

Tuesday - May 7, 1985 - 4:00 p.m.

Regular Meeting

Present: Mayor Larry McDevitt, Presiding; Vice-Mayor Wilhelmina Bratton; Councilmen Mary Lloyd Frank, Norma T. Price, Gordon Myers, Walter R. Boland, and Louis Bisette; Corporation Counsel William F. Slawter; City Manager Neal Creighton; and Associate City Manager/City Clerk William F. Wolcott, Jr.

Absent: None

INVOCATION

The invocation was given by Councilman Walter Boland.

APPROVAL OF THE MINUTES - APRIL 30, 1985 MEETING

1. Approval of the minutes of the April 30, 1985 meeting.

Mayor McDevitt announced the approval of the minutes as submitted.

MOMENT OF SILENCE - IN MEMORY OF POLICE OFFICER WALTER WADDELL

Council held a moment of silence in memory of Police Officer Walter Waddell who passed away on Saturday, May 4, 1985. Officer Waddell was a police officer with the Asheville Police Department from 1952, serving as a patrolman until 1970, and from 1970 until the time of his death, he served as a Court Officer.

PUBLIC HEARING - WORDING AMENDMENT TO ZONING ORDINANCE - STRUCTURAL HEIGHTS IN THE R-1 and R-2 DISTRICTS.

ORDINANCE NO. 1514 - AN ORDINANCE AMENDING ORDINANCE NO. 322, KNOWN AS "AN ORDINANCE PROVIDING FOR THE ZONING OF THE CITY OF ASHEVILLE," AS AMENDED (WORDING AMENDMENT - STRUCTURAL HEIGHTS IN R-1 and R-2 RESIDENTIAL DISTRICT)

2. A public hearing was held relative to amending Ordinance No. 322, known as "an ordinance providing for the zoning of the City of Asheville," as amended (wording amendment relative to proposed structural heights in the R-1 and R-2 district).

Mayor McDevitt said the Asheville Planning and Zoning Commission at a special meeting held April 10, 1985, considered a recommendation regarding proposed structural heights in the R-1, R-2, and R-3 Residential Districts. After discussion the Commission voted to recommend the following amendment to City Council: "Amend Section 30-5-2. R-1 Residential District, and Section 30-5-3. R-2 Residential District to provide for the following: A. Within the jurisdiction of this ordinance for the zoning districts specified, no building and/or structure may be constructed with a vertical height in excess of fifty (50) feet or three (3) stories. Exemptions: Governmental, quasi governmental or utility structures to include, but not be limited to, water towers/reservoirs, radio, telephone or television towers or equipment for the transmission of electricity or communications shall be exempt from the provisions contained herein."

Mayor McDevitt noted that Council would be considering an ordinance

prohibiting buildings and/or structures constructed with a vertical height in excess of 50 feet, deleting the portion of "three (3) stories".

Mayor McDevitt opened the public hearing at 4:07 p.m.

The City Clerk presented the notice to the public, setting the time and date of the public hearing and the affidavit of

publication.

Verl Emrick, Director of Planning, said the Asheville Planning and Zoning Commission had considered a recommendation regarding proposed structural heights in the R-1, R-2, and R-3 Residential Districts. He said after discussion, the Planning and Zoning Commission decided to take the R-3 Residential District requirement under advisement. He said a structure would be measured from the point of contact with land on flat surfaces and contact with the slope on sloped surfaces.

The following individuals said in indicating their support of the ordinance, they were not directing their opposition to any particular project, multi-family housing or high rise units. They said these standards are needed in the City of Asheville for orderly growth and protection of the natural beauty of the mountains. They said the 50 foot requirement would not be unreasonable.

Harvey Haywood - Chairman of the Local Citizens Group

David Long - 4 Patton Mountain Road

David Quinn - Resident of South Asheville

Gary Rowe, Attorney representing citizens of the Sunset Mountain

Association

Harry Brummer - Sunset Summit

Mrs. Jasmine Getling - Sunset Mountain

Bill Mebane

Larry Chapman - Sunset Mountain

Mayor McDevitt closed the public hearing at 4:58 p.m.

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

Councilman Price moved for the adoption of Ordinance No. 1514. This motion was seconded by Councilman Bissette.

