

Wednesday – October 10, 2001 - 5:00 p.m.

Regular Meeting

Present: Mayor Leni Sitnick, Presiding; Vice-Mayor M. Charles Cloninger; Councilwoman Terry Bellamy; Councilman Edward C. Hay Jr.; Councilman Brian L. Peterson; and Councilman Charles R. Worley; City Attorney Robert W. Oast Jr.; City Manager James L. Westbrook Jr.; and City Clerk Magdalen Burleson

Absent: Councilwoman Barbara Field

INVOCATION

Councilman Peterson gave the invocation.

MISCELLANEOUS ITEMS

Mayor Sitnick noted that Councilwoman Barbara Field is not at this meeting due to her father's illness.

Mayor Sitnick recognized the 6th graders of Carolina Day School.

I. PROCLAMATIONS:

A. PRESENTATION OF AWARD FROM AMERICANSTYLE MAGAZINE

Ms. Marilyn Patton, owner of Grovewood Galleries, presented Mayor Sitnick, on behalf of the City of Asheville, an award as Asheville was chosen as the 8th top arts destination.

B. PROCLAMATION PROCLAIMING OCTOBER 10, 2001, AS "JOHN LANTZIUS DAY"

Mayor Sitnick read the proclamation proclaiming October 10, 2001, as "John Lantzius Day" in the City of Asheville in honor of his work in downtown Asheville. She presented the proclamation to Mr. Lantzius.

Mayor Sitnick asked the City Attorney to draft an ordinance that will allow the City to require removal of graffiti on private property.

C. JOHN BENJAMIN LEWIS SOCCER CENTER

Mr. Lloyd Sigman, President of the WNC Soccer Foundation, recognized Ben and Becky Lewis.

Mr. and Mrs. Lewis said that in honor of their late son, they pledged \$350,000 (\$35,000 over ten years) to establish and maintain the John Benjamin Lewis Soccer Center at Azalea Road Park. His 16-year old son, who was killed in an automobile accident three years ago, was an avid soccer player and in honor of his spirit to create a positive and enduring community legacy in his beloved memory, and to begin the foundations fund-raising efforts, they pledged the \$350,000.

On behalf of the entire Council and community, Mayor Sitnick thanked Mr. and Mrs. Lewis for their generous gift.

D. GRANT FROM SUZANNE MARCUS COLLINS FOUNDATION

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Mr. Peter D. Collins, Executive Director of the Suzanne Marcus Collins Foundation, pledged \$175,000 to

cover the costs of the programming related to the performing arts center in the next phase of the Civic Center project. He said his organization was thrilled at the prospect of a new performing arts center.

On behalf of the entire Council and community, Mayor Sitnick thanked Mr. Collins for this generous support.

II. CONSENT:

A. APPROVAL OF THE MINUTES OF THE REGULAR MEETING HELD ON SEPTEMBER 25, 2001, AND THE WORKSESSION HELD ON OCTOBER 2, 2001

B. RESOLUTION NO. 01-152 - RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH ED ANDERSON TO CONSTRUCT THE PUBLIC ART FOR URBAN TRAIL STATION 21 AT THE INTERSECTION OF MARKET STREET AND WALNUT STREET

Summary: The consideration of a resolution authorizing the City Manager to enter into an agreement with Ed Anderson to construct the public art for Urban Trail Station 21 at the intersection of Market and Walnut Streets.

The City is in need of an artist to construct the Station 21 public art piece to be located on the right-of-way of Walnut Street at Market Street. In accordance with N.C. Gen. Stat. sec. 143-64.32, proposals were solicited. Ed Anderson's proposal was selected by the Urban Trail Design committee to be most consistent with the Urban Trail theme. Those submitting design proposals are listed below:

Contractor Proposal

Ed Anderson/Kenn Kotara Design \$39,400

Pam Myers No Construction Estimate

Tucker Cooke No Construction Estimate

Funding for this project has already been allocated in the Public Works Department's Capital Improvement budget in accordance with the N. C. Dept. of Transportation Project E-4138 Urban Trail Grant.

The Public Works Department staff recommends City Council adopt the resolution authorizing the City Manager to enter into an agreement with Ed Anderson.

RESOLUTION BOOK NO. 26 – PAGE 466

C. RESOLUTION NO. 01-153 - RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A SERVICE AGREEMENT RENEWAL WITH MOTOROLA COMMUNICATIONS AND ELECTRONICS INC. TO PROVIDE MAINTENANCE TO THE CITY'S RADIO COMMUNICATION SYSTEM

Summary: The consideration of a resolution authorizing the City Manager to execute a service agreement renewal with Motorola Communications and Electronics, Inc. to provide maintenance of the City's radio communication system for another year at a cost of \$11,553.90 per month.

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Motorola Communications and Electronics, Inc. has provided maintenance services for the City's radio communications system since installation of the system in 1992. Effective with the service agreement covering the period of September 1994 through August 1995, the maintenance cost per unit of equipment has remained fixed. The service agreements are renewed annually. The maintenance cost per unit of

equipment for the renewal period of September 1, 2001, through August 31, 2002, remains fixed at the original cost per unit.

This renewal agreement reflects a monthly decrease of \$1,057.40. This is due to the fact that some radio equipment was dropped from maintenance this year, but the agreement covers additional equipment purchased by the City that has come out of warranty during the past year. The monthly cost of this service is \$11,553.90.

Funds have been appropriated in the Finance Department, Information Services Division, in Account No. 110-1005-415-3001 C44108 to cover the monthly cost of this agreement.

City staff recommends City Council adopt the resolution which authorizes the City Manager to execute a renewal of the service agreement with Motorola Communications and Electronics, Inc. to provide maintenance to the City's radio communication system.

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D. ORDINANCE NO. 2856 - ORDINANCE REDUCING SPEED LIMITS ON VARIOUS CITY STREETS

Summary: The consideration of an ordinance to reduce speed limits on several city streets.

The streets listed below have been identified for speed concerns by residents, City boards and commissions, City Council, the Asheville Police Department, Transportation Services Division staff, or other City staff. Transportation Services Division staff has conducted field reviews of street geometry and conditions and/or speed studies. Many of these streets which exhibit the worst speeding problems are also being evaluated and prioritized for the installation of traffic calming measures per the Neighborhood Traffic Calming Policy. Determination of the appropriate speed limits for streets is one of the steps outlined in the Policy. The Police Department concurs with these recommendations.

10 Miles Per Hour

The following street is a residential alley that has a combination of street geometry features that warrants a very low speed limit. The alley is very narrow with driveways and garages that offer very little sight distance for vehicles entering the alley. In order to ensure safety, traffic on the alley should travel at a speed at which drivers can easily react to vehicles pulling or backing out of driveways or other activities that occur on the alley. The recommended safe operating speed on this street is 10 mph: Cumberland Alley
