



**ACTION AGENDA
October 22, 2013**

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; Vice-Mayor Esther E. Manheimer; Councilman Cecil Bothwell; Councilman Jan B. Davis; Councilman Marc W. Hunt; Councilman Christopher A. Pelly; Councilman Gordon D. Smith; City Manager Gary Jackson; Interim City Attorney Martha Walker-McGlohon; and City Clerk Magdalen Burleson

ITEM AND SUMMARY

ACTION

Resolution accepting Grovepoint Way, Grove Cove Drive and Spring Cove Road extension, in the Grove Park Cove Subdivision as city-maintained streets.	Adopted Unanimously
Resolution authorizing the Mayor to enter into an agreement with the N.C. Dept. of Transportation to construct a sidewalk along both sides of Hendersonville Road from Long Shoals Road to I-40.	Adopted Unanimously
Resolution authorizing the Mayor to sign an amendment to the 2012 Municipal Records Retention & Disposition Schedule.	Adopted Unanimously
Resolution authorizing the conveyance of the following two parcels of City owned property, known as the (1) Deaver Street lot to Judd Lefeber and Jennifer Kiecker, and (2) Millbrook Road lot to Judd Lefeber; and withdrawing the Curve Street lot from the sealed bid sale.	Adopted Unanimously
Resolution authorizing City staff to apply for a Federal Transit Administration Job Access and Reverse Commute Program grant to fund the Black Mountain route and authorizing the Mayor to execute the appropriate documents to accept the grant, if it is awarded to the City of Asheville.	Adopted Unanimously
Resolution authorizing the City Manager to accept grant funds from the N. C. Dept. of Justice for the Ballistic Vest Partnership Grant 2013.	Adopted Unanimously
Budget amendment, in the amount of \$30,756, from the U.S. Dept. of Justice for the Ballistic Vest Partnership Grant 2013.	Adopted Unanimously
Resolution authorizing the City Manager to enter into an agreement with the N.C. Governor's Highway Safety Program for the Traffic Safety Unit.	Adopted Unanimously
Budget amendment, in the amount of \$20,000, to purchase equipment for the Traffic Safety Unit.	Adopted Unanimously
Budget amendment, in the amount of \$74,973, from the N.C. Dept. of Commerce, for the WNC Nature Center.	Adopted Unanimously
Resolution waiving the fee for blocking four on-street parking spaces during the construction of Eagle Market Place.	Adopted Unanimously

Resolution making provisions for the possession and consumption of malt beverages and/or unfortified wine at the Fire Fighters Fund Raiser on November 7, 2013.	Adopted Unanimously
Resolution authorizing the City Manager to amend the agreement with Buncombe County for the Job Access and Reverse Commute grant.	Adopted Unanimously
Budget amendment, in the amount of \$19,468, from federal grant funds and sub-recipient matches to increase the project budgets for the Job Access and Reverse Commute Federal grant.	Adopted Unanimously
Ordinance amending Chapter 12 of the Code of Ordinances to revise the definition of recreational facilities where the carrying of concealed handguns is prohibited, pursuant to state law.	Referred to Public Safety Committee
Resolution authorizing the City Manager to enter into a contract with Young & McQueen Grading Company, Inc. for the construction services necessary to complete Phase I of the Lake Craig/Azalea Road Improvements Project.	Adopted Unanimously
Budget amendment, in the amount of \$1,471,608, from the Water Resources Fund Fiscal Year 2013-14 capital budget, Stormwater Fund reserves, and the General Fund Community and Economic Development CIP to fund the contract and a 10% contingency for the Lake Craig/Azalea Road Improvement Project.	Adopted Unanimously
Resolution amending the 2013 City Council meeting schedule to cancel the November 26, 2013, City Council meeting.	Adopted Unanimously
Resolution authorizing the Mayor to sign a renewal of a Memorandum of Understanding with UNC-Asheville.	Adopted Unanimously
Asheville City Board of Education Update	Heard Update
Public hearing to consider an amendment to the conditional zoning of Carefree Asheville located at 1903 Hendersonville Road to include a change in housing type and building footprints, a change in the internal road network, and an increase in the number of residential units, including modifications for setback and height.	Adopted Unanimously
Public hearing to consider a conditional zoning of property located at the intersection of Clingman Avenue Extension and Roberts Street from Commercial Industrial District and River District to Urban Place District/Conditional Zoning to facilitate a mixed use development known as RAD Lofts, including a modification request on the building size.	Adopted Unanimously
Public hearing to consider a conditional zoning of property located on 329 Rockwood Road, from Highway Business District to Highway Business District/Conditional Zoning, for a Holiday Inn Express and Suites, including a modification request to the building height standards.	Adopted Unanimously w/Manheimer being recused
Public hearing to consider an amendment to a conditional zoning on property located at 919 Haywood Road for the construction of Haywood Village.	Adopted 6-1 w/Smith voting "no"
Public hearing to consider an amendment to Section 7-11-4 (c) of the Unified Development Ordinance to review open space requirements for industrial projects in the Industrial District and Commercial Industrial District.	Adopted Unanimously
Discussion of Chairmanship of Civil Service Board.	Unanimously Re-Confirmed Apptment of Marvin Rosen as Chair
Ordinance repealing Section 16-39 of the Code of Ordinances to eliminate exclusions to the street cut permit requirements for cutting into the City's rights-of-way.	Adopted Unanimously

Consideration of granting a waiver of the sidewalk requirement including the "fee-in-lieu-of" construction option for the Gaia Condominium project located at 141 Shelburne Road.

Waiver Adopted
5-2 w/Bellamy &
Pelly voting "no"

Resolution endorsing the protection of civil liberties of all citizens.

Adopted Unanimously

Resolution supporting clean energy economy.

Adopted Unanimously

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

- Citizens-Police Advisory Committee (must be Central)
- Firemen's Relief Fund
- Historic Resources Commission
- Homeless Initiative Advisory Committee

Clerk to Re-Advertise
Reappted Leesa Gibbs
Interviews
Reappted David Nash,
Scott Rogers & Hilliard
Carlisle

- Recreation Board
- Riverfront Redevelopment Commission
- Soil Erosion/Stormwater Review Committee

Clerk to Re-Advertise
Reappted Pattiy Torno
Reappted Pete Hildebrand &
Ter Mc Spinner
Appted Jim Muth

- Tourism Development Authority