A discussion was held by members of Council relative to amending the ordinance to prohibit a developer from receiving a variance on the height restriction from the Zoning Board of Adjustments. Council requested that staff look into the possibility of an amendment to the ordinance prohibiting the Board of Adjustments from granting variances before the second reading of the ordinance.

Several members of Council said they felt in the near future it would be necessary for Council to consider a "mountainside ordinance" which would also deal with density and slope restrictions.

On a roll call vote of 7-0, Ordinance No. 1514 passed on first reading.

PUBLIC HEARING - APPLICATION FOR URBAN MASS TRANSPORTATION FUNDS (SECTION 5)

RESOLUTION NO. 85-68 - RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED

3. A public hearing was held relative to authorizing the filing of an application with the Department of Transportation, United States of America, for a grant under the Urban Mass Transportation Act of 1964, as amended.

Mayor McDevitt said this application is for additional operating assistance funds under Section 5 of the UMTA Act. Expenditures for this grant will be 50-50 match between Federal and City.

Federal 116,772

Local (City) 116,772

TOTAL 233,544

Mayor McDevitt opened the public hearing at 5:15 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.

Carl Ownbey with the Asheville Transit Authority said these funds would be used for operating assistance in carrying out the operation of the transit system in the City of Asheville.

Ralph Bishop spoke in opposition to the resolution, stating that applying for such funds would be building up the federal deficit.

Mayor McDevitt closed the public hearing at 5:17 p.m.

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

Upon motion of Councilman Boland, seconded by Councilman Frank, Resolution No. 85-68 was unanimously adopted.

Complete text of Resolution No. 85-68 will be found in Resolution Book No. **15** at page **201-202**.

PUBLIC HEARING - APPLICATION FOR UMTA FUNDS (SECTION 9)

RESOLUTION NO. 85-69 - RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED

4. A public hearing was held relative to authorizing the filing of an application with the Department of Transportation, United States of America, for a grant under the Urban Mass Transportation Act of 1964, as amended. (Section 9 funds)

Mayor McDevitt said this application is for planning, capital and operating assistance funds under Section 9 of the UMTA Act. Expenditures for this grant will be a match between Federal, State and City.

Federal 1,051,890

State 83,200

Local (City) 469,490

TOTAL 233,544

Mayor McDevitt opened the public hearing at 5:19 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.

Carl Ownbey with the Asheville Transit Authority said these funds would be used for capital needs, planning, and operation of the Asheville Transit Authority.

Mayor McDevitt closed the public hearing at 5:20 p.m.

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

Upon motion of Councilman Frank, seconded by Councilman Myers, Resolution No. 85-69 was unanimously adopted.

Complete text of Resolution No. 85-69 will be found in Resolution Book No. **15** at page **203-204**.

PUBLIC HEARING - SITE PLAN OF PROPOSED TWIN OAKS MOBILE HOME PARK - BINGHAM ROAD

5. A public hearing was held relative to a site plan of the proposed Twin Oaks Mobile Home Park to be located on Bingham Road.

Mayor McDevitt said the Asheville Planning and Zoning Commission at a meeting held April 3, 1985, reviewed the site plan of the proposed Twin Oaks Mobile Home Park to be located on Bingham Road. The plan was prepared by Ray Anders and Associates for Mr. Allen Moss, Developer, and submitted in accordance with the Group Development Section of the Asheville Zoning Ordinance. After review and discussion, the Commission voted to recommend approval of the site plan to City Council subject to a 6" water line being shown to serve the fire hydrants, and compliance with the Erosion Control Ordinance.

Mayor McDevitt opened the public hearing at 5:21 p.m.

The City Manager 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 this project would consist of 35 units. He said all water and sewer commitments are in place and the requirement of the Planning and Zoning Commission that a 6" water line be installed to serve the fire hydrants had been completed. By the use of a map, Mr. Emrick reviewed the location of the property in question.

Mayor McDevitt closed the public hearing at 5:29 p.m.

Councilman Price moved to approve the site plan of the proposed Twin Oaks Mobile Home Park to be located on Bingham Road, subject to the recommendations of the Planning and Zoning Commission, and further that the

developer plant a row of trees along the southern boundary of the property. This motion was seconded by Councilman Bissette and carried unanimously.

