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Tuesday - September 20, 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, Wilhelmina Bratton, and Russell Martin; Corporation Counsel William F. Slawter; City Manager Douglas O. Bean; and Associate City Manager/City Clerk

William F. Wolcott, Jr.

Absent: Councilman Walter Boland

INVOCATION

The invocation was given by Councilman Mary Lloyd

Frank.

APPROVAL OF MINUTES - SEPTEMBER 13, 1988 MEETING

Mayor Bisette announced the approval of the minutes of

the September 13, 1988 meeting as submitted.

I. PROCLAMATIONS:

A. Proclamation - September 22, 1988 - "American Business

Women's Day."

Mayor Bisette proclaimed September 22, 1988 as

"American Business Women's Day". Councilman Martin will be delivering the proclamation to the annual dinner of the local chapter of the American Business Women's Association.

B. Proclamation - September 17-23, 1988 -

"Constitution Week"

Mayor Bisette read the proclamation and presented a

copy to Frances McDowell with the Edward Buncombe

Chapter of the Daughters of the American Revolution.

C. Proclamation - October 10-14, 1988 -

"Court Observance Week"

Mayor Bisette read the proclamation and presented a

copy to Carol Howell.

II. PUBLIC HEARINGS:

A. Public hearing relative to an ordinance establishing the

Thomas Wolfe Memorial as historic property. (Joint hearing with Historic Resources Commission)

Ordinance No. 1708 - An Ordinance designating property

known as the "Thomas Wolfe Memorial" on Spruce Street and the adjoining lot on N. Market Street together as a

local historic property

Mayor Bissette said plans for a Thomas Wolfe

visitors center will be developed later this year and designation will give the City a review authority highly desirable considering the recent history of the project. He said a joint public hearing is required by the Historic Resources Commission of Asheville and Buncombe County and the Asheville City Council.

Mayor Bissette opened the public hearing at

4:24 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.

Doug Swaim, Director of the Historic Resources

Commission, introduced the members of the Historic Resources Commission in attendance and announced that a quorum of the Commission is present. He said the Historic Resources Commission recently surveyed the stock of local historic buildings they would like designated as historic properties. He said one of the top priorities of the Commission is the Thomas Wolfe Memorial due to the proposed development of the Visitors Center. He said the Historic Resources Commission unanimously endorses the designation of the Thomas Wolfe Memorial as historic property.

Upon inquiry of Councilman Martin, Mr. Swaim said

the existing building on the adjoining lot is not included as part of the designation of historic property.

Bill McCray, with the Division of Archives and

History, requested that Section 4 (2) (d) of the ordinance be changed to reflect that there are no brick sidewalks but it is a brick driveway- suggested that Council strike the word sidewalk and insert the word driveway. He also suggested that the plaque stating the local designation be incorporated with the national designation plaque and that these plaques be in the Visitors Center rather than on the grounds of the property.

Mayor Bissette closed the public hearing at

4:29 p.m.

Mayor Bissette said members of Council were

previously furnished copies of the ordinance and it would not be read in its entirety.

Councilman Price moved for the adoption of Ordinance

No. 1708 with the word sidewalk being changed to driveway in Section 4 (2) (d) of the ordinance. This motion was seconded by Vice-Mayor Michalove and carried unanimously.

On a roll call vote of 6-0, Ordinance No. 1708

passed on first reading.

Mayor Bisette said members of Council would

probably agree that the Visitors Center would be the most appropriate location for the plaques.

Vice-Mayor Michalove moved to suspend the rules and

proceed to the second reading of Ordinance No. 1708. This motion was seconded by Councilman Martin and carried unanimously.

On a roll call vote of 6-0, Ordinance No. 1708

passed on second reading.

After discussion, Vice-Mayor Michalove moved to

suspend the rules and proceed to the third reading of Ordinance No. 1708. This motion was seconded by Councilman Frank and carried unanimously.

On a roll call vote of 6-0, Ordinance No. 1708

passed on third and final reading.

Ordinance Book No. 11 Page No. 307-311

B. Public hearing relative to an ordinance establishing the

City Hall Building as historic property. (Joint hearing with Historic Resources Commission)

Ordinance No. 1709 - An Ordinance designating a building

and property known as "Asheville City Building" located

at City-County Plaza as a local historic property

Mayor Bisette said plans for a major rehabilitation

of the City Building are now being drafted. The Historic Resources Commission Director is already been given ample opportunity to express preservation concerns and sees no major problems with the direction of the project; however, the more formalized review designation would be more desirable and appropriate - the City setting an example with this most significant building. He said a joint public hearing is required by the Historic Resources Commission of Asheville and Buncombe County and the Asheville City Council.

