

Tuesday – June 11, 2019 - 5:00 p.m.

Regular Meeting

Present: Mayor Esther E. Manheimer, Presiding; Vice-Mayor Gwen C. Wisler; Councilman Brian D. Haynes; Councilman Vijay Kapoor; Councilwoman Julie V. Mayfield; Councilwoman Sheneika Smith; Councilman W. Keith Young; City Manager Debra Campbell; City Attorney Brad Branham; and City Clerk Magdalen Burleson

Absent: None

PLEDGE OF ALLEGIANCE

Mayor Manheimer led City Council in the Pledge of Allegiance.

I. PROCLAMATIONS:

II. CONSENT AGENDA:

At the request of Mayor Manheimer, a motion to allow the electronic attendance of Mayor Esther Manheimer at the June 25, 2019, City Council meeting was added to the Consent Agenda.

- A. APPROVAL OF THE MINUTES OF THE REGULAR MEETING HELD ON MAY 28, 2019**

- B. RESOLUTION NO. 19-135 - RESOLUTION AUTHORIZING THE CITY MANAGER TO DIRECT STAFF TO PREPARE AND SUBMIT APPROPRIATE INFORMATION TO THE N.C. DEPT. OF TRANSPORTATION TO BE FORWARDED TO THE FEDERAL HIGHWAY ADMINISTRATION FOR CONSIDERATION AND APPROVAL OF ACTIVITY CATEGORY A LAND USE DESIGNATION FOR RIVERSIDE CEMETERY**

Action Requested: Adoption of a resolution authorizing the City Manager to direct staff to prepare and submit appropriate information to the N.C. Dept. of Transportation (NCDOT) to be forwarded to the Federal Highway Administration (FHWA) for consideration and approval of Activity Category A land use designation for Riverside Cemetery.

Background:

- Procedures for noise studies and noise abatement measures are intended to help protect the public's health, welfare, and livability.
- The FHWA Noise Standard (23 CFR 772) and the NCDOT Traffic Noise Policy applies to any highway project that is funded by federal-aid highway funds in North Carolina.
- A traffic noise analysis is completed for each alternative under detailed study and for each noise abatement criteria activity category listed in Table 1 of the federal noise standard.
- Activity Category A includes lands on which serenity and quiet are of extraordinary significance and serve an important public need and where the preservation of those qualities is essential if the area is to continue to serve its intended purpose.
- The FHWA makes the final determination regarding Activity Category A designations.

Council Goal(s):

- Transportation and Accessibility

Committee(s):

- Recreation Board - May 13, 2019 - approved unanimously
- Planning & Economic Development Committee - May 13, 2019 - approved unanimously

Pro(s):

- Places a more restrictive traffic noise level threshold on the property.
- Would apply to the I-26 Connector project.

Con(s):

- This designation has been given to only two locations in the United States so it is very difficult to achieve.

Fiscal Impact:

- There is no known fiscal impact.

Motion:

- Staff recommends that City Council adopt a resolution authorizing the City Manager to direct staff to prepare and submit appropriate information to the NCDOT to be forwarded to the FHWA for consideration and approval of Activity Category A land use designation for Riverside Cemetery.

RESOLUTION BOOK NO. 40 - PAGE 454

C. RESOLUTION NO. 19-136 - RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH TAG CONTRACTING INC. FOR THE VICTORIA ROAD SLOPE STABILIZATION PROJECT

Action Requested: Adoption of a resolution authorizing the City Manager to execute a contract with TAG Contracting, Inc. in the amount of \$168,387.00 and authorize the City Manager to approve an additional contingency amount of \$33,677.40 (20%) for a total of \$202,064.40, for the Victoria Road - Slope Stabilization Project.

Background:

- The contract was advertised on April 30, 2019, with an original Bid Opening scheduled for May 13, 2019.
- Bids were not opened on May 13, 2019, due to only receiving one bid.
- With advertising this contract as a formal contract, the requirement per city policy and general statute is that we cannot open bids on the first advertisement unless we receive three bids. The contract must then be re advertised for a minimum of seven days.
- During the second bid opening, according to general statute the city may open bids with even one bid received.
- We then re-advertised the contract on May 14, 2019, and with only receiving one bid for the second opening, the City could legally open the bids with only receiving one bid.
- Bid was opened on May 22, 2019, after receiving one bid - TAG Construction, Old Fort, NC.

Council Goal(s):

- A Financially Resilient City

Committee(s):

- None

Pro(s):

- The contract will complete the stabilization work required to stabilize the slope adjacent to Victoria Road a main road used by AB Tech, Mission Hospital, Asheville High School and other residents and business owners in the area.
- The contract is to prevent a much larger slide that would likely require the closing of part or all of Victoria Road.

Con(s):

- Construction will be disruptive to adjacent residences and businesses. Efforts will be made to minimize disruptions.

Fiscal Impact:

- Funding for this contract is budgeted in the Stormwater Utility Fund Capital Improvement Program.

Motion:

- Motion to adopt a resolution authorizing the City Manager to execute a contract with TAG Contracting, Inc. in the amount of \$168,387.00 and authorize the City Manager to approve an additional contingency amount of \$33,677.40 (20%) for a total of \$202,064.40, for the Victoria Road - Slope Stabilization Project.

RESOLUTION BOOK NO. 40 - PAGE 455

D. RESOLUTION NO. 19-137 - RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CHANGE ORDER WITH GHD CONSULTING SERVICES INC. FOR THE MILLS RIVER WATER TREATMENT PLANT ROOF PROJECT

Action Requested: Adoption of a resolution authorizing the City Manager to execute a change order for GHD's engineering services on the Mills River Roof Replacement Project.

Background:

- The Mills River WTP was completed in 1999.
- During construction the need for replacement of five (5) indoor air handling units and their associated outdoor condensing units was identified
- Replacement for 20 year old air handling units is not "in kind" replacements. Staff required guidance on the specifications.
- Additional design of access ladders with platforms at the Intake Structure and Raw and Finish Water Pumping Building was also added to the project for staff safety and maintenance accessibility.
- GHD Consulting service was originally hired to supervise this work.
- The original contract requires an extension as a result of delays due to inclement weather.
- Additional construction management and inspection services are required to provide oversight for above items that have been added to the original scope of work resulting in a request for a change order at a cost of \$96,720.

Council Goal(s):

- A Financially Resilient City

Committee(s):

- None

Pro(s):

- This project will finish repairs that needed to be made to the Mills River Water Treatment Plant in order to operate the plant efficiently, reliably, ensure sustainability and safety.

Con(s):

- None

Fiscal Impact:

- Water Resources Department currently has funds set aside in the Capital Improvement Program budget for this project and contingency.

Motion:

- Move to adopt a resolution authorizing the City Manager to execute a change order with GHD Engineering for \$96,720.

