

Tuesday - April 14, 1987 - 4:00 p.m.

Regular Meeting

Present: Mayor W. Louis Bissette, Presiding; Vice-Mayor Mary Lloyd Frank; Councilmen Wilhelmina Bratton, Walter R. Boland; Kenneth M. Michalove, Norma T. Price, and George M. Tisdale; Corporation Counsel William F. Slawter; City Manager Douglas O. Bean and Deputy City Clerk Carol Hensley.

Absent: Associate City Manager/City Clerk William F. Wolcott, Jr.

### **INVOCATION**

The invocation was given by Councilman Wilhelmina Bratton.

### **APPROVAL OF THE MINUTES - APRIL 7, 1987 MEETING**

1. Consideration was given to the approval of the minutes of the April 7, 1987 meeting.

Mayor Bissette announced the approval of the minutes as submitted.

### **PROCLAMATION - APRIL 19-25, 1987 - "CONSUMERS WEEK"**

2. Mayor Bissette read a proclamation proclaiming April 19-25, 1987, as "Consumers Week".

Mayor Bissette presented the proclamation to Norma Messer with the Better Business Bureau.

### **PROCLAMATION - WEEK OF APRIL 20, 1987 - "SECRETARIES WEEK"**

2a. Mayor Bissette read a proclamation proclaiming the week of April 20, 1987, as "Secretaries Week".

### **RECOGNITION OF STREET DEPARTMENT EMPLOYEES - SNOW REMOVAL**

2b. Mayor Bissette recognized several street department employees who were involved in the recent substantial unexpected snowstorm all of which worked hard and long hours in the snow and ice removal.

Clark Brown, Public Works Director, introduced the employees who oversee the operation of snow and ice removal.

### **ORDINANCE - AMENDING CHAPTER 27 (TAXICABS)**

3. Consideration was given to an ordinance amending Chapter 27 (Taxicabs) of the Code of Ordinances of the City of Asheville.

Mayor Bissette said the Legal Department had met with taxicab owners and operators relative to amending the Taxicab Ordinance. He said they had requested a delay in consideration of this ordinance for approximately four weeks.

### **ORDINANCE NO. 1627 - AN ORDINANCE AMENDING SECTION 28-81.2(B) OF ARTICLE IV, SPEED REGULATIONS, OF CHAPTER 28 OF THE CODE OF ORDINANCES OF THE CITY OF ASHEVILLE**

4. Consideration was given to an ordinance amending Section 28.81.2(b) of Article IV, Speed Regulations, of Chapter 28 of the Code of Ordinances of the City of Asheville.

Mayor Bissette said this ordinance will lower the speed limit on Chiles Avenue from 35 m.p.h. to 20 m.p.h.

Bob McDonald, Traffic Engineer, said after investigation and review of the request to lower the speed limit on Chiles Avenue from 35 m.p.h. to 20 m.p.h., it would be his recommendation that Council institute the 20 m.p.h. on Chiles

Avenue.

Kathryn Agger, of Chiles Avenue, said many of her neighbors have also requested the 20 m.p.h. speed zone because of the traffic flow patterns, no sidewalks, very narrow streets, and the speed on the street being too high for safety.

Vice-Mayor Frank moved for the adoption of Ordinance No. 1627. This motion was seconded by Councilman Boland.

On a roll call vote of 7-0, Ordinance No. 1627 passed on first reading.

**RESOLUTION NO. 87-62 - RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH TRACONEX, INC., OF SANTA CLARA, CALIFORNIA, FOR THE PURCHASE OF TRAFFIC SIGNAL EQUIPMENT FOR THE CITY OF ASHEVILLE**

5. Consideration was given to a resolution authorizing the City Manager to execute a contract with Traconex, Inc., of Santa Clara, California, for the purchase of traffic signal equipment for the City of Asheville.

Mayor Bissette said this action will provide for the manufacture and delivery of closed-loop traffic signal equipment for forty-five (45) intersections in Asheville's Central Business District. Three (3) bids were received and evaluated, and based upon that evaluation, the firm of Traconex, Inc. is determined to be the most responsive bidder. It is anticipated that equipment delivery will be mid-summer, with the City's Traffic Engineering Division beginning the installation of this equipment immediately upon delivery. Engineers estimate the fiscal impact to be \$386,000. Of this amount, approximately 65% or \$180,460 will be the City's portion of the total project cost.