Mayor Bisette opened the public hearing at

4:35 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.

Doug Swaim, Director of the Historic Resources

Commission, announced that a quorum of the Historic Resources Commission is present. He said the Asheville City Building was designed especially for the mountain city of Asheville by architect Douglas Ellington, Asheville's Art Deco master and stands as a magnificent symbol of the development boom of the 1920s, when fabulous civic projects were undertaken in the "Program of Progress. He said this designation would give the Historic Resources Commission an opportunity to express preservation concerns in planned renovations and presently sees no major problems with the direction of the project.

Ralph Bishop said he was opposed to this Council or

future Councils giving up their rights to regulate city owned property.

Councilman Price said she would like to see the

elevators remain as they are currently but at some future date someone might want to change them to electric elevators. She asked how this decision might be affected by the proposed ordinance.

Doug Swaim said the City would go through the same

application process that any individual goes through

for the Historic Resources Commission to consider a change. He said a solution to any request can be negotiated but the end result is that no building permit is issued unless it is approved by the Historic Resources Commission.

Mayor Bissette closed the public hearing at

4:48 p.m.

Mayor Bissette said members of Council were

previously furnished copies of the ordinance and it would not be read in its entirety.

Councilman Frank moved for the adoption of Ordinance

No. 1709. This motion was seconded by Councilman Martin.

On a roll call vote of 6-0, Ordinance No. 1709

passed on first reading.

Vice-Mayor Michalove moved to suspend the rules and

proceed to the second reading of Ordinance No. 1709. This motion was seconded by Councilman Frank and carried unanimously.

On a roll call vote of 6-0, Ordinance No. 1709

passed on second reading.

C. Public hearing relative to an ordinance zoning Oteen

property annexed into the City Limits August 31, 1988.

Ordinance No. 1710- An Ordinance amending Ordinance No.

322, known as "An Ordinance Providing for the Zoning of the City of Asheville," as amended, zoning of Oteen Property annexed into City Limit August 31, 1988.

Mayor Bisette said the Asheville Planning and Zoning

Commission on August 17, 1988 reviewed and recommended zoning for the Oteen Property which was annexed into the City Limits on August 31, 1988.

Mayor Bisette opened the public hearing at 4:50 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, from the Planning Department, said state

statute requires that property annexed into the City be zoned. He said this particular area in question was previously zoned under the extra territorial zoning jurisdiction. He said the proposed zoning is principally as it was originally zoned. He presented certifications of notification to property owners in the area of the proposed zoning. He said all requirements for notification have been satisfied. He outlined the recommended zoning stating that the zoning accommodates all entities in place at present. He also said the recommended zoning would provide that no property will be a non-conforming use and is as recommended by the 2010 plan.

At the request of Councilman Price, Council requested

that the Planning Staff review a possible change to the Heavy Industrial classification. It was suggested that perhaps the Heavy Industrial zone could be changed to Light Industrial to allow for safety in the area since many motels are located in the vicinity.

Edward Pearce asked for a clarification on the tax bill

computations recently received by residents in the area.

The City Manager explained the computations stating that

the residents are paying 10/12ths of a year on their current billing since the City and County taxes are based on a fiscal year of July 1st to June 30th. He said all cities and towns in North Carolina collect their taxes in the same manner.

Mayor Bisette closed the public hearing at 5:08 p.m.

Mayor Bisette said members of Council were previously

furnished copies of the ordinance and it would not be read in its entirety.

Councilman Frank moved for the adoption of Ordinance No.

1710. This motion was seconded by Vice-Mayor Michalove.

On a roll call vote of 6-0, Ordinance No. 1710 passed on first reading.

Vice-Mayor Michalove requested that the Planning Staff

look at the feasibility of changing the Heavy Industrial

classification to a Light Industrial classification.

III. OLD BUSINESS:

A. Third reading of Ordinance revising the Motor Vehicle

Registration Tax - City Stickers.

Mayor Bisette said the third reading of this ordinance would be postponed until another meeting.

IV. NEW BUSINESS:

A. Report on the proposed incorporation of Fletcher.

The City Manager outlined the following report:

SUBJECT: Report on Corporation of Fletcher Community

The City Council has been asked by representatives of the Fletcher Community to adopt a resolution that supports the incorporation of their community. The following report is intend to provide you with information that will help you in your deliberations.

