



**ACTION AGENDA**  
**June 24, 2014**

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 Esther E. Manheimer, Presiding; Vice-Mayor Marc W. Hunt; Councilman Cecil Bothwell; Councilman Jan B. Davis; Councilman Christopher A. Pelly; Councilman Gordon D. Smith; Councilwoman Gwen C. Wisler; City Manager Gary Jackson; City Attorney Robin T. Currin; and City Clerk Magdalen Burleson

Absent: None

**ITEM AND SUMMARY**

**ACTION**

Resolution updating the FY 2013-14 debt reimbursement resolution adopted by City Council on August 27, 2013, declaring the intent of the City to reimburse itself from debt proceeds for expenditures incurred in connection with the demolition of City property on Haywood Street (Handy Park) and the construction of a retaining wall on the site.	Adopted Unanimously
Resolution designating the City Manager and Chief Financial Officer as authorized officers to declare the intent of the City to reimburse itself for future capital expenditures incurred in connection with debt obligations.	Adopted Unanimously
Resolution approving an Installment Financing Agreement to finance vehicles and equipment and delivery thereof and providing for certain other related matters.	Adopted Unanimously
Resolution authorizing the City Manager to enter into a contract with Tennoca Construction Company Inc. for the Craven Street Improvements Project.	Adopted Unanimously
Budget amendment, in the amount of \$6,901,570.66, which includes pay-go, debt, and grant resources from the Water Resources Fund, Stormwater Fund, Parking Fund, and the General Fund CIP, to fund the Craven Street Improvements contract and a 15% contingency.	Adopted Unanimously
Resolution authorizing the City Manager to modify the existing Memorandum of Understanding with New Belgium Brewery to allow for cost saving partnerships during the construction process.	Adopted Unanimously
Resolutions making provisions for the possession and consumption of malt beverages and/or unfortified wine at the following events:	
1. Ingle's Independence Day Celebration on July 4, 2014	Adopted Unanimously
2. Riverfest on August 9, 2014	Adopted Unanimously
3. New Belgium Clips Beer & Film Tour on September 5, 2014	Adopted Unanimously
4. Organicfest on September 7, 2014	Adopted Unanimously
Resolution authorizing the City Manager to enter a Lease Agreement with Royal Pines Center for real property at Jake Rusher Park at 139 Peach Tree Street, Asheville, North Carolina.	Continued to 7-22-14

Resolution establishing the criteria for a Design-Build Method for Construction Contracts, and authorizing the City Manager or his designee to review and approve the written criteria for each individual design-build project.	Adopted Unanimously
Resolution authorizing the design-build delivery method for construction of the Nature Center Pavilion and Restroom Project.	Adopted Unanimously
Ordinance amending the composition of the Multimodal Transportation Commission.	Adopted Unanimously
Resolution authorizing the City Manager to implement the Asheville SafeCam Program.	Adopted Unanimously
Resolution naming Fire Station 1. after City of Asheville Firefighter Charles Augustus Werhan.	Adopted Unanimously
Resolution amending the 2014 City Council Meeting Schedule to cancel the July 29, 2014, community meeting.	Adopted Unanimously
Resolution authorizing the City Clerk to advertise for upset bids for the sale of 1.3 acres of real property located off of Reservoir Road to Beaucatcher Heights Development Corporation.	Pulled from Consideration
Resolution authorizing the City Manager to convey an easement over a portion of City-owned property at Curve Street to David Williamson for a residential driveway easement.	Adopted Unanimously
Resolution authorizing the City Manager to accept funds donated to the Asheville Police Department.	Adopted Unanimously
Budget amendment, in the amount of \$1,100, to appropriate these funds into the City's Special Revenue Fund budget.	Adopted Unanimously
Resolution authorizing City staff to proceed with the statutory condemnation process as set forth in Article 3 of Chapter 40A of the N.C. General Statutes for the property located at 61 Haywood Road, Asheville North Carolina, for the public purpose of construction of a sidewalk.	Adopted Unanimously
Resolution revising the existing contract with Pinnacle Landscaping LLC for ground maintenance services at Pack Square Park.	Adopted Unanimously
Two year-end Fiscal Year 2014 capital budget amendments funded with proceeds from debt issuance: 1) Park Maintenance Relocation project in the amount of \$40,000; and 2) Fire Station Land Purchase project in the amount of \$11,400.	Adopted Unanimously
Resolution authorizing the City Manager to execute a contract with NHM Constructors, LLC for the Bent Tree Road Retaining Wall Construction Project.	Adopted Unanimously
Budget amendment, in the amount of \$37,994, from Federal Emergency Management Agency and the N.C. Dept. of Public Safety funds, to increase the existing project budget to cover the contract and the 10% contingency.	Adopted Unanimously
Public hearing to consider a conditional zoning of property located at 573 Fairview Road from Neighborhood Business District to Community Business I District/Conditional Zoning for the use of an existing building as an art instruction facility, and a request for landscaping modifications.	Adopted Unanimously
Public hearing to consider rezoning 226 Hilliard Avenue from Regional Business District and RS-8 Residential Single-Family High Density District to Central Business District.	Adopted Unanimously
Ordinance amending the officially adopted Height Zone Map and Context Transition Edge Map pertaining to the rezoning of 226 Hilliard Avenue.	Adopted Unanimously

Ordinance to adopt the Fiscal Year 2014-15 Annual Operating Budget, including Fees & Charges amendments to include (1) a 3-tiered stormwater fee structure, with a delayed implementation of 90 days for the residential increases; (2) the Parks & Recreation athletic fees; (3) a technical adjustment (right-of-way cut permit penalty); and transit monthly and annual pass fees.

Adopted Unanimously

Resolution appointing members to the Neighborhood Advisory Committee.

Reappted Robert Roepnack,  
Barber Melton & Elaine Poovey;  
Appted Teddy Jordan

Resolution appointing members to the Public Art & Cultural Commission.

Reappted Victor Palomino,  
Jaan Ferree, Gwynne  
Rukenbrod & Guillermo  
Rodriguez; Appted  
Jay Fields & Jenny Bowen

Boards & Commissions: (Council to decide who, if any, to interview)  
- Greater Asheville Airport Authority

Reappted Bob Roberts