Bob McDonald, Traffic Engineer, said the new equipment will allow for new traffic signal installations at 45 intersections in the downtown area with four major control areas. He said this would allow the change of sequence and traffic patterns during heavy traffic demands in order to move traffic more efficiently. He said it is his recommendation that the bid of Traconex, Inc. in the amount of \$277,630 be accepted. He said the bid is subject to approval of the North Carolina Department of Transportation.

Upon motion of Councilman Tisdale, seconded by Councilman Boland, Resolution No. 87-62 was unanimously adopted.

Complete text of Resolution No. 87-62 will be found in Resolution Book No. 16 at page 315.

**RESOLUTION NO. 87-63 - RESOLUTION APPROVING THE SELECTION OF WACHOVIA BANK AND TRUST CO., N.A. AND FIRST UNION NATIONAL BANK FOR UNDERWRITING AND FINANCIAL ADVISORY SERVICES RELATED TO FUNDING FOR THE WALL STREET AND RANKIN AVENUE PARKING GARAGES**

6. Consideration was given to a resolution approving the selection of Wachovia Bank and Trust Co., N.A. and First Union National Bank for underwriting and financial advisory services related to funding for the Wall Street and Rankin Avenue Parking Garages.

Mayor Bissette said City Council has determined the need for the Wall Street and Rankin Avenue Parking Garages to support downtown development. Alternate methods for funding the garages have been explored. An arrangement which calls for the issuance of Certificates of Participation has been selected as the most appropriate funding method. Investment banking services must be utilized to implement this funding. Proposals have been received from seven organizations. This resolution will authorize the selection of a financial advisor to provide underwriting, investment banking, and related financial advisory services incident to the funding of the Wall Street and Rankin Avenue Parking Garages. This action will ultimately result in a gross debt of approximately \$6,500,000, the net proceeds of which will be used to build or acquire the Wall Street and Rankin Avenue Parking Garages. It is anticipated that net parking revenues will be used to pay the debt service on this obligation.

The City Manager noted that the staff had analyzed seven different proposals for financial advisory services. He said it is his recommendation that the City select the proposals of Wachovia Bank and Trust Co., N.A. and First Union

National Bank. He said First Union and Wachovia have agreed to work together on the advisory services.

Upon inquiry of Ralph Bishop, the City Manager said the financial advisory services would be paid out of bond proceeds.

Upon motion of Councilman Michalove, seconded by Vice-Mayor Frank, Resolution No. 87-63 was unanimously adopted.

Complete text of Resolution No. 87-63 will be found in Resolution Book No. **16** at page **316**.

**RESOLUTION NO. 87-64 - RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR A JUSTICE ASSISTANCE ACT GRANT THROUGH THE NORTH CAROLINA DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY**

7. Consideration was given to a resolution authorizing the City Manager to apply for a Justice Assistance Act Grant through the North Carolina Department of Crime Control and Public Safety.

Mayor Bisette said this resolution will authorize the filing of an application for a Justice Assistance Act Grant. These funds will allow the Asheville Police Department to establish a Victim Assistance Program to insure that victims of crime or their survivors receive all of the community services that are available and/or necessary to the victim to regain their physical and emotional well being. Grant revenues - \$24,905 to be matched by the City from existing personnel salaries.

Upon motion of Councilman Bratton, seconded by Councilman Boland, Resolution No. 87-64 was unanimously adopted.

Complete text of Resolution No. 87-64 will be found in Resolution Book No. **16** at page **317**.

**RESOLUTION NO. 87-65 - RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT FOR DEVELOPMENT OF AN FY 1986 COST ALLOCATION PLAN**

8. Consideration was given to a resolution authorizing the City Manager to sign an agreement for development of an FY 1986 Cost Allocation Plan.

Mayor Bisette said this resolution will authorize the City Manager to execute an agreement with David M. Griffith and Associates, Ltd., for the development of cost allocation plans which allocate audited FY '86 costs. The contract amount of \$6,500 is included in the FY '87 budget.

The City Manager said this was an annual contract for the cost allocation plan at the same cost as previous years. He said this plan is particularly needed for the Community Development Block Grant funding.