LOCATION

The Asheville City limit line effective August 31, 1988 is approximately two miles from the Fletcher Community which is identified for incorporation. Also there is an area that is under study for annexation by the staff that would, if approved, leave the Asheville City limit line approximately 1.2 miles from the proposed incorporation.

On June 2, 1987 the Asheville City Council adopted a map entitled "Area Under Consideration for Annexation" which includes the remaining area in Buncombe County to the Henderson County line. The North Carolina General Statutes state that the map shall remain in effect for two years after adoption. In June of 1989 the City may want to reconsider a map which shows other areas under consideration as part of our continuing annexation study. It does not appear that all of the areas that we have identified to be annexed will be annexed in the time period designated and I

would foresee only minor changes to the existing map at that time. At the present time there have been no studies to incorporate past this boundary.

The proposed Fletcher incorporation boundary would also touch upon the existing City limits at the Airport. In essence, should this area be incorporated it could be contiguous to a proposed future City limit line on its northern boundary and a portion of its western boundary would be adjacent to the existing limits at the Asheville Airport.

METHODS OF INCORPORATION

The City of Asheville has been asked to adopt a resolution supporting the incorporation of Fletcher. This approval is needed in accordance with the North Carolina Constitution and General Statutes. Absent this approval by the City of Asheville an incorporation would have to be approved by a 3/5 majority of the General Assembly. An excerpt from the 1980 Joint Annexation Study Commission that was created by the North Carolina Association of County Commissioners and the North Carolina League of Municipalities speaks to this point "**by both Constitution and Statue North Carolina has appropriately given preference to expanding cities as opposed to creating new ones. Both discourage incorporating new cities and towns near existing ones. Except by 3/5 majority, the General Assembly may not incorporate a new city closer that one mile to an existing city of 5000 - 10,000 population, within three miles of one with 10,000 - 25,000 population, within four miles of one with 25,000 - 50,000 population, and within five miles of one with over 50,000 population.**"

HISTORY OF ANNEXATION

The annexation law that is currently in effect throughout North Carolina is basically the same law that was adopted in 1959 with some revisions. It has been the policy of the state of North Carolina to allow for the orderly growth of municipalities since that time. Annexations basically take place for the same reason that cities are formed in the first place, that being to provide local governmental services to citizens in areas that are urbanely developed. It has been said that that which is urban should be municipal. Numerous studies have stated the desirability of annexing urban areas as opposed to the creation of overlapping service districts or the creating of a number of smaller incorporated areas in a major urban environment. The law has been tested in a number of court cases and has with stood the scrutiny of numerous study commissions established by the General Assembly since 1959.

HISTORY OF INCORPORATION

The 1980 joint study commission speaks to the rational behind the state policy that annexations within an urban area are preferable to separate incorporations when it started **"under these circumstances extending present city boundaries to include adjacent urbanizing territory is a logical approach to providing an area with local governmental services. Efficiency and economy, dictate this approach be taken. A recognition at the states separate urban areas are almost uniformly a single social and economic unit suggests annexation in preference to other possible approaches"**.

The report goes on to site the example of growth in the City of Raleigh. "One has only to consider an alternative to illustrate the desirability of encouraging annexation as a state policy in most cases. In 1900 Raleigh's population was about 13,600. Today it is estimated at about 160,000. If Raleigh's boundaries had not been expanded over this period and the surrounding area had grown as it has, Raleigh could be encircled today with 12 cities equal to its 1900 size. Or by 15 cities of Garner's current size or with an even larger number of overlapping special districts. It is difficult to image that the citizens of the area would be better served by such a large number of governments than they are by a single city. But in the absence of annexation by Raleigh, some alternate arrangement would have been necessary."

The joint commission concludes on the subject of incorporation by stating "the state's policy of encouraging annexation - which means enlarging the existing water plant rather than building a new one, or enlarging an existing police force rather than creating a new one - seems clearly in the best interest of all citizens when done with the safeguards that are built into North Carolinas annexation statutes."

ASHEVILLE BUNCOMBE LOCAL GOVERNMENT STUDY COMMISSION

On January 12, 1977 a report of the Asheville Buncombe local government study commission was presented. This report which was the result of a 15 month process involving a number of citizens dealt with how services should be provided to all citizens in Buncombe County. The commission concluded that in the area of annexation "where areas are adjacent to the City of Asheville or the five smaller towns and are urbanely developed as defined by the annexation statutes **or where the property owners submit petitions**, the commission recommends that the areas be annexed as a means of providing these areas with the needed municipal type services."