RESOLUTION BOOK NO. 40 - PAGE 456

E. RESOLUTION NO. 19-138 - RESOLUTION AMENDING THE CITY COUNCIL RULES ON BOARDS AND COMMISSIONS TO PROVIDE CITY COUNCIL DISCRETION TO ALLOW MEMBERS OF CERTAIN BOARDS, APPOINTED BY THE CITY COUNCIL, TO SERVE MORE THAN TWO TERMS UNDER CERTAIN CIRCUMSTANCES

Action Requested: Adoption of a resolution amending the City Council Rules on Boards and Commissions to provide City Council discretion to allow members of certain boards, appointed by the City Council, to serve more than two terms under certain circumstances.

Background:

- Per the City Council's Rules on Boards and Commissions, a term of service on all City boards shall be limited to three years or less, unless otherwise provided by law; and, a length of service on all boards and commissions shall be limited to two full successive terms.
- Certain boards are creations of state laws which mandate two-year terms for board members. Boards created by state law often exercise quasi-judicial functions that require expertise and experience, and can be difficult to fill.
- The proposed amendment would allow City Council to waive the limit of two-full successive terms, for board members appointed by the City Council, for boards created by statute after weighing the following factors: 1) term lengths; 2) level of desired board expertise and experience; 3) matters pending before the board; and 4) additional terms would contribute to board stability and continuity.

Council Goal(s):

- Connected and engaged Community

Committee(s):

- Boards and Commission Committee - June 11, 2019

Pro(s):

- Limit vacancies on certain boards.
- Ensure board stability and consistency.

Con(s):

- Potential for a member to serve an extended period of time at the cost of recruiting a new member.

Fiscal Impact:

- None

Motion:

- Motion to adopt resolution to revise the Boards and Commissions Rules of Procedure to allow City Council the discretion to allow members of boards to serve more than two terms under certain circumstances.

RESOLUTION BOOK NO. 40 - PAGE 457

F. ORDINANCE NO. 4745 - BUDGET AMENDMENT RELATED TO ASHEVILLE POLICE DEPARTMENT AUTO INSURANCE RECOVERY FUNDS

Action Requested: Adoption of a budget amendment in the General Capital Projects Fund in the amount of \$15,074.59 from insurance funds received from damaged Asheville Police Department (APD) vehicles to utilize towards APD vehicle or equipment replacement.

Background:

- Since July 1, 2018, the City of Asheville Risk Management Division (City) has recovered \$15,074.59 from 3rd party at-fault motor vehicle accidents with APD vehicles.
- The City seeks to allocate these insurance recovery funds to APD to utilize towards APD vehicle replacement or equipment.

Council Goal(s):

- A Financially Resilient City

Committee(s):

- None

Pro(s):

- Allocate APD auto insurance recovery funds to APD for utilization.

Con(s):

- None

Fiscal Impact:

- Transfer \$15,074.59 in reimbursed insurance claims revenue received in the Property & Liability Fund into the General Capital Project Fund for APD vehicles/equipment.

Motion:

- Move to adopt a budget amendment in the General Capital Projects Fund in the amount of \$15,074.59 from insurance funds received from damaged APD vehicles to utilize towards APD vehicle replacement or equipment.

-

ORDINANCE BOOK NO. 32 - PAGE 379

G. RESOLUTION NO. 19-139 - RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BRYANT'S LAND AND DEVELOPMENT SERVICES INC. FOR THE PHASE 3 BOND RESURFACING PROJECT

Action Requested: Adoption of a resolution authorizing the City Manager to execute on behalf of the City of Asheville a contract with Bryant's Land and Development Industries, Inc. in the

amount of \$2,487,426.50 plus a contingency of \$497,485.30 (20%) for a total of \$2,948,911.80 for Phase 3 Bond Resurfacing.

Background:

- Brooklyn Road, Cisco Road and Kenilworth Road were chosen for resurfacing under Phase 3 of the Bond Resurfacing Program. These roads were chosen because their condition and length made the roads too costly to fully repair under the City's annual resurfacing program. Brooklyn Road and Kenilworth Road will also receive sidewalk repairs.
- The contract was advertised on April 26, 2019, and bids were opened on May 16, 2019. The results were as follows:

Bryant Land and Development Services, Inc. of Burnsville, NC	\$2,487,426.50
French Broad Paving, Inc. of Marshall, NC	\$2,492,350.00
Harrison Construction, Inc. of Asheville, NC	\$2,789,833.50

Council Goal(s):

- Transportation and Accessibility
- Smart City

Committee(s):

- None

Pro(s):

- The contract will resurface approximately 3.1 miles of City streets.
- The contract provides repairs for sidewalks on Brooklyn and Kenilworth Roads.

Con(s):

- Construction will be disruptive to adjacent residences and businesses. Efforts will be made to minimize disruptions.

Fiscal Impact:

- Funding is coming from the 2016 General Obligation Bond approved in November, 2016. The total maximum cost of this contract, including contingency, is \$2,948,911.80 .

Motion:

- Motion to adopt a resolution authorizing the City Manager to execute on behalf of the City of Asheville a contract with Bryant Land and Development Services, Inc. in the amount of \$2,487,426.50 plus a contingency of \$497,485.30 (20%) for a total of \$2,948,911.80 for Phase 3 Bond Resurfacing.

RESOLUTION BOOK NO. 40 - PAGE 463

H. ORDINANCE NO. 4746 - BUDGET AMENDMENT TO ALLOW ADDITIONAL EXPENSES RELATED TO NEW PROTERRA ELECTRIC BUS PURCHASES

Action Requested: Adoption of a budget amendment in the amount of \$216,000 from the General Capital Projects Fund to the Transit Capital Projects Fund to allow for additional expenses related to new Proterra electric bus upfitting.

Background:

- The Transit Services Capital Fund includes \$3.63M for the purchase of 5 new Proterra electric buses, including battery (lease), chargers, and charging station installation.
- An additional \$216,000 is needed to fund items that were not included in the original budget and/or that have exceeded the initial estimate.

- The additional funding is needed to purchase 5 fareboxes and software that were not originally included in the budget because staff thought fareboxes from the old buses could be reused in the new buses.
- Additional funding is also needed for vehicle registration fees and design/construction costs for the charger installation slightly exceeded the original estimate.
- Additional funding to add acceleration and brake pedal extenders to all 5 buses.
- Additional funding to purchase and install Swiftly GPS trackers on all 5 buses.
- Staff is recommending that the additional funding be taken from the FY 2018-19 General Capital Projects CIP contingency. Since this budget change involves moving funds from one fund to another, Council action is required to approve the budget amendment

Council Goal(s):

- A Financially Resilient City

Committee(s):

- Finance & Human Resources Committee - February 26, 2019 - approved unanimously

Pro(s):

- Provides the needed funding to complete the upfitting of 5 new Proterra electric buses and put those buses into service.

Con(s):

- Requires the use of \$216,000 in funding from the FY 2018-19 CIP contingency.

Fiscal Impact:

- As noted above, staff is proposing to transfer \$216,000 in funding from the FY 2018-19 CIP contingency to cover the additional costs associated with this project.