Upon motion of Councilman Price, seconded by Vice-Mayor Frank, Resolution No. 87-65 was unanimously adopted.

Complete text of Resolution No. 87-65 will be found in Resolution Book No. **16** at page **318**.

**RESOLUTION NO. 87-66 - RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF ASHEVILLE A FEDERAL AVIATION GRANT AGREEMENT, PROJECT NO. 3-37-0005-08**

9. Consideration was given to a resolution authorizing the Mayor to execute on behalf of the City of Asheville a Federal Aviation Grant Agreement, Project No. 3-37-0005-08.

Mayor Bisette said the Federal Aviation Administration has offered a grant agreement to the Asheville Regional Airport Authority in the amount of \$595,296.00. He said the City of Asheville and the County of Buncombe are co-sponsors of the grant agreement and the FAA requires each sponsor to execute the grant agreement. He said the project

would consist of installing terminal security video system; replace radios for CFR vehicles; obstruction removal, Runway 16 Approach; overlay parallel taxiway and north apron connecting taxiway; and to install an MITL.

Upon motion of Councilman Boland, seconded by Councilman Tisdale, Resolution No. 87-66 was unanimously adopted.

Complete text of Resolution No. 87-66 will be found in Resolution Book No. 16 at page 319.

Mayor Bisette introduced the new Airport Manager, Mr. Jim Parker.

**RESOLUTION NO. 87-67 - RESOLUTION OF INTENT TO AUTHORIZE AN EXCHANGE OF PROPERTY WITH UNITED STATES CELLULAR, INC.**

10. Consideration was given to a resolution of intent to authorize an exchange of property with United States Cellular, Inc.

Corporation Counsel Slawter said this agreement with United States Cellular, Inc. will provide for a lease of City-owned property located at White Fawn Reservoir and Brown Mountain Reservoir in exchange for two radio communications towers to be constructed at those locations by United States Cellular, Inc. at their expense. He said action would be taken on this resolution, after due notice to the public, at the regular Council meeting on April 28, 1987.

Upon motion of Vice-Mayor Frank, seconded by Councilman Michalove, Resolution No. 87-67 was unanimously adopted.

Complete text of Resolution No. 87-67 will be found in Resolution Book No. 16 at page 320.

**RESOLUTION NO. 87-68 - RESOLUTION APPOINTING A MEMBER TO THE ASHEVILLE REGIONAL AIRPORT AUTHORITY (STEVE WOODY)**

11. Consideration was given to a resolution appointing Steve Woody as a member of the Asheville Regional Airport Authority.

Upon motion of Vice-Mayor Frank, seconded by Councilman Michalove, Resolution No. 87-68 was unanimously adopted.

Complete text of Resolution No. 87-68 will be found in Resolution Book No. 16 at page 321.

**COUNCILMAN BOLAND - COMMENTS RELATIVE TO WESTERN NORTH CAROLINA TOMORROW TASK FORCE REPORT RELATIVE TO OUTDOOR ADVERTISING**

12. Councilman Boland commented on the recent report of the Western North Carolina Tomorrow Task Force relative to outdoor advertising. He said the Task Force consist of 17 County organizations and has recommended legislation concerning outdoor advertising in relation to economic and environmental concerns. He said the report proposes legislation and guidelines for outdoor advertising. He requested that the City staff obtain copies of the report for all members of Council.

**ANNOUNCEMENT OF CANCELLATION OF COUNCIL MEETING FOR APRIL 21, 1987**

Mayor Bisette noted that the regularly scheduled Council meeting for April 21, 1987 has been cancelled due to the Easter holidays.

**CLAIMS - JOYCE LANNING (WATER) - JEFFREY CLONNINGER (STREETS) - ROSEMARY STEARNS (STREETS) - ROBERT J. BROWN (STREETS)**

The City Manager presented claims received from Joyce Lanning, Jeffrey Clonninger, Rosemary Stearns, and Robert J.

Brown.

Mayor Bissette referred the claims to the Corporation Counsel for investigation and recommendation.

**RALPH BISHOP - COMMENTS RELATIVE TO THE ASHEVILLE POLICE DEPARTMENT AND LOTTERY SALES**

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

**ADJOURNMENT**

Mayor Bissette adjourned the meeting at 5:00 p.m.

Mayor City Clerk

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