PUBLIC HEARING - EXPANSION OF BEAUCATCHER CINEMAS - HAW CREEK LANE

6. A public hearing was held relative to the site plan of the proposed expansion of the Beaucatcher Cinemas located on Haw Creek Lane.

Mayor McDevitt said the Asheville Planning and Zoning Commission at a meeting held April 3, 1985, reviewed the site plan of the proposed expansion of the Beaucatcher Cinemas located on Haw Creek Lane. The plan was prepared by Hiller and Hiller, Architects, Greenville, S. C., for The Litchfield Company, Developer, and submitted in accordance with the Group Development Section of the Asheville Zoning Ordinance. After review and discussion, the Commission voted to recommend approval of the site plan to City Council subject to compliance with the Erosion Control Ordinance.

Mayor McDevitt opened the public hearing at 5:32 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 this expansion would include two new movie screens to be added to the existing building, as well as a drive-by pickup store. He said there would be no changes in access to the building. He said all parking requirements are being met.

Mayor McDevitt closed the public hearing at 5:35 p.m.

Councilman Frank moved to approve the site plan of the proposed expansion of the Beaucatcher Cinemas located on Haw Creek Lane subject to the recommendation of the Planning and Zoning Commission. This motion was seconded by Councilman Bissette and carried unanimously.

PUBLIC HEARING - PROPOSED STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND PROJECTED USE OF FUNDS - 7/1/85 THROUGH 6/30/86

7. A public hearing was held to receive comments on the Proposed Statement of Community Development Objectives and Projected Use of Funds for July 1, 1985 through June 30, 1986.

Mayor McDevitt said during the fiscal year beginning July 1, 1985, the City of Asheville anticipates receiving \$1,382,000 from the U. S. Department of Housing and Urban Development through the Community Development Block Grant, Entitlement Program. Use of the funds is restricted to activities which will benefit low and moderate income persons or aid in the prevention or elimination of slum or blighted areas. At least 51% of the entitlement must be used for activities which benefit low and moderate income persons. Based on the Department of Housing and Urban Development projections, the City's Community Development Block Grant entitlement for 1985-86 will be \$1,382,000.

Mayor McDevitt opened the public hearing at 5:38 p.m.

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

Mayor McDevitt said Council would be taking no action at today's meeting, but would only be receiving public comments relative to the proposed use of funds. He said Council would be considering action on the budget and submission of the application at the May 14, 1985 meeting.

Logan Delany, Director of Community Development, said the Department of Housing and Urban Development guidelines require that Council hold a public hearing each year on the proposed use of community development funds. He said the Community Development staff had projected a budget which included carrying over several projects and adding one new project to this year's budget. He said the budget had been reviewed by members of staff and representatives of the Department of Housing and Urban Development. He said the budget appears to meet all guidelines set forth by the Department of Housing and Urban Development. He said the new project included in the budget will be for development and implementation of a comprehensive plan for the south end of the Montford community.

Barry Masters, Executive Director of the Pisgah Legal Services, said he represented low income and elderly residents in the Montford area. He said they had been retained to seek assistance from the City for housing rehabilitation for the low and moderate income residents in the Montford area. He cited several provisions of the Housing and Urban Development Act requiring that the use of Community Development funds be used for the improvement of housing for the low and moderate income, minimizing displacement of the residents, and the need to coordinate housing needs assuring compliance with the local housing code. He requested increased Community Development funding for rehabilitation, weatherization, and other assistance to substandard houses in the City of Asheville. He said the national goal for the Community Development Program is primarily for the low and moderate income residents, indicating that not less than 51% of the Community Development funds must be for the benefit of the low and moderate income

residents. He said he felt there is a need to improve the efforts of the City Inspections Division, increasing the number of inspectors, to assure decent housing in the City of Asheville.

Daphne Hooker, with the Montford Community Club supported the funding allocated for the comprehensive plan for the south end of Montford Avenue.

Scott Dedman, Community Education Coordinator with the Pisgah Legal Services, said at least \$1 Million Dollars a year is needed to ease the "severe housing rehabilitation needs" in the City, and asked that housing rehabilitation be made the City's top priority for Community Development funding.