Motion:

- Motion to adopt a budget amendment in the amount of \$216,000 from the General Capital Projects Fund to the Transit Capital Projects Fund to allow for additional expenses related to new Proterra electric bus upfitting.

ORDINANCE BOOK NO. 32 - PAGE 380

I. RESOLUTION NO. 19-140 - RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A NEW ONE-YEAR MEMORANDUM OF UNDERSTANDING WITH THE FRIENDS OF THE NATURE CENTER

Action Requested: Adopt a resolution authorizing the City Manager to execute a new one year Memorandum of Understanding with the Friends of the WNC Nature Center, Inc. ("Friends"), on behalf of the City of Asheville.

Background:

- Since 2005 the City of Asheville and the Friends of the Nature Center have participated in a Memorandum of Understanding (MOU) that describes the relationship between the two parties.
- The purpose of the agreement was for the City, as the owner of the Nature Center, to establish the respective roles of the Friends as the official membership and support organization for the Nature Center as approved by City Council.
- The City retained ownership of the membership program and designated the Friends as the official fundraising support organization supporting the mission of the Nature Center.
- In 2017, the City of Asheville entered into a lease agreement with Friends of the WNC

- Nature Center.
- The primary role and responsibility of the Friends is to assist the Nature Center raising funds for financing education and conservation programs, development, expansion, renovation, and operation of the Nature Center facilities.
- The Fiscal Year (FY) 2018-19 funding levels provided by Friends is \$175,000.
- Both parties evaluate the relationship as part of the annual process to renew the MOU. Both parties are in agreement to renew the MOU for the next 12 month period.
- The current agreement is set to expire June 30, 2019.
- The FY 2019-20 funding level provided by the Friends will be \$150,000.
- The only change in terms of this MOU as compared to last year's is the aforementioned reduction in operating funding provided by the Friends and a change clarifying that City of Asheville/WNC Center, not the Friends, is an AZA accredited member.
- This is a one-year Memorandum of Understanding.

Council Goal(s):

- This action aligns with the 2036 Council Vision of a thriving local economy and a connected and engaged community.

Committee(s):Council Finance Committee April 23, 2019

Pro(s):

- Continued operational support from the Friends through a new Memorandum of Understanding for one additional year which allows staff to include this agreement in the analysis of agreements and partnerships planned for FY 2019-20.

Con(s):

- None

Fiscal Impact:

- The amendment includes a new annual allocation from the Friends of \$150,000, a decrease of \$25,000 over FY 2018-19. This decrease is not expected to impact the performance of the Nature Center; increased attendance is driving higher anticipated revenue that can cover the reduction.

Motion:

- Motion to adopt a resolution authorizing the City Manager to execute a new one year Memorandum of Understanding with the Friends of the WNC Nature Center, Inc. on behalf of the City of Asheville.

Mr. Timothy Sadler wanted to make sure that the WNC Nature Center is still public, which it is.

RESOLUTION BOOK NO. 40 - PAGE 464

J. MOTION SETTING A PUBLIC HEARING FOR JUNE 25, 2019, TO CONSIDER A STREET NAME CHANGE OF THE MOST SOUTHERN PORTION OF PARK AVENUE NORTH TO ARTFUL WAY

Action Requested: Set a June 25, 2019, public hearing date to consider a street name change of the most southern portion of Park Avenue North to Artful Way.

Background:

- Park Ave N is a duplicated street name in the same emergency response area. The Haywood Road bridge was constructed in the 1970's and Park Avenue North was split

into two different street segments. The most northern segment is planned to remain the same Park Avenue North street name. The southern segment is being considered to be renamed to eliminate the duplicate street name confusion.

- Timing for eliminating the duplicate street name is right as there are no occupied structures on the street to endure a street address change.
- Changes to existing public street names shall be approved through a resolution of the City Council following a public hearing advertised with state open meeting laws. The Notice will be posted prominently along the street, published at least once in a newspaper and mailed to all property owners adjoining the affected right-of-way.

Council Goal(s):

- A well-planned and livable community

Committee(s):

- Public Safety Committee - May 23, 2019 - supported the street renaming

Pro(s):

- Potential emergency response enhanced with a new unique street name.

Con(s):

- Cost and labor of replacing one street name sign.

Fiscal Impact:

- Material, fabrication and installation costs of the new street sign is included in the Transportation Department annual operating budget.

Motion:

- Motion to consider changing the of the most southern portion of Park Avenue North to Artful Way and authorize the City Manager to set a public hearing on June 25, 2019.

K. MOTION SETTING A PUBLIC HEARING FOR JUNE 25, 2019, TO CONSIDER A STREET NAME CHANGE OF WILBAR AVENUE TO LEE GARDEN LANE

Action Requested: Set a June 25, 2019, public hearing date to consider a street name change of Wilbar Avenue to Lee Garden Lane

Background:

- The Lee Walker Heights property was rezoned to allow for a complete redevelopment of an existing housing development. The developer requested to name the proposed new access drive Lee Garden Ln. There is a short portion of what appears to be platted public right-of-way that connects Wilbar Ave to Short Coxe Ave. Since that portion of right-of-way appears to be public then only City Council can consider a street name change.
- Timing for changing the street name is right as there are no occupied structures on Wilbar Avenue to endure a street address change.
- Changes to existing public street names shall be approved through a resolution of the City Council following a public hearing advertised with state open meeting laws. The Notice will be posted prominently along the street, published at least once in a newspaper and mailed to all property owners adjoining the affected right-of-way.

Council Goal(s):

- A Well-Planned and Livable Community

Committee(s):

- Public Safety Committee - May 23, 2019 - subsequently supported the street renaming after hearing input from Asheville Housing Authority on how the proposed new name originated

Pro(s):

- Potential emergency response enhanced with a new unique street name before new construction. occurs.

Con(s):

- Cost and labor of replacing one street name sign.

Fiscal Impact:

- Material, fabrication and installation costs of the new street sign is included in the Transportation Department annual operating budget.

Motion:

- Motion to consider changing the street name of Wilbar Avenue to Lee Garden Lane and authorize the City Manager to set a public hearing on June 25, 2019.

L. RESOLUTION NO. 19-134 - RESOLUTION NAMING POLICE HEADQUARTERS IN MEMORY OF FORMER POLICE LIEUTENANT WALTER ROBERTSON

Action Requested: Adoption of a resolution naming Police Headquarters located at 100 Court Plaza in memory of former Police Lieutenant Walter Robertson.

