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Tuesday - May 31, 1988 - 4:00 P.M.

Regular Meeting

Present: Mayor W. Louis Bisette, Presiding; Vice-Mayor Kenneth

M. Michalove; Councilmen Mary Lloyd Frank, Norma T. Price, Russell Martin, and Walter Boland; Corporation Counsel William F. Slawter; City Manager Douglas O. Bean; and Deputy City Clerk Carol Hensley.

Absent: Councilman Wilhelmina Bratton and Associate City

Manager/City Clerk William F. Wolcott, Jr.

INVOCATION

The invocation was given by Vice-Mayor Michalove.

APPROVAL OF MINUTES - MAY 24, 1988 MEETING

Mayor Bisette announced the approval of the minutes of the May 24, 1988 meeting as submitted.

I. PROCLAMATIONS:

A. Proclamation - "Management Week" - June 6 - 11, 1988

Mayor Bisette read the proclamation and presented a copy to Janice Staggs, President of Chapter 801 of the National Management Association.

B. Proclamation - "Rape Prevention Month" - June, 1988

Mayor Bisette read the proclamation and presented a copy to Leigh Dudasik, Executive Director, for the Rape Crisis Center.

C. Resolution No. 88-86 - Resolution of appreciation to

John Acee for his service on the Zoning Board of Adjustment.

Mayor Bisette read the resolution which stated that

John Acee has served as a member of the Asheville Board of Adjustment since 1951. Mr. Acee's appointment to the Board expired on January 21,

1988.

Upon motion of Councilman Martin, seconded by

Councilman Frank, Resolution No. 88-86 was unanimously adopted.

Mayor Bissette presented Mr. Acee with a plaque and
a copy of the resolution.

Resolution Book No. 17 Page No. 166

**D. Presentation of Award for Certificate of Achievement
for Excellence in Financial Reporting.**

Mayor Bissette said the City of Asheville's

comprehensive annual financial report for the fiscal year ended June 30, 1987 qualified for a Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association for the eighth consecutive year. An Award of Financial Reporting Achievement was also awarded to Larry Fisher, Director of Finance, as the individual designated by the government as primarily responsible for its having earned the certificate.

Mayor Bissette and members of Council commended

Larry Fisher for his staff for their efforts in
receiving this award.

II. PUBLIC HEARINGS:

III. OLD BUSINESS:

A. Ordinance No. 1689 - Third reading of an ordinance

amending the Zoning Ordinance - Section 30-7-1, Conditional Uses, adding Haywood Road under Item K. Professional Offices in R-3 District.

Mayor Bissette said per City Council's request of March

8, 1988, the Asheville Planning and Zoning Commission on April 6, 1988, considered a proposed wording amendment to the Asheville Zoning Ordinance, Section 30-7-1. Conditional Uses., Item K. to add Haywood Road to the list of thoroughfares permitting professional offices in the R-3 District adjacent to commercial and industrial zones. Commission unanimously recommended this amendment to City Council. This ordinance was read on first reading on May 17, 1988 and on second reading on May 24, 1988.

On a roll call vote of 6-0, Ordinance No. 1689 passed on
third and final reading.

Ordinance Book No. 11 Page No. 269

IV. NEW BUSINESS:

**A. Formal presentation of City of Asheville Budget for
Fiscal Year 1988-89 and scheduling public hearing for June 14, 1988.**

The City Manager highlighted the 1988-89 Budget message.

Councilman Price moved to schedule a public hearing for

the City of Asheville Budget for Fiscal Year 1988-89 for June 14, 1988. This motion was seconded by Vice-Mayor Michalove and carried unanimously.

**B. Ordinance No. 1690 - Ordinance for the levy and
collection of business license taxes.**

Mayor Bisette said the Revenue Ordinance has been

rewritten to make it simpler and easier to understand, easier to administer and more equitable in levy. He said a phase-in process has been incorporated into the proposed ordinance.

The City Manager said the ordinance was rewritten to

provide growth in revenues, equity, and efficiency in administering the ordinance. He said several businesses expressed a concern about the confidentiality of the gross sales receipts. He said language was included in the ordinance to provide that gross sales receipts would be confidential.

Ralph Bishop, speaking in opposition to the

ordinance, said he felt the ordinance was only a measure to cut into the profits of businesses in the City of Asheville.

Councilman Price moved for the adoption of Ordinance

No. 1690. This motion was seconded by Councilman Martin.

On a roll call vote of 6-0, Ordinance No. 1690

passed on first reading.

C. Resolution No. 88-87 - Resolution authorizing the Mayor

**to execute a contract on behalf of the City of Asheville with American Red Cross for handicapped
transportation
services.**

Mayor Bisette said as a recipient of Section 9

funds from the Urban Mass Transportation Act the City is required to provide public transportation services within the corporate limits to qualified handicapped individuals. The service may be provided by the Asheville Transit Authority through the use of a third party. The American Red Cross is

willing to provide this service.

Debra Collins, American Red Cross representative,

answered questions from members of Council.

Councilman Boland requested that the city staff check with other cities to gather data on how they deal with requirements from the Urban Mass Transportation. Carl Ownbey, from the Asheville Transit Authority, said this information is being collected and should be available by next year.