The commission goes on to make a recommendation on new incorporations when it states"the commission recommends that no new incorporations take place within five miles of the City of Asheville's boundaries, the limitation now provided by law. The only possible exception to this rule is the Swannanoa Community, most of which is over five miles from Asheville's boundary". Therefore, it is obvious that the commission found that the general policy of the state of North Carolina should also apply to the Buncombe County area.

CONSIDERATIONS WHEN ANNEXING ACROSS A COUNTY LINE

As it was previously stated, at this point in time the City staff has not undertaken any studies involving the annexation of areas outside Buncombe County. We, therefore, have not done an exhaustive amount of research that would give the pros and cons of an annexation that would cross a county boundary.

Obviously, this type of an annexation would have many inherent problems which may or may not make an annexation

of this manner attractive to the City of Asheville. As it was previously pointed out, this area is in a different judicial district and legislative district. Certainly there could be some cause for confusion among residents. There could also be a problem with overlapping school districts and tax districts. All of these overlapping districts would definitely cause operating concerns for the City of Asheville. However, one must keep in mind that at the present time there are also overlapping districts such as school districts that overlap the city boundaries, fire districts and sanitary districts that also may overlap each other all of which create some operating concerns for residents.

At the present time, there is not a prohibition of cities crossing county lines, in fact the following cities have been identified as being located in more than one County:

Battleboro Blowing Rock

Elkin Durham

High Point Gibsonville

Mebane Hickory

Chapel Hill Kannapolis

Griffon Longview

Kenley Mount Olive

Rocky Mount Sharpsburg

SUMMARY

For many years the state of North Carolina has said that it is important that as an area becomes urban in nature that it should be provided with municipal like services. There are a number of mechanisms for providing those services, such as:

- 1) A service district can be established if specific services are desired.
- 2) The State has said that if an area is outside of a currently incorporated and urbanized area that incorporation of a city is most appropriate.
- 3) The State has adopted as its policy that if an area develops in an urban manner as defined by the General Statutes, and if it is within close proximity to a larger urban area, then services should be provided through annexation.

The issue of crossing a county line in order to provide services to the town of Fletcher certainly adds additional considerations to any decision that the City Council of Asheville would have to make at this point in time. It is clear that if this area is in need of services that it is the policy of the State of North Carolina that a mechanism be chosen to provide those services. It is clear, however, that it is not the policy of the State of North Carolina to allow for an incorporation of any urbanized area for the reason of blocking the orderly growth of an incorporated urban area.

The Industrial development of the old Asheville/Hendersonville Airport property, the development of the Asheville Regional Airport, the extension of water lines by the City of Asheville, and the extension of sewer lines by MSD have contributed to the growth of this area. Fletcher most likely needs services. The question that needs to be answered is how can these services best be provided in the context of the urban area.

Pat Richie, Chairperson for residents of Fletcher who want to incorporate, said they are required by statute to notify Councils within five miles of an area seeking incorporation. She presented Mayor Bissette with the notification and asked that he sign that Council had received the notification that the Town of Fletcher intends to seek incorporation. She said this request would be presented to the 1989 General Assembly. She said during a recent meeting of the residents of the Fletcher Community, about 200 in attendance, it was the consensus of all attending that they wanted

Fletcher to be incorporated. She said the residents are willing to be taxed for their services. She commented on a recent statement that people in Fletcher use

Asheville and are not contributing to Asheville, stating that Fletcher is a large industrial area and the majority of the employees in these industries are not residents of Fletcher. She said as far as Council sending out "bad signals" to surrounding communities, the Fletcher community is in an entirely different county - Henderson County - and a different judicial district. She said for these reasons and others the Town of Fletcher wishes to incorporate. She requested that Council approve a resolution supporting the incorporation of the Town of Fletcher pursuant to General Statute 120-166 (b) (3).

Vice-Mayor Michalove said in his opinion it would be in the best interests of both counties not to have another incorporated area. He said there are other options - such as special tax districts - preferable to incorporation to provide the Fletcher residents with the services they desire. He said officials are looking toward not creating more government but less government.

Vice-Mayor Michalove then moved to deny the request to adopt a resolution supporting the incorporation of the Town of Fletcher. This motion was seconded by Councilman Frank.