Background:

- Pursuant to the City's public property naming policy, Councilman Keith Young has requested Police Headquarters be named in memory of former Police Lieutenant Walter "Walt" Robertson.
- Mr. Robertson was an Asheville native and graduated from Lee Edwards High School; and
- Mr. Robertson was a decorated Army veteran of the Vietnam War in which he earned several campaign medals, including the Purple Heart; and
- Mr. Robertson was the first African American Lieutenant in the history of the Asheville Police Department.
- Mr. Robertson dedicated 30 years to law enforcement, diligently serving Asheville residents with pride and honor.
- Mr. Robertson was well respected and admired by the community.
- Mr. Robertson was a mentor to many and was actively involved in the program "Getting Back to Basics," to assist economically disadvantaged families.
- Community input was solicited through Open City Hall and neighborhood networks. As of June 5, 456 people visited the Open City Hall page, 105 people commented which translates into 5.3 hours of public comment. The majority of the responses supported naming police headquarters in honor of former Lieutenant Robertson. All responses remain accessible through the Open City Hall web page.

Council Goal(s):

- Well-Planned and Livable Community
- Diverse Community

Committee(s):

- None

Pro(s):

- Honor a mentor to current and former Police officers alike.
- Recognize Mr. Robertson's leadership as a good servant of the public's well-being and safety.

Con(s):

- None

Fiscal Impact:

- It is estimated that a plaque and installation may cost up to \$10,000. These funds are available in the City's operating budget.

Motion:

- Adopt a resolution to name Police Headquarters located at 100 Court Plaza in memory of former Police Lieutenant Walter Robertson.

RESOLUTION BOOK NO. 40 – PAGE 453

M. MOTION TO ALLOW ELECTRONIC ATTENDANCE

Action Requested: Pursuant to N. C. Gen. Stat. sect. 143-318.13, move to allow for the electronic attendance of Mayor Esther Manheimer at the June 25, 2019, meeting of the Asheville City Council so that she may participate fully in said meeting by phone, including any public hearing and vote.

Mayor Manheimer asked for public comments on any item on the Consent Agenda, but received none.

Mayor Manheimer said that members of Council have been previously furnished with a copy of the resolutions and ordinances on the Consent Agenda and they would not be read.

Vice-Mayor Wisler moved for the adoption of the Consent Agenda. This motion was seconded by Councilman Kapoor and carried unanimously.

III. PRESENTATIONS & REPORTS: None.

IV. PUBLIC HEARINGS:

A. PUBLIC HEARING TO SOLICIT COMMENTS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP ACT FUNDS ANNUAL ACTION PLAN FOR FISCAL YEAR 2019-20

RESOLUTION NO. 19-141 - RESOLUTION AUTHORIZING SUBMISSION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP ACT FUNDS ANNUAL ACTION PLAN FOR FISCAL YEAR 2019-20 TO THE U.S. DEPT. OF HOUSING & URBAN DEVELOPMENT

Community Development Director Paul D'Angelo said that this is the consideration of a resolution authorizing submission of the Community Development Block Grant and HOME

Investment Partnership Act funds Annual Action Plan for Fiscal Year 2019-20 to the U.S. Dept. of Housing & Urban Development. This public hearing was advertised on May 31 and June 7, 2019.

Action Requested: Authorization from the City Manager to submit the 2019-20 Consolidated Action Plan for Community Development Block Grants (CDBG) and the HOME Investment Partnerships Program (HOME) programs to the U.S. Department of Housing and Urban Development (HUD) and to sign all documents necessary to implement the plan.

Background:

- The City will have \$1,098,176 in CDBG funds and \$1,269,322 in HOME funds available for the fiscal year beginning July 1, 2019. The HUD entitlement grant funding is 12.5% lower for HOME and approximately 3% lower for CDBG entitlement level funding from 18/19:

○ CDBG	19/20	\$1,009,176	18/19	\$1,037,798
○ HOME	19/20	\$1,229,155	18/19	\$1,383,695

- The City's Housing and Community Development (HCD) Committee has made recommendations for the use of CDBG funds, which must be used in housing & community development programs within the City of Asheville.
- The Asheville Regional Housing Consortium Board has recommended uses for HOME funds, which must be used for housing programs within the four-county Consortium area (Buncombe, Henderson, Madison, and Transylvania counties).
 - Funds are awarded based on HUD, CDBG & HOME guidelines as well as the Priorities listed in the City's 5 Year Consolidated Plan which was approved by the Asheville City Council on April 28, 2015, and HUD on July 22, 2015.

Council Goal(s):

- A Diverse Community
- Quality Affordable HOusing
- Thriving Local Economy

Committee(s):

- Housing & Community Development Committee - March 29 2019 - Unanimously approved
- Asheville Regional Housing Consortium Board - March 27 2019 - Unanimously approved
- Asheville Regional Housing Consortium Board - April 30 2019 -Unanimously approved

Pro(s):

- Approval of the Consolidated Action Plan paves the way for HUD funding to be utilized by partners in the City of Asheville and the region, with funds to be used to create affordable housing, jobs and impact in our moderate and lower income communities.

Con(s):

- It is not possible to fund all of the applications received, and many agencies funded will receive less than the amounts requested.

Fiscal Impact:

- The Action Plan is fully funded from federal CDBG & HOME entitlement grants, unused funds from previous completed projects, and estimated program income. Staff costs to administer the program are also fully paid from federal sources. The funded programs will provide new construction and other economic activity in the City and the region, creating and sustaining employment and impacting moderate and low income communities

Mayor Manheimer opened the public hearing at 5:10 p.m.

Mr. Timothy Sadler questioned how many units are dedicated for the homeless in the grant funds.

Mayor Manheimer closed the public hearing at 5:12 p.m.

Mayor Manheimer said that members of Council have previously received a copy of the resolution and it would not be read.

Councilwoman Mayfield moved to adopt the resolution authorizing submission of the City's Consolidated Annual Action Plan for 2019-2020 to the U.S. Department of Housing and Urban Development and authorizing the City Manager to sign all contracts or agreements required for the implementation of the Consolidated Annual Action Plan. This motion was seconded by Vice-Mayor Wisler and carried unanimously.

RESOLUTION BOOK NO. 40 – PAGE 465

V. UNFINISHED BUSINESS:

A. RESOLUTION NO. 19-142 - RESOLUTION APPROVING THE RECOMMENDATIONS FOR THE FISCAL YEAR 2019-20 STRATEGIC PARTNERSHIP FUND GRANTS

Community Development Director Paul D'Angelo said that this is the consideration approval and adoption of 2019-20 Strategic Partnership Fund grant recommendations.

