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Tuesday - April 18, 1989 - 4:00 P.M.

Regular Meeting

Present: Mayor W. Louis Bisette, Presiding; Vice-Mayor Kenneth

M. Michalove; Councilmen Mary Lloyd Frank, Norma T. Price, Wilhelmina Bratton, Russell Martin and A. Robert York; Corporation Counsel William F. Slawter; City Manager Douglas O. Bean; and Associate City

Manager/City Clerk William F. Wolcott, Jr.

Absent:

INVOCATION

The invocation was given by Councilman Bratton.

APPROVAL OF MINUTES - APRIL 11, 1989

Mayor Bisette announced the approval of the minutes of the April 11, 1989 meeting as submitted.

I. PROCLAMATIONS:

A. Proclamation - "Asheville-Buncombe Community Christian Ministry Day" - April 23, 1989

Mayor Bisette read the proclamation and presented a copy to Scott Rogers with the Asheville-Buncombe Community Christian Ministry.

B. Proclamation - "Asheville Riverfront Design Week" - April 26 - 29, 1989

Mayor Bisette read the proclamation and presented a copy to Karen Cragolin, with the Riverfront Planning Committee. Ms. Cragolin spoke about the events that would be taking place during Riverfront Design Week.

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II. PUBLIC HEARINGS:

A. Public hearing relative to annexation of an area known as the Woods Edge Apartments Area.

B. Public hearing relative to annexation of an area known as the Skyland II Area.

SUMMARY: Pursuant to Part 3 of Article 4A of Chapter

160A of the N. C. General Statutes, the City of Asheville has examined certain areas to determine if they qualify for annexation. By Resolution No. 87-99, adopted June 2, 1989, the City of Asheville identified the Skyland II area and the Woods Edge Apartments Area as being under consideration for annexation. A report of the plans for extending services to these territories will be available for public inspection in the City Clerk's Office. Legible maps of the areas to be annexed and a list of persons holding freehold interest in property in the areas will be posted in the City Clerk's Office. On February 28, 1989, the City Council adopted Resolution Nos. 89-29 and 89-28 stating the intent of the City of Asheville to consider the annexation of Woods Edge and Skyland II and fixing the date of the

public hearing.

Mayor Bissette opened the public hearings

simultaneously at 4:23 p.m.

The City Clerk presented the notices to the public

setting the time and date for the public hearing.

Patty Tallerday, with the Planning Department, outlined

the boundaries proposed for annexation. She highlighted the plans for extending the services into the Woods Edge Apartments area and the Skyland II area.

Frank Mathis, Long Shoals Road, expressed concern about

police protection and police response time. He cited a recent incident where it took city police 55 minutes to respond to a rear-end collision last month in the Skyland area and wanted to know that this type of service will improve.

Mayor Bissette told Mr. Mathis that the City Manager

would look into that incident and that such response time is unacceptable.

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Mrs. Frank Mathis, Long Shoals Road, requested

information about maintenance of roads in the area, installation of sidewalks particularly near the schools, enforcement of speed limits, and the possibility of getting the speed limits reduced.

Mayor Bissette addressed Mrs. Mathis' concerns stating

that many of the roads in the area are state maintained roads but the City works very close with the N. C. Department of Transportation and can make recommendations to the department.

Clifford Bletcher, Glenn Bridge Road, asked that the

City help to have the speed limit controlled on Glenn Bridge Road. He also expressed concern that Carolina Power and Light Company rates will increase if the company has to pay higher taxes after their property is annexed.

Lynnwood Jackson, owner of a 22 unit apartment complex

on Glenn Bridge Road said his major concern would be the speed limits in the

area, sidewalks and street lights.

Bob Long, Long Shoals Road, said he was concerned about city police response time.

H.D. Smith, Edgewood Road Extension, asked about properties that would be taken in beyond Woods Edge Apartments.

Mayor Bisette said the City has to annex for more reasons than ad valorem taxes. He said the state shared revenues are based on assessed valuations or population and those revenues increase with annexations. He said properties are annexed under a strict procedure set forth by the North Carolina General Assembly.

A resident of 68 Ducker Road asked if the City would be paving dirt roads after the annexation.

Ann Carson, Beale Road, said annexation of their properties would not help the residents in the area.

Ralph Bishop spoke about enforcing the laws in the City and annexed areas.

