

Tuesday - May 6, 1986 - 4:00 p.m.

Regular Meeting

Present: Mayor W. Louis Bisette, Presiding; Vice-Mayor Mary Lloyd Frank; Councilmen Kenneth M. Michalove, Norma T. Price, and George M. Tisdale; Corporation Counsel William F. Slawter; City Manager Douglas O. Bean; and Associate City Manager/City Clerk William F. Wolcott, Jr.

Absent: Councilmen Walter R. Boland and Wilhelmina Bratton.

INVOCATION

The invocation was given by Councilman George Tisdale.

APPROVAL OF THE MINUTES - APRIL 29, 1986 MEETING

1. Consideration was given to the approval of the minutes of the April 29, 1986, meeting.

Mayor Bisette announced the approval of the minutes as submitted.

RESOLUTION NO. 86-79 - RESOLUTION OF APPRECIATION TO BOB WILLIAMS (NEWS REPORTER FOR WISE - KISS-FM RADIO STATION)

3. Mayor Bisette read a resolution of appreciation to Bob Williams, who has served the citizens of Asheville as a new reporter for WISE-KISS FM Radio Station for the past three years. He said Bob Williams would be leaving the City of Asheville on May 9, 1986, to advance in his career by accepting a position of news director for a radio station in Augusta, Georgia. He said this resolution expresses the sincere appreciation on behalf of the residents of Asheville for his dedication to the City and its citizens throughout his tenure with WISE-KISS FM and his service to the City.

Upon motion of Vice-Mayor Frank, seconded by Councilman Price, Resolution No. 86-79 was unanimously adopted.

Mayor Bisette presented the resolution to Bob Williams.

Complete text of Resolution No. 86-79 will be found in Resolution Book No. 16 at page 31.

PROCLAMATION - WEEK OF MAY 3, 1986, AS "HERITAGE WEEK"

2. Mayor Bisette read a proclamation proclaiming the week of May 3, 1986, as "Heritage Week."

Mayor Bisette presented the proclamation to Sybil Bowers, Director of Historic Resources Commission, and Marge Turcot, President of the Preservation Society of Asheville and Buncombe County.

PROCLAMATION - MAY 6-11, 1986 - "DAYS OF REMEMBRANCE OF THE VICTIMS OF THE HOLOCAUST"

4. Mayor Bisette read a proclamation proclaiming May 6-11, 1986, as "Days of Remembrance of the Victims of the Holocaust."

Mayor Bisette presented the proclamation to Rabbi Bluming with the Beth Ha-Tephila Temple.

PROCLAMATION - MAY 10, 1986 - BRAD DAUGHERTY DAY

5. Mayor Bisette read a proclamation extending best wishes to Brad Daugherty on May 10, 1986, as the Town of Black Mountain honors him as an outstanding athlete on the University of North Carolina Tar Heels basketball team from 1982-1986.

Mayor Bisette presented the proclamation to Doug Stafford, Alderman for the Town of Black Mountain.

RESOLUTION NO. 86-80 - RESOLUTION APPROVING THE BY-LAWS OF THE ASHEVILLE FAIR HOUSING COMMISSION

6. Consideration was given to a resolution approving the by-laws of the Asheville Fair Housing Commission.

Mayor Bisette said the Asheville City Council created the Asheville Fair Housing Commission by adoption of Ordinance No. 1539 on October 15, 1985. This ordinance requires that prior to performing any duties, the Commission shall adopt by-laws governing the Commission's operating procedures. The Asheville Fair Housing Commission adopted by-laws on April 16, 1986. City Council has reviewed the by-laws and desires to approve them.

Mayor Bisette said members of Council were previously furnished copies of the resolution and the by-laws, and they would not be read in their entirety unless there was a specific request to do so.

Corporation Counsel Slawter said during the Pre-Council meeting, Council members had requested that the by-laws be amended to include that the Chairman shall vote on all matters before the Commission; that the Secretary of the Commission keep minutes of all meetings and proceedings; that to the extent not provided for in the by-laws, rules of procedure for conduct of the meetings shall be provided by Roberts' Rules of Order as Revised; and that the rules of the Commission can be amended at any time by City Council or by an affirmative vote of the majority of the members, subject to the approval of City Council.

Upon inquiry of Councilman Tisdale, Mayor Bisette said the Department of Housing and Urban Development will fund the Fair Housing Commission at a fixed amount for two years, then on a case-by-case basis.

Upon motion of Councilman Price, seconded by Councilman Michalove, Resolution No. 86-80 was unanimously adopted.

Complete text of Resolution No. 86-80 will be found in Resolution Book No. 16 at page 32.