Background:

- The Housing & Community Development Committee received applications from 31 eligible organizations for Strategic Partnership Fund grants for 2019-20 for a total of \$234,500, with an additional \$7,500 set aside for agency capacity building.
- The Committee considered these applications at their meeting on March 29, 2019, in accordance with the Strategic Partnership Fund purpose of directly supporting the Asheville City Council's 2036 Vision and now recommends 27 applications for funding.
- Total recommended funding for Strategic Partnership Fund grants and capacity building set-aside is \$242,000.
- The recommendations are:

AGENCY	AWARD
Asheville Writers Communities in Schools-Word on the Street	\$7,500
Aspire Youth and Family-Kids at Work	\$5,000
Council on Aging Buncombe County-Service Coordinator for the City of Asheville	\$7,500
Hola Community Arts-Latino Partnership Program	\$3,333
Mt Zion Community Development-Project Empower	\$5,000
My Daddy Taught Me That-Youth in Public	\$21,667

Housing Disparities	
YMI Cultural Center-Restoring the YMI	\$10,838
YWCA-Swim Equity	\$8,335
Asheville Art Museum Association-Early Literacy Through Art	\$1,667
Asheville Museum of Science-Closing the Achievement Gap through STEM Learning for Students and Families	\$10,000
Children First/Communities in Schools-Claxton Student Support Specialist and Pisgah View	\$13,333
The Christine Avery Learning Center-CWA Early Learning Program	\$20,000
One Youth at a Time-Tutoring, Mentoring, and Education	\$2,662
Partners Unlimited-Academic Enhancement	\$16,667
Getting Back to the Basics-Community Summer Day Camp	\$3,167
Read to Succeed-Read to Succeed	\$9,667
Youth Transformed for Life-R.O.S.E.S and M.O.S.S	\$21,667
Buncombe Partnership for Children-Early Childhood Workforce Development	\$10,667
Pisgah Legal Services-Tenant Eviction Response Program	\$13,333
Green Opportunities-GO YouthBuild Community Improvement Projects	\$13,333
YWCA-Getting Ahead in a Just Getting By World	\$3,333
Aspire Youth and Family-Employ Youth	\$3,333
Community Action Opportunities-Life Works for the Justice Involved	\$4,000
Just Economics-Removing Barriers to Income Mobility	\$2,833

OnTrackFinancial Education & Counseling-Volunteer Income Tax Assistance	\$7,333
River Front Development Group-African American Cultural Heritage Project	\$5,000
Bountiful Cities-Community Garden Network Support	\$3,333

Council Goal(s):

- A Diverse Community
- Quality Affordable Housing
- Thriving Local Economy

Committee(s):

- Housing & Community Development Committee-March 29 2019

Pro(s):

- Approval of the Strategic Partnership Fund provides operating support to Asheville-based organizations that are providing direct services for Asheville residents.
- The Strategic Partnership Fund reflects the recommendations of the City's Housing & Community Development Committee.

Con(s):

- Budget constraints continue to curtail the availability of funds; supported organizations will need to find alternate sources of program support.
- All worthy proposals could not be funded.

Fiscal Impact:

- Strategic Partnership Funds are funded from the City's general fund and included in the Fiscal Year 2019-20 budget.

Mayor Manheimer said that members of Council have been previously furnished with a copy of the resolution and it would not be read.

Vice-Mayor Wisler moved to adopt a resolution approving the 2019-20 Strategic Partnership Fund grants as outlined above. This motion was seconded by Councilwoman Mayfield and carried unanimously.

RESOLUTION BOOK NO. 40 – PAGE 468

B. ORDINANCE NO. 4747 - ORDINANCE ADOPTING THE FISCAL YEAR 2019-20 ANNUAL OPERATING BUDGET

Action Requested: Adoption of an ordinance to adopt the Fiscal Year 2019-20 Annual Budget.

Background:

- The Fiscal Year (FY) 2019-20 Proposed Annual Operating Budget was presented to City Council on May 14, 2019. In accordance with the North Carolina Local Government Budget and Fiscal Control Act, a summary of the Proposed Budget along with a notice of the Public Hearing was published on May 13, 2019.
- City Council conducted a public hearing on the Proposed Budget on May 28, 2019.

- The Proposed Budget is balanced with an ad valorem tax rate of \$0.4289 per \$100 of assessed value, which is unchanged from the current rate. All essential City services are continued in the Proposed Budget.
- There have been no fiscal changes to the Proposed Operating Budget since it was presented to Council on May 14, 2019.
- The Proposed Capital Budget has been updated to include the up to \$1.5 million that the U.S. Cellular Center will be receiving over the next 12-18 months from the new Harrah's Cherokee naming rights agreement. The U.S. Cellular Center Capital Fund budget also includes the \$1.6 million that will be received in July of this year from the new Ticketmaster Agreement.
- As part of Budget Adoption, Council is directing staff to study compensating all City employees at a base annual full-time salary of \$31,200 (which is equivalent to \$15/hour based on a 40 hour work week). This threshold would apply to all permanent full-time, permanent part-time, and temporary/seasonal employees.
- Staff will direct the classification and compensation study consultant in the first phase of the study to provide the City with recommendations and costs for implementing if applicable. Adjustments would include those needed to address salary compression issues. The City Manager will identify funding within the proposed budget to begin implementation based on study recommendations

Council Goal(s):

- A Financially Resilient City

Pro(s):

- Ensures City's compliance with North Carolina General Statutes that require local governments to adopt a balanced budget ordinance by July 1 of each year.
- General Fund budget is balanced for ongoing operating expenses and all essential City services are continued.

Con: None.

Fiscal Impact:

- As noted above, the Proposed FY 2019-20 General Fund budget is balanced with an ad valorem tax rate of \$0.4289 per \$100 of assessed value, which is unchanged from the current rate.

City Manager Campbell explained her approach to addressing the funding issues raised at the public hearing. In summary, regarding the Urban Forest Master Plan and position, she said that over the next several months, an interdepartmental team will work with the Tree Commission and nonprofit groups to review current tools and our authority to regulate trees on private property as well as propose any needed changes. The Development Services Department has the capability to manage the current requirements and any near-term regulatory changes intended to enhance tree protection without additional staff. Regarding the support for the Minority Business Program and Manager, the Fiscal Year 2019-20 budget includes \$60,000 to develop a small business training program that will increase access to contracting opportunities with the City and address barriers to success for small businesses. The requested programming includes implementation of a Train-the-Trainer program to increase capacity in minority contracting. Regarding fully funding the first year of the Transit Master Plan, the Fiscal Year 2019-20 budget includes a \$1,559,000 increase in General Fund support for the Transit Fund, \$1 Million of which is for operational improvements (route reconfigurations to include additional 20,000 service hours, and 6 additional staff. Implementation of the first year of the Transit Master Plan in January 2020 or sooner isn't just an issue of having enough funding, and she explained the other challenges. Staff is committed to reviewing and assessing implementation of the proposed enhancements

and will report back to Council on our progress and proposed budgetary changes, if any, that may be needed to accelerate the first full year of implementation. And, regarding a salary adjustment of \$31,200/\$15.00 (40 hour work week equivalent), Council directed her to study compensating employees a base annual full-time salary of \$31,200 (which is equivalent to \$15/hour based on a 40 hour work week). The threshold would apply to all permanent full-time, permanent part-time, and temporary/seasonal employees. Staff will direct the classification and compensation study consultant, in the first phase of the study, to provide the City with recommendations and costs for implementing this directive including any adjustments needed to address salary compression issues. She will identify funding within next year's budget to begin implementation based on study recommendations.

