



## **ACTION AGENDA**

### **June 12, 2012**

The action agenda is intended to provide the reader with an overview of the council meeting and any decisions that were made. It does not provide action on ceremonial or non-substantive matters.

**THIS ACTION AGENDA IS FOR INFORMATION ONLY.** Authority to carry out actions related to any council decision should be obtained through normal departmental procedure.

Please call the City Clerk's office at 259-5601 if you have any questions.

Present: Mayor Terry M. Bellamy, Presiding; Councilman Cecil Bothwell; Councilman Jan B. Davis; Councilman Marc W. Hunt; Councilman Christopher A. Pelly; Councilman Gordon D. Smith; City Manager Gary W. Jackson; City Attorney Robert W. Oast Jr.; and City Clerk Magdalen Burleson

Absent: Vice-Mayor Esther E. Manheimer

#### **ITEM AND SUMMARY**

#### **ACTION**

Resolution authorizing the City Manager to enter into a construction agreement with Patton Construction Group, Inc. for the Challedon Subdivision Waterline Replacement Project.

Adopted Unanimously

Resolution calling for a public hearing on June 26, 2012, for the adoption of an ordinance directing the Director of Building Safety to demolish the dwelling located at 44 Linden Avenue, Asheville, N.C.

Adopted Unanimously

Ordinance to enact and/or change the speed limit on Boris Street, Compton Drive, Evelake Drive, Galahad Place, Gawain Street, Guinevere Court, King Arthur Place, Lancelot Lane, Lionel Place, Merlin Way, and Percivale Court in the Camelot Subdivision to 25 mph; and enact/change a 25 mph speed limit on Campground Road, Dillingham Road, Edgelawn Road, Herron Avenue, Mildred Avenue, Tracey Drive, and Schenck Parkway.

Adopted Unanimously

Resolution authorizing the Mayor to execute a License Agreement with DukeNet Communications, LLC for the purposes of installing, operating and maintaining fiber optic equipment at 166 Reservoir Road.

Adopted Unanimously

Resolution authorizing City staff to apply for a Federal Transit Administration grant to help pay current transit system fuel costs as a capital maintenance expense and if the grant is awarded, authorizing the Mayor to execute the appropriate documents to accept the grant.

Adopted Unanimously

Resolution authorizing the City Manager to accept grant funds from the U.S. Dept. of Justice for the Bulletproof Vest Partnership Program 2011.

Adopted Unanimously

Budget amendment, in the amount of 32,056, for the Bulletproof Vest Partnership Program 2011. Adopted Unanimously

Budget amendment, in the amount of \$10,000, to authorize the use of North Carolina State Drug Seizure Funds to fund office space improvements for the Asheville Police Department in the old NC Guard Armory.

Adopted Unanimously

Resolution amending the 2012 City Council meeting schedule to cancel the July 31, 2012, community meeting.

Adopted Unanimously

Resolution authorizing the City Manager to enter into a contract with Otis Elevator to provide elevator maintenance and repair service for multiple municipal buildings.

Adopted Unanimously

Resolution amending Resolution No. 12-107 adopted on May 22, 2012, making provisions for the possession and consumption of malt beverages and/or unfortified wine at the Asheville Grizzlies Football Game from June 18, 2012, to June 16, 2012

Adopted Unanimously

Update on State Legislative Issues

Opposition to Airport Bill (HB 552) Adopted Unanimously;  
Invitation to Legislators To Provide Direction on Legislative Report;  
Invitation to Area Elected Officials on Water Issue; City Participation in MSD Study

Public hearing to consider a Municipal Service District for downtown Asheville (Business Improvement District).

Continuance to 9-25-12  
Adopted Unanimously

Public hearing for a land use incentive grant application for 155 Glenn Bridge Road.

Adopted Unanimously

Public hearing to consider an amendment to the approved Conditional Use Permit for Harmony Village, located at Myra Place, for a reduction to the number of approved units, a redesign of the site, and proposal of 3 new single-family lots, and a request for a modification to allow encroachments into a setback.