The City Attorney said the Statutory Commission can not make a positive recommendation on the request for incorporation if certain factors do not exist. He said if City Council does not adopt a resolution supporting the incorporation the General Assembly would have to have an affirmative vote of 3/5th to pass the request.

Councilman Bratton said she did not feel comfortable voting against the request because annexation of Fletcher by a future Council would disrupt school districts within the two counties.

Councilman Martin said there are no immediate plans to annex Fletcher. He said, however, the City of Asheville has a rather large investment in the Fletcher community with the Airport and water and sewer lines. He said State law favors less government rather than more government. He said all factors need to be weighed with the future in mind.

Councilman Frank said she feels Council is committed to the citizens of Asheville and more facts need to be determined prior to deciding whether to annex Fletcher in the future.

Councilman Price agreed with Councilman Frank. She said she would rather take no action but since Fletcher has asked then Council must take some action.

Mayor Bisette said he would not be in favor of annexing into another County and therefore, he would be voting against Vice-Mayor Michalove's motion.

Ralph Bishop spoke in opposition to Asheville annexing the Town of Fletcher.

Vice-Mayor Michalove's motion passed on a voice vote of 4-2, with

Mayor Bisette and Councilman Bratton voting "no."

B. Ordinance No. 1711 - Budget Ordinance amendment

allocating CDBG funds for the current year.

Mayor Bisette said the City has recently received

its letter of credit from HUD for \$997,000 in CDBG funds for the current year program. The allocation of these funds were approved by City Council on May 24, 1988 in Resolution No. 88-83. This ordinance will appropriate the funds into the budget.

Vice-Mayor Michalove moved for the adoption of

Ordinance No. 1711. This motion was seconded by Councilman Price.

On a roll call vote of 6-0, Ordinance No. 1711

passed on first and final reading.

Ordinance Book No. 11 Page No. 317

C. Ordinance No. 1712 - Budget ordinance amendment to provide funds for staff car for long-distance travel.

Mayor Bissette said the City Motor Pool requires an

additional reliable staff car for long distance travel. Money originally appropriated for inspector vehicles is better used for the City-wide Motor

Pool.

Councilman Martin moved for the adoption of

Ordinance No. 1712. This motion was seconded by Vice-Mayor Michalove.

On a roll call vote of 6-0, Ordinance No. 1712

passed on first and final reading.

Ordinance Book No. 11 Page No. 318

E. Sign permit for off-premises advertising sign at 535

Tunnel Road.

Mayor Bissette said Holland Outdoor Advertising

Company has requested a sign permit to erect an off-

premises advertising sign 14' x 48' at 535 Tunnel Road. This sign permit requires Council approval since it will be situated closer than 600' from a

limited access highway.

Patty Tallerday, Acting Director of Planning, said

the Zoning Ordinance requires approval of Council since the sign will be situated closer than 600' from a limited access highway. She said the sign will be within 600' of I-240 and is located close to Poncho's Restaurant on Tunnel Road. She said the sign will be 672 square feet per face and the sign meets all the criteria of the existing sign ordinance. She said the sign would fall under the amortization schedule of the proposed new sign ordinance. She showed a video of the location of the proposed sign.

Attorney Gary Rowe, representing Holland Outdoor

Advertising Company, said his client was granted a permit to proceed with the installation of the sign; entered into a contract with the Mann Company for the lease of the property; and expended funds for the installation of the sign prior to receiving a call to stop the installation since it would be within 600' of a limited access highway and would require the approval of Council. He presented a copy of the permit and showed pictures of the location of the proposed sign.

He said his client has expended 90% of the \$50,000 cost for the sign. He said his client complied with all city regulations. He said his client should be allowed to proceed with the installation of the sign.

After discussion, Vice-Mayor Michalove moved to

table action on the sign permit request until next week giving the City Attorney an opportunity to research the request. This motion was seconded by

Councilman Price and carried unanimously.

**F. Approval of final plat - Silverstone Subdivision - end
of New Haw Creek Road.**

Mayor Bissette said the Asheville Planning and Zoning

Commission on November 11, 1987, reviewed and approved the preliminary subdivision plat subject to: 1) Board of Adjustment granting a variance on required front footage on Lots 11 and 12; and 2) Letter of approval from Water and Sewer Department on adequacy of water. These contingencies have been complied with and the final plat is submitted for approval.

Patty Tallerday, Acting Director of Planning, said all

the conditions outlined by the Planning and Zoning Commission have been complied with. She showed a video of the proposed subdivision.