He said expanded efforts for housing rehabilitation in the Montford area is needed. He showed slides to members of Council indicating the need for such assistance.

Councilman Price left the Council meeting at 6:00 p.m. unexcused.

Sean Devereaux, an attorney in private practice, formally with Pisgah Legal Services, spoke relative to the effectiveness of code enforcement in the City of Asheville. He said prior to the cut back in personnel in the Division of Inspections, the City of Asheville had a strong Housing Code. He said small amounts of money used for weatherization could save thousands of dollars in energy costs for low income residents.

Mayor McDevitt closed the public hearing at 6:13 p.m.

ORDINANCE NO. 1512 - AN ORDINANCE AMENDING ORDINANCE NO. 322, KNOWN AS "AN ORDINANCE PROVIDING FOR THE ZONING OF THE CITY OF ASHEVILLE," AS AMENDED. - PROPERTY LOCATED ON 800 FAIRVIEW ROAD (BOB HUGHES AND ASSOCIATES PETITION)

8. Consideration was given to Ordinance No. 1512, an ordinance amending Ordinance No. 322, known as "an ordinance providing for the zoning of the City of Asheville," as amended - property located at 800 Fairview Road (River Ridge Market Place)

Mayor McDevitt said the Asheville Planning and Zoning Commission at a meeting held March 13, 1985, considered the request of Bob Hughes and Associates that Ward 7, Sheet 51, Lot 1, be rezoned from LI Light Industrial District to CH Commercial Highway District. The property is located at 800 Fairview Road (River Ridge Market Place). After review and discussion, the Commission voted to recommend to City Council that Ward 7, Sheet 51, Lot 1, be rezoned from LI Light Industrial District to CH Commercial Highway District. This ordinance passed on first reading April 23 and on second reading April 30, 1985.

Mayor McDevitt said this ordinance was previously read on first and second reading and would not be reread in its entirety unless there was a specific request to do so.

On a roll call vote of 7-0, Ordinance No. 1512 passed on third and final reading, with Councilman Price voting "Aye" due to an unexcused absence.

Complete text of Ordinance No. 1512 will be found in Ordinance Book No. **10** at page **262-263**.

RESOLUTION NO. 85-70 - RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MR. D'S CLEANING SERVICE FOR PROFESSIONAL JANITORIAL SERVICE FOR THE CITY HALL BUILDING

9. Consideration was given to a resolution authorizing the City Manager to enter into an agreement with Mr. D's cleaning service for professional janitorial service for the City Hall Building.

Mayor McDevitt said the City of Asheville has determined that it would be beneficial to contract for the janitorial service for the City Hall building rather than to provide the service itself. A committee was formed to evaluate all bids received for this service. The committee has determined that it is in the best interests of the City to recommend that

Mr. D's Cleaning Service be awarded the bid. He said it will save \$5,000-\$7,000 per year.

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

Ray Kisiah, Director of Parks, Recreation and Public Facilities, said the staff and Council Committee is recommending the award to Mr. D's Cleaning Service, being the low bidder meeting all specifications.

Gordon Farmer, owner of Mr. D's Cleaning Service answered questions from members of Council relative to his business.

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

Upon inquiry of Mayor McDevitt, Corporation Counsel Slawter said in his opinion Mayor McDevitt would have a conflict of interest in voting on the resolution due to his law firm representing Mr. D's Cleaning Service.

Mayor McDevitt requested that he be excused from participation and voting on this resolution.

Vice-Mayor Bratton moved to excuse Mayor McDevitt from voting on the resolution relative to authorizing an agreement with Mr. D's Cleaning Service. This motion was seconded by Councilman Bisette and carried unanimously.

Upon inquiry of Councilman Bisette, Corporation Counsel Slawter said Councilman Bisette would have a conflict of interest in voting on the resolution because of his law firm representing Mr. D's Cleaning Service.

Councilman Bisette requested that he be excused from participation and voting on the resolution.

Vice-Mayor Bratton moved to excuse Councilman Bisette from voting on the resolution relative to the agreement with Mr. D's Cleaning Service. This motion was seconded by Councilman Myers and carried unanimously.