Upon motion of Councilman Boland, seconded by Councilman Martin, Resolution No. 88-87 was unanimously adopted.

Resolution Book No. 17 Page No. 167

D. Ordinance No. 1691 - Ordinance to revise Downtown

Redevelopment Fund budgets to reflect current

commitments.

Mayor Bissette said this ordinance will revise the budgets to reflect commitments.

Councilman Frank moved for the adoption of Ordinance No. 1691. This motion was seconded by Vice-Mayor Michalove.

On a roll call vote of 6-0, Ordinance No. 1691 passed on first and final reading.

Ordinance Book No. 11 Page No. 278

E. Resolution No. 88-88 - Resolution authorizing the City

Manager to execute a contract with McGladrey & Pullen to perform computer mapping system project.

Mayor Bissette said this contract is to perform detailed needs analysis for computerized mapping throughout the City of Asheville, to submit request for proposal for appropriate computer hardware and mapping programs, to review the proposals submitted, and to recommend the best proposal to meet the needs of the City. This contract would also include the addition of necessary requirements in the request for proposals for the City's financial and operational applications, such that they will interface properly to the mapping programs and pass the appropriate information back and forth.

Upon motion of Councilman Frank, seconded by Councilman Price, Resolution No. 88-88 was unanimously adopted.

Resolution Book No. 17 Page No. 168

V. CONSENT:

A. Approval of bids for one (1) articulating wheel loader

for Public Works Department, Street Division and one (1) four-wheel drive backhoe with trailer for Water and Sewer Department, Waste Water Collection Division.

SUMMARY: Recommendation to low bidder, Arden

Equipment Company, Inc., Arden, North -Carolina, in the amount of \$52,967.00 and for one four-wheel drive backhoe with trailer is recommended to the second low bidder, Ditch Witch of Charlotte, Inc., Charlotte, North Carolina, in the amount of \$35,744.00.

Note: Bid Summary available in the City Clerk's

Office.

B. Approval of bids for one (1) lot safety equipment for the Water Department, Waste Water Collection Division.

SUMMARY: One (1) lot of safety equipment consisting

of multipurpose rescue retrieval systems and portable gas detectors is recommended to the low bidder, SAFECO, Inc., Greenville, South Carolina, in the amount of \$33,520.00.

Note: Bid Summary available in the City Clerk's

Office.

C. Scheduling public hearing relative to Beaver Lake Office

Plaza Expansion for June 28, 1988.

SUMMARY: The Asheville Planning and Zoning

Commission at a meeting on December 9, 1987, reviewed and approved the site plan

of Beaver Lake Office Plaza Expansion subject to the following conditions:1) Provision of a 12" planted buffer adjacent to the R-3 Residential District property line; 2) Variance to buffer width and planing along northern and southern boundaries provided that parking lot landscape plan is implemented; 3) Final sign package to be reviewed by Asheville Planning and Zoning Commission; 4) Encourage right-of-way trees along Merrimon Avenue; and 5) Compliance with Erosion

Control Ordinance.

Upon motion of Councilman Frank, seconded by Vice-

Mayor Michalove, the consent agenda was unanimously

adopted.

VI. OTHER BUSINESS:

CLAIMS - MERLINE TAYLOR (STREETS) - CHANDLEY/SAMS INVESTMENT (SEWER) - LOUISE MORGAN (WATER) - JESSICA JOHNSON (STREETS)

The City Manager presented claims received from Merline Taylor, Chandley/Sams Investment, Louise Morgan, and Jessica Johnson.

Mayor Bissette referred the claims to the Corporation

Counsel for investigation and recommendation.

INTERGOVERNMENTAL SERVICES COMMITTEE MEETING

Councilman Frank said the Intergovernmental Services

Committee would be meeting next week on Tuesday, June 7, 1988 at 12:30 p.m. She also reported that no response had been received from Curtis Ratcliff, Chairman of the Buncombe County Commissioners, relative to a joint meeting with the City and County regarding the 911 emergency number.

COUNCILMAN BOLAND - PROPOSED ELECTION OF ASHEVILLE CITY SCHOOL BOARD MEMBERS

Councilman Boland reported that he had attended a controversial meeting relative to a proposal to elect Asheville City School Board members rather than having them appointed. He said the League of Women Voters would be studying this proposal within the next year. He said citizens expressed concern about the accountability of the members to Council and the public and

the process used in appointing members.

WATER PROBLEMS - PATTON MOUNTAIN AND PEACH KNOB RESERVOIRS

The City Manager reported that the water problems experienced in the Patton Mountain and Peach Knob reservoir areas are currently under evaluation. He said the city staff is in the process of setting up automatic mutual aid for fire protection with the Volunteer Fire Departments, as well as placing sanitized water tanks in the neighborhoods for individuals without water. He said it is being recommended that everyone conserve water as much as possible.

RALPH BISHOP - COMMENTS RELATIVE TO ADDRESSING MEMBERS OF COUNCIL

Ralph Bishop read a portion of the Rules and Procedures for City Council relative to addressing members of Council for three (3) minutes during public hearings. He said in his opinion this provision does not apply to other discussions during a

Council meeting.

ADJOURNMENT

Upon motion of Councilman Price, seconded by

Councilman Martin the meeting adjourned at 5:45 p.m.

MAYOR CITY CLERK