Adopted Unanimously

Public hearing to consider an amendment to the approved conditional zoning master site plan for Hunt Hill Apartments, located at 56 Hunt Hill Place, for a redesign of the site and buildings and also a new pool and clubhouse addition with a modification request to the setback.

Adopted Unanimously

Public hearing to consider the rezoning of an area in the vicinity of 55 Hunt Hill Place from RM-16 Residential Multi-Family High Density District/Conditional Zoning to Institutional District.

Adopted Unanimously

Public hearing regarding the New Belgium Brewery/Economic Development:

1. Resolution to authorize expenditures for economic development purposes (a) to authorize an economic development incentive agreement with New Belgium Brewery, Inc.; and (b) to provide and improve public infrastructure in the vicinity of Craven Street and Waynesville Avenue to serve an industrial facility to be constructed by New Belgium Brewery.
2. Resolution authorizing the City Manager to enter into a contract with ColeJenest & Stone to provide design services for the Craven Street improvements.
3. Budget amendment, in the amount of \$565,643, for the Craven Street improvements.

Both Resolutions  
Adopted Unanimously

Adopted Unanimously

Adopted Unanimously

Public hearing to consider conditional zoning of Hunter Apartments, located at 25 & 27 Washington Road from RM-8 Residential Multi-Family Medium Density District to RM-16 Residential Multi-Family High Density District/Conditional Zoning, to allow for the remodel of two existing residential structures into two duplex structures for a total of four apartments, and a request for a modification to the side setback on the southern property boundary.  
**– This public hearing will be continued to July 24, 2012.**

Adopted Unanimously  
To Continue to 7-24-12

Ordinance adopting the 2012-13 Annual Operating Budget.

Adopted 5-1 w/Bothwell  
voting “no”

Approval of the Planning & Zoning Commission appointment schedule.

Adopted Unanimously

Motion authorizing City staff to prepare and release a request for qualifications for a comprehensive traffic engineering analysis along the Charlotte Street Corridor. **– This item will be rescheduled to June 26, 2012.**

Adopted Unanimously  
To Continue to 6-26-12

Resolution authorizing the Mayor to execute a License Agreement with USCOC of Greater North Carolina, LLC for antennas and related equipment at 57 Crestwood Drive, Arden, NC.	Adopted Unanimously
Resolution authorizing the City Manager to enter into a partnership agreement between AC Entertainment and the US Cellular Center for Moog Fest 2012.	Adopted Unanimously
Resolution appointing alternate members to the Board of Adjustment.	Tied Vote - Will Bring Back on 6-26-12
Resolution appointing a member to the Sustainable Advisory Committee on Energy & the Environment.	Appted Tim Ballard

Boards & Commissions (Council to determine who, if any, to interview):

- Airport Authority	Action Postponed Due to Airport Legislation
- Board of Electrical Examiners	Reappted Tommy Wilson, Phil Wilson, Gus Sims & Harold Garland; & Appted David Martin
- Civic Center Commission	Reappted Joel Storrow & Mike Burke & Readvertise
- Historic Resources Commission	Reappted Brian Cook
- Homeless Initiative Advisory Committee	Appted Hilliard Carlisle & Jay Lively
- Neighborhood Advisory Committee	Appted DeWayne Barton, Elaine Poovey, Barber Melton, Robert Roepnack & Carmen Ramos-Kennedy; Clerk to Arrange Interviews for Remaining Seats
- Noise Ordinance Appeals Board	Appted John Hayes & Beau Dean as Regular Members; Re-advertise for Alternate
- Public Art & Cultural Commission	Reappted Sharon Trammel, Robert Todd & Honor Moor; & Appted Leslie Klingner
- Recreation Board	Reappted Wayne Wheeler, John Parrish & Hutch Kerns; & Appted Barry Mundt & Ashley Arrington