Vice-Mayor Wisler confirmed that the issues raised and addressed by City Manager Campbell are included in the budget before Council for adoption.

Councilwoman Mayfield was pleased with the direction regarding Urban Forest Master Plan and position. Regarding transit, she appreciated City Manager Campbell looking mid-year at trying to start the full implementation of the Transit Master Plan as soon as there is funding and stability.

Mayor Manheimer said that members of Council have previously received a copy of the ordinance and it would not be read.

Vice-Mayor Wisler moved to adopt the Fiscal Year 2019-20 Annual Budget. This motion was seconded by Councilman Kapoor and carried unanimously.

ORDINANCE BOOK NO. 32 – PAGE 381

C. RESOLUTION NO. 19-143 - RESOLUTION REPEALING AND REPLACING RESOLUTION NO. 18-287 WITH THIS RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY AT 360 HILLIARD AVENUE AND 99999 MERRITT PARK LANE TO THE KASSINGER DEVELOPMENT GROUP (KDG DBA HILLIARD PARK APARTMENTS, LLC) FOR AN AFFORDABLE HOUSING DEVELOPMENT

RESOLUTION NO. 19-144 - RESOLUTION REPEALING AND REPLACING RESOLUTION NO. 18-288 WITH THIS RESOLUTION APPROVING A LOAN FROM THE CITY'S HOUSING TRUST FUND

RESOLUTION NO. 19-145 - RESOLUTION REPEALING AND REPLACING RESOLUTION NO. 17-117 WITH THIS RESOLUTION APPROVING A NEW LAND USE INCENTIVE GRANT AGREEMENT FOR KASSINGER DEVELOPMENT GROUP (DBA HILLIARD PARK APARTMENTS, LLC) FOR PROPERTY LOCATED AT 360 HILLIARD AVENUE

Community Development Program Director Paul D'Angelo said that this is consideration of support of the revised proposal from Kassinger Development Group for the development of a mixed-income rental community at the City-owned property at 360 Hilliard Avenue.

Background:

- On June 13, 2017, City Council approved a 50 year ground lease to the Kassinger Development Group (KDG) for a 64-unit rental development on the City-owned "Parks Maintenance" site located at 360 Hilliard Avenue. The terms of the agreement were:
 - Commitment of a \$1,280,000 loan from the City's Housing Trust Fund (HTF).
 - Land Use Incentive Grant (LUIG) award estimated at \$291,430.

- 33 of the 64 units to individuals and families at or below 80% of Area Median Income (AMI) for a period of 50 years; and,
 - 13 of the 33 affordable units rented at or below 60% AMI.
- Throughout 2017 and 2018, the developer sought and eventually received HUD-guaranteed financing for the project. However, rising construction costs during that interim increased the project budget to a level that made the development of the 64 units infeasible.
- KDG submitted a second proposal that converted the apartment complex to a for-sale mixed-income condominium community. The terms of this agreement were:
 - \$1,280,000 HTF commitment and a purchase of the property for \$375,000 (half of the appraised value of \$750,000);
 - 33 of the 64 units to individuals and families at or below 80% AMI;
 - 13 of the 33 affordable units sold to households at or below 60% AMI;
 - A deed restriction placed on the individual for-sale units would guarantee affordability to the units for a 50-year period; and,
 - A shared parking lot at the rear of the tennis center for park patrons and residents, with the City paying for half of the construction costs for the parking lot.
 - City Council approved this proposal on November 13, 2018.
- After attempting to implement this for-sale proposal with the City's legal team, staff couldn't legally find a way to ensure permanent affordability in a for-sale product outside of a community land trust. In order to maintain affordability, the sale price of the units must be capped to meet the ongoing AMI requirements of the deed restrictions, which staff, along with local realtors and bankers, felt could be problematic from a buyer, seller and lender perspective.
- Staff was also concerned about the difficulty of the long term monitoring of affordability from a capacity standpoint and with no partner agency to assist with the process.
- The developer also found challenges in securing financing from their bank and equity lenders under the framework of this for-sale mixed-income product.

Revised Proposal:

- Kassinger Development Group, to move forward and past the challenges of a for-sale product and rising construction costs, has updated their proposal to the following:
 - The development of an affordable mixed-income rental community of 86 units with 34 affordable units (or 39.5% affordable units in the Project). Of the 34 affordable units, 18 are to be made available to 60% AMI households and 16 to 80% AMI households. 50 Year Affordability Period.
 - KDG requests to expand the site footprint for additional surface parking for a total site area of approx. 1.75 acres (see enclosed map).
 - Fee simple purchase of the land for a total price of \$475,000 which is below the market value for the property. An update to the existing appraisal is underway.
 - KDG requests a \$1,400,000 Housing Trust Fund loan with interest only payments for a 3-year period to ensure adequate cash flow during construction and lease up. At the expiration of this 3-year period, principal and interest payments will begin.
 - KDG seeks a Land Use Incentive Policy (LUIP) incentive grant applied under the policy effective as of September 11, 2018. The project as scored under that policy is valued at 110 points, or 11 years. The estimated value of award per year is \$50,913, which results in a total estimated award of \$560,043.
 - KDG will install a public parking lot at the rear of the tennis courts, with the City to pay for half of the construction costs. KDG will install the trailhead and approximately 400 feet of the Bacoate Branch Greenway as well as the associated stormwater improvements. The value of these public improvements is estimated at \$225,000.
 - If approved, KDG is ready to begin construction in late summer.

- The chart below reflects the various iterations and modifications proposed by Kassinger Development Group. The May 2019 column reflects the current proposal.

	June 2017	November 2018	May 2019
Project Type	Mixed Income Rental	Mixed Income For-Sale	Mixed Income Rental
Unit Count	64 Units (33 Affordable)	64 Units (33 Affordable)	86 Units (34 Affordable)
Affordability Levels	13 Units at 60% AMI 20 Units at 80% AMI	13 Units at 60% AMI 20 Units at 80% AMI	18 Units at 60% AMI 16 Units at 80% AMI
Affordability Term	50 Years	50 Years	50 Years
City Investment	\$1,280,000 HTF Loan \$291,430 LUIP Award Long-Term Land Lease	\$1,280,000 HTF Loan Discounted Land Sale (\$375,000 Sales Price / Revenue)	\$1,400,000 HTF Loan \$560,043 LUIP Award Discounted Land Sale of Two Parcels (\$475,000 Sales Price / Revenue)
Additional Details	Developer Constructs Shared Parking	Developer Constructs Shared Parking	Developer Constructs Public Parking, Portion of Greenway, and Trailhead

Council Goal(s):

- Quality Affordable Housing
- An Equitable and Diverse Community

Committee(s):

- Housing and Community Development Committee - May 28, 2019. The Committee voted 2-1 in support of the proposal, with direction to staff to work with the developer to consider adding 10 more affordable units to the project to reach a total of 51% affordable units. Staff analyzed the committee's recommendation to add ten (10) additional units. The per unit cost of the additional units are significantly higher and therefore staff would not recommend increasing the number of affordable units as part of this development proposal.

