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Tuesday - May 2, 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: Councilman Price

INVOCATION

The invocation was given by Councilman Martin.

APPROVAL OF MINUTES - APRIL 25, 1989

Mayor Bisette announced the approval of the minutes of the April 25, 1989 meeting with minor corrections.

I. PROCLAMATIONS:

A. Proclamation - "Respect for Law Week" -

May 1 - 7, 1989

Mayor Bisette read the proclamation and presented a

copy to John Teeter with the Asheville Optimist Club. The Asheville Optimist Club annually sponsors "Respect for Law Week".

B. Presentation by Western North Carolina Development

Association.

Patricia O. Brinkley, President of the Western North

Carolina Development Association, Inc., read a resolution adopted by the Western North Carolina Development Association, Inc. Board of Directors expressing their sincerest appreciation to the City of Asheville for providing them office space for 40 years at a nominal fee. She said the City Hall Building Renovation necessitated that the Western North Carolina Development Association vacate the space it has occupied for 40 years.

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II. PUBLIC HEARINGS:

A. Public hearing relative to final subdivision plat of

Trapper's Run (submitted as Haw Creek Subdivision).

Mayor Bisette said the Asheville Planning and

Zoning Commission on May 25, 1988, reviewed and approved the preliminary subdivision plat of Trapper's Run (submitted as Haw Creek Subdivision),

subject to the following contingencies:

1) Compliance with the County's Erosion Control

Ordinance;

2) Compliance with the County's Flood Plain Ordinance;

3) Variances by Board of Adjustment on front lot width for lots where required; and

4) 35' building setback line on Lots 1 and 34 along Haw Creek Road and 17-1/2' building setback line on corner lots 16, 26, 27 and 7.

These contingencies have been complied with and the final plat is submitted for your approval.

Mayor Bisette opened the public hearing at 4:30 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.

Tom Elmore, with the Planning Department, presented

the final plat stating that the developer has resolved all the contingencies outlined by the Planning and Zoning Commission. He said the plat received reviews from city departments and the Public Works Department is concerned about the infrastructure not being completed to city standards before being annexed and accepted by the City.

Ron Brondyke, Attorney representing the developer, spoke in support of the final plat for Trapper's Run.

Mayor Bisette closed the public hearing at 4:34 p.m.

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A discussion was held relative to the construction

of streets in the subdivision. The developer, Lee Norwood, said the streets were being constructed to state standards.

After further discussion, Vice-Mayor Michalove

moved to approve the final subdivision plat of Trapper's Run (submitted as Haw Creek Subdivision) as recommended by the Planning and Zoning Commission. This motion was seconded by Councilman

York and carried unanimously.

III. OLD BUSINESS:

A. Ordinance No. 1760 - Ordinance relative to annexation of an area known as the Woods Edge Apartments Area.

Mayor Bissette said 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, 1987, the City of Asheville identified the Woods Edge Apartments area as being under consideration for annexation. A public hearing was held on this proposed annexation on April 18, 1989

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

Councilman Frank moved for the adoption of Ordinance No. 1760. This motion was seconded by Councilman Martin.

On a roll call vote of 6-0, Ordinance No. 1760 passed on first reading.

B. Ordinance No. 1761 - An ordinance relative to annexation of an area known as the Skyland II Area.

Mayor Bissette said 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, 1987, the City of Asheville identified the Skyland II area as being under consideration for

annexation. A public hearing was held on this proposed annexation on April 18, 1989.

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

Councilman Frank moved for the adoption of Ordinance No. 1760. This motion was seconded by Councilman Martin.

On a roll call vote of 6-0, Ordinance No. 1760 passed on first reading.

IV. NEW BUSINESS:

A. Resolution adopting Minority and Women Business Procurement Plan.

Mayor Bissette said the Minority and Women Business

Procurement Plan states the Policy of the City with regard to providing equal opportunity for minority and women owned business enterprises (M/WBE) in all aspects of City contracting and purchasing programs. The plan also includes goals for M/WBE participation in overall City contracting and procurement and describes responsibilities of the City and contractors to enhance efforts to meet the goals.