RESOLUTION NO. 86-81 - RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ASHEVILLE TO EXECUTE EASEMENT IN FAVOR OF THE CAROLINA POWER & LIGHT COMPANY (PROPERTY LOCATED AT THE ASHEVILLE REGIONAL AIRPORT)

7. Consideration was given to a resolution authorizing the Mayor of the City of Asheville to execute an easement in favor of the Carolina Power & Light Company for property located at the Asheville Regional Airport.

Mayor Bisette said Carolina Power & Light Company has requested that the City of Asheville execute a right-of-way easement on property belonging to the City of Asheville located at the Asheville Regional Airport for the purpose of updating an existing electric power line as shown on Carolina Power & Light Company Drawing No. RW-D-5979 dated August 31, 1979, to serve FAA MALSR; Skyland Volunteer Fire Department and Asheville Airport Fire Training Center.

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

Upon motion of Councilman Tisdale, seconded by Councilman Price, Resolution No. 86-81 was unanimously adopted.

Complete text of Resolution No. 86-81 will be found in Resolution Book No. 16 at page 33.

BIDS - TRAILER-MOUNTED ASPHALT MAINTENANCE SPRAY TANK/DISTRIBUTOR

8. Consideration was given to bids received for a trailer-mounted asphalt maintenance spray tank/distributor.

Mayor Bisette said sealed bids were invited to furnish one (1) trailer-mounted asphalt maintenance spray

tank/distributor for the Public Works Department, Street Division. Three (3) bids were received with A. E. Finley and Associates, Inc., Charlotte, North Carolina submitting the lowest bid for an E. D. Etnyre Model MU-10-TRL. This bid fully meets specifications and all other requirements of the bid requests. There are sufficient funds in the Street Division budget to cover this cost (\$15,083.00) - account code 50-427-074.

The City Manager presented the bid summary sheet stating that bids were received from A. E. Finley and Associates in the amount of \$15,083.00; Arrow Equipment, Inc., in the amount of \$17,542.90; and North Carolina Equipment Company in the amount of \$25,280.00.

Vice-Mayor Frank moved to accept the bid of A. E. Finley and Associates in the amount of \$15,083.00 for the trailer-mounted asphalt maintenance spray tank/distributor. This motion was seconded by Councilman Tisdale and carried unanimously.

APPROVAL OF THE CONSENT AGENDA

9. Consideration was given to a motion approving the Consent Agenda.

Mayor Bissette 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. Schedule a public hearing for a site plan of the proposed Pinecliff

Condominiums to be located on State Road 2243 for May 27, 1986.

HIGHLIGHTS: The Asheville Planning and Zoning Commission, at a meeting held April 9, 1986, reviewed the site plan of the proposed

Pinecliff Condominiums to be located on State Road 2243. The site plan was prepared by Larry Traber, Architect, for Piney Mountain Associates, Inc., 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 Phase I (Units A thru J and the recreational facilities), subject to: 1) satisfactory easement for developer to tie into sewer line; 2) satisfactory easement to protect City's 16" water line; and 3) compliance with the

Erosion Control Ordinance.

B. Schedule a public hearing for the site plan of the proposed apartment

complex to be located on St. Dunstan's Road for May 27, 1986.

HIGHLIGHTS: The Asheville Planning and Zoning Commission at a meeting held

April 9, 1986, reviewed the site plan of the proposed apartment complex to be located on St. Dunstan's Road. The site plan was prepared by Gray Engineering, Greenville, South Carolina, for Wade Cooper, Developer, 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.

C. Schedule a public hearing for the site plan of a proposed addition to

Peppertree Vacation Club on the grounds of the Great Smokies Hilton for May

27, 1986.

HIGHLIGHTS: The Asheville Planning and Zoning Commission at a meeting held

April 9, 1986, reviewed the site plan of a proposed addition to Peppertree Vacation Club on the grounds of the Great Smokies Hilton. The site plan was submitted by Mr. C. Wayne Kinser, Owner, Great Smokies Hilton, 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 subject to compliance with the

Erosion Control Ordinance.

Upon motion of Councilman Michalove, seconded by Councilman Price, the Consent Agenda was unanimously approved.

CLAIMS - RICHARD GUTHRIE (POLICE)

The City Manager presented a claim received from Richard Guthrie.

Mayor Bisette referred the claim to the Corporation Counsel for investigation and recommendation.

LEAGUE OF WOMEN VOTERS

Leah Karpin, with the League of Women Voters, encouraged all members of Council and citizens to vote in the election today, and to vote against the nuclear waste depository being in Western North Carolina.

RALPH BISHOP - LOTTERY SALES - ASHEVILLE POLICE DEPARTMENT

Ralph Bishop spoke to members of Council relative to the lottery sales in the City of Asheville and the Asheville Police Department.

ADJOURNMENT

Upon motion of Councilman Tisdale, seconded by Vice-Mayor Frank, the meeting adjourned at 4:50 p.m.

MAYOR CITY CLERK