Pro(s):

- The approval of the revised proposal will allow the developer to move forward and finalize their other sources of financing necessary to close on the property and begin construction.
- The City will gain 34 new affordable housing units under 80% AMI for a period of 50 years, with 18 of the units for individuals and families at or below 60% AMI.
- Utilizes City affordable housing tools, including City-owned land, HTF & LUIG, in producing affordable housing in a public/private partnership with a for-profit developer.

- The subsidy per affordable unit is estimated at \$71,000 per unit; however, with the HTF loan being paid back the subsidy would be estimated at \$30,000 per affordable unit which aligns closer with City policies.

Con(s):

- None

Fiscal Impact:

- The developer is requesting additional Housing Trust Fund debt, an updated Land Use Incentive Grant award, and a discounted purchase price of the City-owned land. The estimated value of City investment in the project -
 - HTF - \$1,400,000 loan, amortizing at 2% interest and paid back monthly. Payments are scheduled to begin approximately 3 years after the start of construction, when project has leased up and stabilized.
 - LUIG - Value will total at least \$560,043 with the first rebate payment tentatively occurring in fiscal year 2023.
 - Land discount of approximately \$475,000.
- Revenue from the sale of land will total \$475,000 and will benefit the Affordable Housing CIP.

In response to Councilman Kapoor, Mr. D'Angelo felt that any development issues before have been resolved.

Councilman Young could not be supportive of this project as he is not confident of the developer's ability to make this development happen.

When Mayor Manheimer asked for public comment, no one spoke.

Mayor Manheimer said that members of Council have been previously furnished with copies of the resolutions and they would not be read.

Councilman Kapoor moved (1) to repeal and replace Resolution No. 18-287 with this resolution authorizing the sale of City-owned property at 360 Hilliard Avenue and 99999 Merritt Park Lane to the Kassinger Development Group (k/d/g d/b/a Hilliard Park Apartments, LLC) for an 86 unit rental community with 34 affordable units; (2) repeal and replace Resolution No. 18-288 with this resolution approving a loan from the City's Housing Trust Fund; and (3) repeal and replace Resolution No. 17-117 with this resolution approving a new Land Use Incentive Grant agreement for Kassinger Development Group (d/b/a Hilliard Park Apartments, LLC) for property located at 360 Hilliard Avenue. This motion was seconded by Councilwoman Mayfield and carried on a 6-1 vote, with Councilman Young voting "no."

RESOLUTION NO. 19-143 - RESOLUTION BOOK NO. 40 – PAGE 470
RESOLUTION NO. 19-144 - RESOLUTION BOOK NO. 40 – PAGE 472
RESOLUTION NO. 19-145 - RESOLUTION BOOK NO. 40 – PAGE 473

VI. NEW BUSINESS:

A. BOARDS & COMMISSIONS

Regarding the Multimodal Transportation Commission, the following individuals applied for the vacancy: Ritchie Rozzelle, Pat Katz, Kenneth Armstrong, Dennis Wencel and Michael Stratton. It was the consensus of the Boards & Commissions Committee, it was the consensus of Council to re-advertise for the seats and postpone appointments until the Multimodal

Transportation Commission has an opportunity to review the applicants and make a recommendation to City Council.

RESOLUTION NO. 19-146 - RESOLUTION APPOINTING A MEMBER TO THE AFRICAN AMERICAN HERITAGE COMMISSION

Vice-Mayor Wisler, Chair of the Boards & Commissions Committee, said that this is the consideration of appointing a member to the African American Heritage Commission.

The term of S. Antanette Mosley will expire on July 1, 2019.

No one applied for the vacancy.

It was the consensus of the Boards & Commissions Committee to reappoint Ms. Mosley.

Vice-Mayor Wisler moved to reappoint Antanette Mosley to serve an additional three-year term, term to expire July 1, 2022, or until her successor has been appointed. This motion was seconded by Councilman Haynes and carried unanimously.

RESOLUTION BOOK NO. 40 - PAGE 475

RESOLUTION NO. 19-147 - RESOLUTION APPOINTING MEMBERS TO THE CITIZEN-POLICE ADVISORY COMMITTEE

Vice-Mayor Wisler, Chair of the Boards & Commissions Committee, said that this is the consideration of appointing members to the Citizens-Police Advisory Committee.

The terms of Allison Scott (at-large representative) and Shana McDowell (at-large representative) will expire on June 30, 2019.

The following individuals applied for the vacancy: Robert Woolley, Tracey DeBruhl, Gretchen Gudites, Celeste Fletcher, Frederic G. Arnold, Jason Martin, S. Elizabeth Snyder, Jacob Haug, Shannon Watkins and Cathy Banks.

It was the consensus of the Boards & Commissions Committee to (1) reappoint Shana McDowell (at-large representative) and (2) appoint Grethen Gudites (at-large representative).

Vice-Mayor Wisler moved to (1) reappoint Shana McDowell (at-large representative) to serve an additional three-year term, term to expire June 30, 2022; and (2) appoint Grethen Gudites (at-large representative) to serve a three-year term, term to expire June 30, 2022. Both appointments are until their successors have been appointed. This motion was seconded by Councilman Haynes and carried unanimously.

RESOLUTION BOOK NO. 40 - PAGE 476

RESOLUTION NO. 19-148 - RESOLUTION APPOINTING A MEMBER TO THE CIVIC CENTER COMMISSION

Vice-Mayor Wisler, Chair of the Boards & Commissions Committee, said that this is the consideration of appointing a member to the Civic Center Commission.

The term of Bill Jones will expire on June 30, 2010.

The following individuals applied for the vacancy: Shelia Surrett, John W. Ellis and David Nutter.

It was the consensus of the Boards & Commissions Committee to reappoint Bill Jones.

Vice-Mayor Wisler moved to reappoint Bill Jones to serve a three-year term, term to expire June 30, 2022, or until his successor has been appointed. This motion was seconded by Councilman Haynes and carried unanimously.

RESOLUTION BOOK NO. 40 - PAGE 477

RESOLUTION NO. 19-149 - RESOLUTION APPOINTING MEMBERS TO THE CIVIL SERVICE BOARD

Vice-Mayor Wisler, Chair of the Boards & Commissions Committee, said that this is the consideration of appointing members and Chair to the Civil Service Board.

The terms of Carol Goins and Carter Webb expired on May 21, 2019.

The following individuals applied for the vacancy: Stephen Hayleck and Travis Smith.

Pursuant to Resolution No. 19-138, adopted on June 11, 2019, City Council has the discretion to allow members of certain boards to serve more than two terms under certain circumstances. Carol Goins has served two full two-year terms on the Civil Service Board. The Boards & Commissions Committee has weighed the following factors and has determined that reappointing Ms. Goins to another two-year term is in the best interests of the City of Asheville: (1) term lengths; (2) level of desired board expertise and experience; (3) matters pending before the board; and (4) additional terms would contribute to board stability and continuity. Therefore, it was the consensus of the Boards & Commissions Committee to reappoint Carol Goins and Carter Webb.