Mayor Bissette said members of Council have been

requested to postpone action on this matter for two (2) weeks giving several groups an opportunity to review the proposed plan and to prepare their comments for Council.

Joe Webster, with the Asheville Chapter of the NAACP,

said he would make his comments on the plan when Council considers the issue in two weeks. He said he felt the goals in the plan are too low and expressed concern that the plan is for only 1988-89.

Marilyn , encouraged Council to adopt the plan.

She said a letter has been received from the National NAACP office relative to the proposed plan. She said this action may encourage women and blacks to bid on providing government services.

Ralph Bishop requested a copy of the proposed resolution

and plan. (The City Manager furnished Mr. Bishop with a copy of the resolution and plan).

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V. CONSENT:

A. Bids for two (2) truck mounted aerial devices/bucket

trucks for Parks, Recreation and Public Facilities

Department and Public Works Department.

SUMMARY: Bid Item "A" - One (1) truck mounted aerial

device/bucket truck for Parks, Recreation and Public Facilities Department Tree Crew. - Award to: Map Enterprises, Inc., Burlington, N. C., lowest bidder meeting bid specifications, in the amount of \$67,332.00 for a "Holan" model 819-50-3 Aerial Device mounted on a 1989

"Chevrolet" model C7D042 Cab and Chassis.

Bid Item "B" - One (1) truck mounted Aerial

Device/Bucket Truck for Public Works Department, Traffic Engineering Division. Award to: Map Enterprises, Inc., Burlington, N. C., low bidder, in the amount of \$35,869.00 for an "Armlift" Model A36H Aerial Device mounted on a 1989 "Ford"

model F-600 Cab and Chassis.

B. Sale of Disposal Parcel 137 of East End/Valley Street

Community Improvement Program.

SUMMARY: The Housing Authority has tentatively accepted

a bid from Larry Donahue for Disposal Parcel 137 of the East End/Valley Street Community Improvement Program. Mr. Donahue owns the adjacent property and plans to use the lot, which is too small to build on, to provide access to his rear yard for off street parking. The minimum price on Parcel 137 is \$61.00. Mr. Donahue's bid is \$61.00. The area of the lot

is 610 square feet.

Upon motion of Councilman Frank, seconded by Councilman

York, the consent agenda was unanimously approved.

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VI. OTHER BUSINESS:

COMMENTS BY MEMBERS OF COUNCIL - RECTOR STREET - CRESCENT STREET

Upon inquiry of Councilman Bratton, the City Manager said the

City staff is looking into the requests of the residents on Rector Street to have the street reopened.

The City Manager said he would also look into the request of the

residents on Crescent Street to having the street made one-way since the street is extremely narrow. Mayor Bissette said he understands the residents are circulating a petition to have the street a one-way.

The City Manager asked members of Council to mark their

calendars for Sunday, May 21, 1989 at 3:00 p.m. in the Council Chambers for a surprise ceremony.

RENDALL DAVIS - STATEMENT RELATIVE TO WATER BOND ISSUE

Rendall Davis read a prepared statement opposing the upcoming water bond issue. He said he had joined the Coalition for Safe Drinking Water in opposing the use of the French Broad River as a water resource.

CLAIMS - CLAUDE TAYLOR (SEWER) - JOE SIMPSON (SEWER) - G. S. KING (WATER/STREETS) - SHANDY NEWELL (WATER)

The City Manager presented claims received from Claude Taylor, Joe Simpson, G. S. King, and Shandy Newell.

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

LAWSUIT - HARRY BRUMMER

The City Manager said the city was served with a lawsuit on April 26, 1989 involving Harry Brummer (improper denial of building and zoning permit).

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

RALPH BISHOP - SELECTION OF NEW POLICE CHIEF

Ralph Bishop made comments about the Asheville Police Department and the selection of the new Police Chief.

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VII. ADJOURNMENT.

Mayor Bissette adjourned the Council meeting at 5:25 p.m.

MAYOR CITY CLERK