Councilman Frank moved for the adoption of Resolution No. 85-70. This motion was seconded by Councilman Boland.

Vice-Mayor Bratton said it would be her intent to make a substitute motion to award the contract to Lonnie Gillium, and if that failed, awarding the contract to Mr. Wilson's Cleaning Service. She said she felt area corporations and public institutions have an obligation to award contracts to women/owned and minority businesses when possible.

Councilman Frank said she had met with a committee of Council, along with the City Manager and the Department of Parks, Recreation and Public Facilities and would recommend the award to Mr. D's Cleaning Service.

On a voice vote of 4-1, Resolution No. 85-70 was adopted with Vice-Mayor Bratton voting "no". Councilman Price voting "Aye" in view of an unexcused absence from the meeting.

Upon inquiry of Mayor McDevitt, Mr. Kisiah said funds are appropriated in the Parks, Recreation and Public Facilities departmental budget for the cleaning service.

APPROVAL OF THE CONSENT AGENDA

10. Consideration was given to a motion approving the consent agenda.

Mayor McDevitt said the following items are of a routine nature and they have been previously reviewed by the members of the City Council.

Therefore, by unanimous vote to approve these items, the City Council may, pursuant to the procedures established in Ordinance No. 1008, adopt all of the items with one motion without the full reading and/or separate motion adopting

each individual item. Upon the request of a citizen, a member of the City Council, and/or a member of the City staff, any single item scheduled for approval on the consent agenda may be considered separately.

A. Resolution No. 85-71 - Consideration of a resolution appointing

member to the Asheville Area Civic Center Commission.

HIGHLIGHTS: Due to the resignation of Mrs. Carolyn Thompson,

a vacancy now exists on the Asheville Area Civic Center Commission. This resolution will appoint Mr. O. E. Starnes, III as a member to the Asheville Area Civic Center Commission to fill the unexpired term of Carolyn Thompson, term expiring June 30, 1987.

Resolution Book No. **15** at Page **206**.

B. Resolution No. 85-72 - Consideration of a resolution appointing

member to the Metropolitan Sewerage District Board.

HIGHLIGHTS: The term of office of Mrs. Diane Sciara expired

on January 19, 1985. This resolution will appoint Mr. E. Charles Dyson as a member of the Metropolitan Sewerage District Board for a three (3) year term, term expiring January 19, 1988.

Resolution Book No. **15** at Page **207**.

C. Resolution No. 85-73 - Consideration of a resolution appointing

member to the Board of Trustees of the Firemen's Relief Fund.

HIGHLIGHTS: The term of Webb E. Ellis expired on January 1,

1985. This resolution will reappoint Mr. Ellis to the Board of Trustees of the Firemen's Relief Center for a two (2) year term, term expiring January 1, 1987.

Resolution Book No. **15** at Page **208**.

D. Consideration of a motion scheduling a public hearing relative

to rezoning property located at the northwest corner of Charlotte and Chestnut Streets (requested by W. Neal Hanks, Agent) for May 28, 1985.

HIGHLIGHTS: The Asheville Planning and Zoning Commission at

a meeting held on April 17, 1985, considered the petition of Mr. W. Neal Hanks, Agent, that Ward 2, Sheet 26, portion of Lot 124, be rezoned from R-4 Residential District to CG Commercial General District. The property is located at the northwest corner of Charlotte and Chestnut

Streets.

E. Consideration of a motion scheduling a public hearing relative

to the site plan of the proposed addition of a Health Club and Tennis Center to the Grove Park Inn for May 28, 1985.

HIGHLIGHTS: The Asheville Planning and Zoning Commission at

a meeting held on April 17, 1985, reviewed the site plan of the proposed addition to a Health Club and Tennis Center to the Grove Park Inn located on Macon Avenue. The plan was prepared by Mayse and Associates, Architects, Dallas, Texas, for Grove Park Inn, and submitted in accordance with the Group Development Section of the Asheville Zoning Ordinance. After review and discussion, the Commission voted to recommend approval of the site plan to City Council, subject to provision of appropriate buffering and compliance with the Erosion

Control Ordinance.

F. Consideration of a motion scheduling a public hearing relative

to the site plan of the proposed "Sunset Pointe Condominiums" to be located on Town Mountain Road for June 4, 1985.