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Emily Smoat, Spring Hill Circle, expressed concern that

Carolina Power and Light Company rates will increase if the company has to pay higher taxes. She said the city should get one area that they annex straightened out before trying to annex more property.

Frank Diamond, Hunters Trace Condominiums, asked if the

City would be taking over maintenance of the roads in the condominium project. He was informed that the roads can be accepted by the City for maintenance if they are up to city standards and the residents petition to have the roads dedicated and the residents are willing to give the city dedicated rights-of-way.

Robert Hopefield, 53 Hunters Trace, asked about bus

service to their area. He said the residents want full city services if they are going to be annexed. He was told that there would be no changes to school districts. He was also told that the city would take over maintenance of the street lights in the complex.

James Meece, 63 Rockwood Road, asked what percentage

his taxes would increase after annexation. He also asked if he could still target practice on his property after it is annexed. He also asked if an on/off ramp to the interstate would be possible. He said residents on fixed incomes could not afford a new tax and the Council should put the annexation to a vote of the people.

Mr. Meece was informed about the percentage of taxes, and was told the discharge of firearms in the city is not allowed and that the ramp to the interstate would have to be addressed by the state.

Homer Smith, of Ducker Road, also spoke in opposition to the annexation.

R. D. Wexler, owner of property in the area, asked general questions about annexation such as city bus service, car stickers, and said the people are being denied their constitutional right not to vote on this issue.

Clark Lisenbee, asked about zoning areas and whether they will match the existing county zones. He was informed that the zoning would match as closely as possible. He was also informed that the city would not pick up garbage dumpsters.

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Jerry Chandler, Vice-President of Haywood Crossing Condominiums, asked if the city would take over their sewerage lift station. He was informed that the City would take over the station if it can be intergrated into the city system.

Francis Biggs, of Long Shoals Road, expressed concern that industries in the area may lay off employees or deny them raises in an effort to absorb the extra tax.

R. D. Whitterspoon also spoke in opposition to the annexation.

Mayor Bissette closed the public hearing at 6:21 p.m.

and informed the audience that the first reading of the ordinances to annex the properties would be considered at the May 2, 1989 meeting.

SCHEDULING OF PUBLIC HEARING - TRAPPER'S RUN

SUBDIVISION - HAW CREEK

Vice-Mayor Michalove moved to schedule a public hearing relative to Trapper's Run Subdivision in Haw Creek for May 2, 1989. This motion was seconded by Councilman

Price and carried unanimously.

III. OLD BUSINESS:

IV. NEW BUSINESS:

V. CONSENT:

VI. OTHER BUSINESS:

COUNCIL MEETING OF APRIL 25, 1989 - EAST ASHEVILLE COMMUNITY CENTER

Mayor Bissette announced that the Council meeting scheduled for April 25, 1989 will be held in the East Asheville Community Center.

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COMMENTS RELATIVE TO WATER BOND ISSUE

Margaret Mears appeared before Council and asked if the wording on the Water Bond issue ballot could be changed to reflect the French Broad River as a water source. The City Attorney said it was too late to change the wording that if the wording was changed the entire process would have to start over.

Ms. Mears asked if the Water Master Plan adopted by the Water Authority, the City, and the County could be altered as far as the French Broad River is concerned.

Councilman Price said the chances of the Water Master Plan being changed is not very good and the alternatives for water sources are not viable at this time.

Mayor Bissette suggested that Ms. Mears also express her concerns to the Asheville-Buncombe Water Authority.

Brian Peterson, 11 Highland, referring to the \$40,000 fund set aside for Water Bond referendum, asked if any of these funds could be used by the opponents of the Water Bonds. He said if the funds are from tax sources that the opponents should be entitled to share the funds.

Mayor Bissette explained that the \$40,000 fund, contributions from industry and private individuals, was a private fund with no city funds involved, and that it was unlikely that the opponents could use the funds.

Upon inquiry of Councilman Price, the City Attorney said the Asheville-Buncombe Water Authority, under certain guidelines, may have the authority to issue water bonds.

CLAIMS - RONNIE RIDDLE (STREETS) - JACK SIMONDS (SEWER)

The City Manager presented claims received from Ronnie Riddle and Jack Simonds.

Mayor Bissette referred the claims to the City Attorney for investigation and recommendation.

VII. ADJOURNMENT

Mayor Bissette adjourned the meeting at 6:50 p.m.

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MAYOR CITY CLERK

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