville and Sunbelt Historic Properties Limited Partnership entered into a Memorandum to Understanding dated December 10, 1985, setting forth the responsibilities of each party with regard to a redevelopment project for the Wall Street area. The parties now desire to amend that Agreement. The primary change to the Memorandum of Understanding is for the City to take over construction of the Parking Garage.

Upon inquiry of Ralph Bishop, the City Manager said the Parking Garage would be constructed with revenue bonds and the debt service for the revenue bonds would be paid by parking garage revenues.

Upon motion of Vice-Mayor Frank, seconded by Councilman Price, Resolution No. 87-50 was unanimously adopted.

Complete text of Resolution No. 87-50 will be found in Resolution Book No. 16 at page 302.

**MUNICIPAL AGREEMENT - NORTH CAROLINA DEPARTMENT OF TRANSPORTATION - HENDERSONVILLE ROAD**

5. Mayor Bisette said the resolution authorizing the Mayor to enter into a municipal agreement with the North Carolina Department of Transportation for the improvement of U.S. 25 South from I-40 to the Blue Ridge Parkway is being deleted from the agenda today.

Mayor Bisette said the Hendersonville Road widening is the Number One State Project priority in this area. He said the North Carolina Department of Transportation has requested that the City of Asheville provide approximately 25% of the right-of-way cost for the improvements, which is estimated at \$4,622,000 which means the City will be asked to pay over \$1,000,000 in right-of-way costs. He said it is Council's feeling that this percentage is high, higher than other municipal agreements with the North Carolina Department of Transportation. He said members of Council would like to discuss in detail with the North Carolina Department of Transportation the requested percentages. He said this improvement will not only benefit Asheville residents but also Biltmore Forest, and to a greater extent, Buncombe County residents. He said members of Council feel this request is unfair.

Vice-Mayor Frank noted that the \$1,000,000 is approximately \$.06 on the tax rate and a substantial cost to City taxpayers.

**APPROVAL OF AMENDMENT TO THE WATER AUTHORITY BUDGET**

6. Consideration was given to a motion approving an amendment to the Water Authority budget.

Mayor Bisette said as provided in the Water Agreement the budget of the Water Authority and amendments thereto must be approved by City Council and the Buncombe County Commissioners. The Water Authority amended the Fiscal 1986/87 budget to establish a contribution to the City for the Bee Tree agreement in the amount of \$432,000.00. Funding is provided for East Asheville Park in the amount of \$432,000.00. He said this was part of an agreement to

replace one of the City's parks which was removed when the new water treatment plant was put in place at Bee Tree Reservoir. He said negotiations have been held with the Water Authority, the National Park Service, and a satisfactory resolution to the problem has finally been resolved.

Councilman Tisdale moved for the approval of the amendment to the Water Authority budget to establish a contribution for the Bee Tree Agreement in the amount of \$432,000.00. This motion was seconded by Councilman Price and carried unanimously.

**ORDINANCE NO. 1625 - BUDGET ORDINANCE AMENDMENT TO PROVIDE PUBLIC HOUSING MODERNIZATION (IMPROVEMENTS AT DEAVERVIEW APARTMENTS)**

7. Consideration was given to a budget ordinance amendment to provide public housing modernization.

Mayor Bissette said this budget ordinance amendment will provide funds to the Housing Authority for energy conservation and safety improvements at the Deaverview Apartments Public Housing Modernization

project. \$60,000 of CDBG Contingency account will be used to fund the project. He said the total project would be \$228,000, mainly to replace windows and insulation at Deaverview Apartments. He said funding would be provided with \$74,000 from the federal government; \$94,000 from CDBG Maintenance Reserves from the Housing Authority; and \$60,00 from CDBG Contingency Funds.

Mayor Bissette said members of Council were previously furnished copies of the ordinance and it would not be read in its entirety. He said any individual requesting a copy of the ordinance would be furnished one at no cost.

Ralph Bishop requested a copy of the ordinance.

Vice-Mayor Frank moved for the adoption of Ordinance 1625. This motion was seconded by Councilman Tisdale.

On a roll call vote of 5-0, Ordinance No. 1625 passed on first and final reading.

Complete text of Ordinance No. 1625 will be found in Ordinance Book No. **11** at page **126**.

**REVIEW OF PUBLIC IMPROVEMENT SIDEWALK PROJECT**

8. Mayor Bissette said the City staff and consultants have prepared the April contract for the public improvement bond project. The April contract will include reconstruction of existing sidewalks that are within one quarter of a mile of schools and community centers.

Gary McGill, consultant, presented the sidewalk project showing the streets involved in the April contract. He said this would be the first contract to be let resulting from the bond referendum. He said this contract would be advertised this week and the contract awarded in April. He said 40 streets would be involved in this particular contract which is spread around the City. He said the main areas to be covered would be sidewalks that are within one quarter of a mile of schools and community centers. He said the contract relative to street resurfacing and reconstruction would be let in September to allow for utility coordination.

**APPROVAL OF CONSENT AGENDA**

**Resolution No. 87-51**

**A. Consideration of a resolution authorizing the Asheville Housing Authority**

**to acquire parcels of land located in Clingman Avenue adjacent to the Asheville Parks, Recreation, and Public Facilities Department's Maintenance Shop.**

**HIGHLIGHTS:** This resolution will authorize the Asheville Housing

Authority to acquire parcels of land located on Clingman Avenue adjacent to the Asheville Parks, Recreation and Public Facilities Department's Park Maintenance Shop.

**FISCAL IMPACT:** This acquisition has been included in the 1986-87 capital improvements budget.

**Resolution Book No. 16, page 303.**

**Resolution No. 87-52**

**B. Consideration of a resolution authorizing the Mayor to execute on behalf**

**of the City of Asheville a contract with the Housing Authority of the City of Asheville for a public housing modernization project.**

**HIGHLIGHTS:** The Housing Authority of the City of Asheville has

requested funds from the City to cover a portion of the cost for a window replacement project at the Deaverview Apartments project. The project includes the installation of energy efficient windows and security screens. This project would benefit 160 low income families by reducing utility costs and making their homes more comfortable and safe.

**FISCAL IMPACT:** \$60,000 of CDBG contingency funds will be used to fund a portion of the total \$228,159.95 project cost.

**Resolution Book No. 16, page 304.**

Upon motion of Councilman Tisdale, seconded by Vice-Mayor Frank, the Consent Agenda was unanimously adopted.

**RALPH BISHOP - FUNDING FOR RIVERFRONT PARK - LOTTERY SALES IN THE CITY OF ASHEVILLE**

Ralph Bishop spoke to members of Council relative to funding for the Riverfront Park and relative to lottery sales in the City of Asheville.

**CLAIMS - CAROL ANN MARTIN (SANITATION) - GLEN ANDERSON (SEWER) - MARY BAILEY (STREETS) - KATHRYN M. HORNE (INSPECTIONS) - CYNTHIA J. REDMAN (INSPECTIONS)**

The City Manager presented claims received from Carol Ann Martin, Glen Anderson, Mary Bailey, Kathryn M. Horne, and Cynthia J. Redman.

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

**ADJOURNMENT**

Mayor Bissette adjourned the meeting at 5:00 p.m.

Mayor City Clerk