HIGHLIGHTS: The Asheville Planning and Zoning Commission at

a meeting held on April 17, 1985, reviewed the site plan of the proposed "Sunset Pointe Condominiums" to be located on Town Mountain Road. The plan was prepared by Freeman, Weels and Major, Architects, for W. R. Martin, Developer, both of Greenville, S. C. and submitted in accordance with the Group Development Section of the Asheville Zoning Ordinance. After review and discussion, the Commission voted to recommend denial of the site plan to City Council.

G. Consideration of a motion to schedule a public hearing relative

to Revision of Rule 4 and 29 of the Civil Service Rules and Regulations for May 21, 1985.

HIGHLIGHTS: This public hearing is being scheduled to allow

employees, who are members of the Classified Service of the City of Asheville, an opportunity to provide input and recommendations concerning revisions of Rule 4 and 29 of the Civil Service Rules and Regulations. Proposed revisions are being made in order to comply with the provisions of the ADEA (Age Discrimination Employee Act).

H. Consideration of a motion to schedule a public hearing relative

to a site plan of the proposed Shawnee Trail Apartments to be located on Shawnee Trail for May 28, 1985.

HIGHLIGHTS: The Asheville Planning and Zoning Commission at

a meeting held April 3, 1985, reviewed the site plan of the proposed Shawnee Trail Apartments to

be located on Shawnee Trail. The site plan was prepared by John Reid, Architect, for Mr. George Morosani, Developer, and submitted in accordance with the Group Development Section of the Asheville Zoning Ordinance. After review and discussion, the Commission voted to recommend approval of the site plan to City Council subject to the following conditions: 1) Receipt of a letter from NCDOT indicating that they will accept the storm drainage at the southwest corner of the property; 2) Submission of an engineering study indicating the stability of the site. 3) Buffering; and

4) Compliance with Erosion Control Ordinance.

I. Consideration of a motion scheduling a public hearing to

receive a comprehensive planning study report relative to the Haw Creek Area, and extending the present moratorium in said area for May 21, 1985.

HIGHLIGHTS: On February 26, 1985 Council adopted Ordinance

No. 1498 imposing a moratorium on property in the Haw Creek area for the issuance of any zoning or building permits and consideration of any request for group development review by the Planning and Zoning Commission through May 28, 1985. At this public hearing Council will receive a report from the Planning and Zoning Department resulting from a comprehensive planning study of the area. Public comments with regard to said comprehensive planning study will also be received and the City Council will consider what action, if any, to take as a result of the comprehensive planning study, including the possibility of an extension of

said moratorium.

Upon motion of Councilman Frank, seconded by Councilman Bisette,

the Consent Agenda was unanimously approved.

RESCHEDULING PUBLIC HEARING - SWEET CREEK OFFICE PARK - SWEETEN CREEK ROAD

Councilman Boland moved to reschedule a public hearing relative to the site plan of the proposed Sweet Creek Office Park to be located on Sweeten Creek Road for May 21, 1985. This motion was seconded by Councilman Bisette and carried unanimously.

CLAIMS - NEAL GALLOWAY (SANITATION) - STELLA JENKINS (WATER) - JAMES CANNON (WATER)

The City Manager presented claims received from Neal Galloway, Stella Jenkins, and James Cannon.

Mayor McDevitt referred the claims to the Corporation Counsel for

investigation and recommendation.

LAWSUITS - LAWRENCE JAKE McCLAIN VS. CITY OF ASHEVILLE - (APPEAL FROM CIVIL SERVICE BOARD) LESTIE SHERLIN VS. THE CITY OF ASHEVILLE (BODILY INJURY AND PROPERTY DAMAGE - ICE ON STREET FROM WATER LINE BREAK)

The City Manager said the City was served with summonses in connection with lawsuits involving Lawrence Jake McClain and Lestie Sherlin. Mayor McDevitt referred the summonses to the Corporation Counsel for investigation and recommendation.

ADJOURNMENT

Vice-Mayor Bratton moved to adjourn the meeting at 6:55 p.m. This motion was seconded by Councilman Frank and carried unanimously.

MAYOR CITY CLERK