Al Pearce, developer, said the roads would be

constructed to North Carolina Department of Transportation standards.

Vice-Mayor Michalove moved to approve the final plat of

the Silverstone Subdivision. This motion was seconded

by Councilman Martin and carried unanimously.

V. CONSENT:

A. Resolution No. 88-142 - Resolution authorizing the City

Manager to transfer personal property

intergovernmentally.

SUMMARY: The Print Shop would like to transfer a

lettering machine to the Buncombe County Library System. The Print Shop no longer needs this machine for lettering purposes.

Resolution Book No. 17 Page No. 234

B. Sale of Disposal Parcel 159 in the East End/Valley

Street Community Improvement Program.

SUMMARY: The Housing Authority has tentatively

accepted a bid for Disposal Parcel 159 in the East End/Valley Street Community Improvement Program from Mr. and Mrs. Kirklen Evans in the amount of \$6,700 to be used for residential purposes. Parcel 159 is located on Lincoln Street. Mr. and Mrs. Evans are being displaced from their home at 46 Martin Luther King, Jr. Drive. They propose to build a new home approximately 1,200 sq.ft. with 3 bedrooms, 2 baths on Disposal Parcel 159. The Evans will be eligible for the "Dollar lot" subsidy.

C. Bids for Bulk Sodium Chloride (Rock Salt) for snow and ice control.

SUMMARY: Estimated requirement of 600 tons of bulk

sodium chloride for snow and ice control for the winter of 1988-89 is recommended to the low bidder, Domtar Industries, Inc.,

Schiller Park, Illinois, in the amount of

\$21,960.00.

Upon motion of Councilman Frank, seconded by Councilman

Price, the consent agenda was unanimously approved.

VI. OTHER BUSINESS:

REPORT - ASHEVILLE MALL EXPANSION PROJECT

The City Manager said a response has been received from Richard L. Coleman, Jr. relative to the City's letter to him dated August 30, 1988. He said a report would be given to members of Council in the near future. He also reported that the owners, developers, residents of White Pine Drive, and city staff had their first meeting to come up with solutions to problems involving the Asheville Mall Expansion Project.

COUNCILMAN FRANK - BOARD OF DIRECTORS - LEAGUE OF MUNICIPALITIES

Vice-Mayor Michalove moved that a letter be written recommending Councilman Mary Lloyd Frank to the Board of Directors of the North Carolina League of Municipalities. This motion was seconded by Councilman Price and carried unanimously.

RECOGNITION TO BARBARA BLAKE - NEWS REPORTER FOR ASHEVILLE CITIZEN-TIMES PUBLISHING COMPANY

Mayor Bissette commended Barbara Blake on receiving a national award for an article written on the Vietnam Memorial.

STAN KANUPE - 39 CAMPGROUND ROAD - COMPLAINT

Stan Kanupe of 39 Campground Road spoke to Council relative to individuals at 32 Campground Road having a used car business with junk cars and having large commercial trucks parked in the area.

Patty Tallerday, Acting Director of Planning, said the complaint was investigated and she showed members of Council a video of the location in question. She said it was determined that there is no car dealership in the area. She said a building that was moved on the property had writing on it relative to car

sales but the owner has agreed to paint the building. She said there is one overgrown lot in the area to be cleared. She said there is no clear definition of parking of commercial trucks on one's property.

The City Manager said the staff would look into the legality of parking commercial trucks in a residential area.

COUNCILMAN MARTIN - CLEANING UP OF RIVERSIDE DRIVE

Councilman Martin asked that the city staff look into the possibility of screening the junk dealer's property on Riverside Drive. He said Riverside Drive needs to look better and cleaner.

The City Manager said the staff would look into this request and have a report for members of Council.

CLAIMS - MAXINE BLACKWELL (STREETS) - CARL REID (POLICE) - MARY JOHNSON (WATER) - MADGE BURLESON (SEWER)

The City Manager said the City received claims received from Maxine Blackwell, Carl Reid, Mary Johnson, and Madge Burleson.

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

RALPH BISHOP - COMMENTS RELATIVE TO INSTITUTE OF GOVERNMENT

Ralph Bishop again asked the City Attorney by what authority the Institute of Government has to interpret state laws.

The City Attorney responded that he had furnished Mr. Bishop with all the information available relative to the Institute of Government.

ADJOURNMENT

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

MAYOR CITY CLERK