After City Council weighed the factors, Vice-Mayor Wisler moved to reappoint Carol Goins and Carter Webb to each serve an additional two-term, term to expire May 21, 2021, or until their successors have been appointed. This motion was seconded by Councilman Haynes and carried unanimously.

RESOLUTION BOOK NO. 40 - PAGE 478

RESOLUTION NO. 19-150 - RESOLUTION APPOINTING MEMBERS TO THE ASHEVILLE-BUNCOMBE HISTORIC RESOURCES COMMISSION

Vice-Mayor Wisler, Chair of the Boards & Commissions Committee, said that this is the consideration of appointing members to the Asheville-Buncombe Historic Resources Commission.

The terms of Craig Cline and Woody Farmer will expire on July 1, 2019.

The following individuals applied for the vacancy: Will Hornaday, Linden Ontjes, Mike Kennedy, Wayne Wheeler and Gordon McKinney.

It was the consensus of the Boards & Commissions Committee to reappoint Craig Cline and appoint Gordon McKinney.

Vice-Mayor Wisler moved to (1) reappoint Craig Cline to serve an additional three-year term, term to expire July 1, 2022; and (2) appoint Gordon McKinney to serve a three-year term, term to expire July 1, 2022. Both appointments are until their successors have been appointed. This motion was seconded by Councilman Haynes and carried unanimously.

RESOLUTION BOOK NO. 40 - PAGE 479

RESOLUTION NO. 19-151 - RESOLUTION APPOINTING MEMBERS TO THE HUMAN RELATIONS COMMISSION

Vice-Mayor Wisler, Chair of the Boards & Commissions Committee, said that this is the consideration of appointing members to the Human Relations Commission.

The terms of Michael Carter, Gabrielle Fricke, Anne Greene, Christine Longoria, DeLores Venable and Sarah Williams expire on July 1, 2019.

The following individuals applied for the vacancy: Bettie Council, Ellenore Holbrook, Lisa Lemons, Tanya Rodriguez, Isaiah Green, Daniele Martin and Nieva Arana.

It was the consensus of the Boards & Commissions Committee to (1) reappoint Anne Greene and DeLores Venable; and (2) appoint Bettie Council, Isaiah Green, Daniele Martin, Nieva Arana and Tanya Rodriguez.

Vice-Mayor Wisler moved to (1) reappoint Anne Greene and DeLores Venable to each serve a two-year term, terms to expire July 1, 2021; and (2) appoint Bettie Council, Isaiah Green, Daniele Martin, Nieva Arana and Tanya Rodriguez to each serve a two-year term respectively, terms to expire July 1, 2021. All appointments are until their successors have been appointed. This motion was seconded by Councilman Haynes and carried unanimously.

RESOLUTION BOOK NO. 40 - PAGE 480

RESOLUTION NO. 19-152 - RESOLUTION APPOINTING MEMBERS TO THE NEIGHBORHOOD ADVISORY COMMITTEE

Vice-Mayor Wisler, Chair of the Boards & Commissions Committee, said that this is the consideration of appointing members to the Neighborhood Advisory Committee.

The terms of Pat Deck (at-large seat), Billie Buie (at-large seat) and Anna Sexton (representing 28806 or 28728 zip code), expire on July 1, 2019.

The following individuals applied for the vacancy: Bob Swanson, Gretchen Gudites, Nan Huebner, Steven Rasmussen, Grace Davidson, Geoff Grant, Lee Arevian, Bobbette Mays, Diane Dankert and Greta Bush.

It was the consensus of the Boards & Commissions Committee to reappoint Anna Sexton and appoint Greta Bush and Bobette Mays.

Vice-Mayor Wisler moved to (1) reappoint Anna Sexton (representing 28806 or 28728) to serve a three-year term, term to expire July 1, 2022; and (2) appoint Greta Bush (at-large) and Bobette Mays (at-large) to each serve a three-year term respectively, terms to expire July 1, 2022. All appointments are until their successors have been appointed. This motion was seconded by Councilman Haynes and carried unanimously.

RESOLUTION BOOK NO. 40 - PAGE 481

RESOLUTION NO. 19-153 - RESOLUTION APPOINTING A MEMBER TO THE PUBLIC ART & CULTURAL COMMISSION

Vice-Mayor Wisler, Chair of the Boards & Commissions Committee, said that this is the consideration of appointing a member to the Public Art & Cultural Commission.

Ron Laboray has resigned, thus leaving an unexpired term until June 30, 2020.

The following individuals applied for the vacancy: Karin Peterson, Travis Smith, Nandita Vyas, Honor Moor, Anne Manner-Mclarty, Pete Perez, Marsha Almodovar and Daniele Martin.

It was the consensus of the Boards & Commissions Committee to appoint Pete Perez.

Vice-Mayor Wisler moved to appoint Pete Perez to serve the unexpired term of Mr. Laboray, term to expire June 30, 2020, or until his successor has been appointed. This motion was seconded by Councilman Haynes and carried unanimously.

RESOLUTION BOOK NO. 40 - PAGE 483

VII. INFORMAL DISCUSSION AND PUBLIC COMMENT:

Ms. Karen MacNeal presented City Council with a petition containing over 750 signatures in favor of an urban forester.

Mr. Michael Stratton urged Council to ask our state legislators for occupancy tax money from the Tourism Development money.

Mr. John Miall, representing several City of Asheville retirees, urged City Council to send a resolution to the State Treasurer and the State Legislature supporting a Cost of Living Adjustment to retired employees. It was the consensus of Council to ask the Finance & Human Relations Committee to consider this request.

Mr. Ryan Schulze urged Council not to move forward with the Charlotte Street road diet.

Ms. Matilda Bliss urged City Council to continue funding transit.

Ms. Sarah Benoit and Ms. Darlene Azarmi urged City Council to take a stand against redistricting.

Ms. Susan Loftis thanked City Council for moving forward with designating Riverside Cemetery as a place of serenity and quiet.

Ms. Vicki Meath, Director of Just Economics, hoped City Council would seek quarterly or monthly reports on what is needed to implement the Transit Master Plan and that City Manager Campbell will follow through on her commitments regarding transit.

Mr. Timothy Sadler wondered if City Council can require contractors to pay their subcontractors a living wage.

Mr. Jonathan Wainscott supported redistricting.

Ms. Jan Howard stated that Mr. Reid Thompson was arrested today for standing on the sidewalk.

Mayor Manheimer updated the public on the redistricting legislation. It was the consensus of Council to ask City Attorney Branham to attend the July 9, 2019, Governance Committee to explain the City's legal options on district elections, with the opportunity for public comment.

VIII. ADJOURNMENT:

Mayor Manheimer adjourned the meeting at 6:40 p.m.

CITY CLERK

MAYOR