

RESOLUTION ADOPTING THE 2016 CITY COUNCIL MEETING SCHEDULE

WHEREAS, the Asheville City Council is authorized, pursuant to N. C. Gen. Stat. sec. 160A-71, to fix the time and place for its regular meetings;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

The following schedule of the meetings of the Asheville City Council for 2016 be, and the same is, hereby established as follows:

City Council Formal Meetings
5:00 p.m.
2nd and 4th Tuesdays of each month
Council Chamber – 2nd Floor
City Hall Building, Asheville, N.C.

BE IT FURTHER RESOLVED THAT:

The following meetings are hereby cancelled: Tuesday, July 12, 2016; Tuesday, August 9, 2016; Tuesday, November 22, 2016; and Tuesday, December 27, 2016.

This schedule may be amended or modified by resolution.

Read, approved and adopted this 8th day of December, 2015.

Magdalen Brunson
CITY CLERK

Esther E. Mark
MAYOR

Approved as to form:
[Signature]
CITY ATTORNEY

RESOLUTION NO. 15-226

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CHARTWELL STAFFING SOLUTIONS, INC FOR TEMPORARY SERVICES IN THE CITY PARKING GARAGES

WHEREAS, the City of Asheville has authority pursuant to Article 3 of Chapter 160A of the North Carolina General Statutes to enter into contracts for services with other entities; and

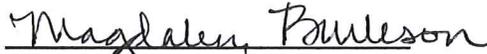
WHEREAS, temporary services are needed in the City parking garages and facilities; and

WHEREAS, the amount of the contract is \$130,000 for one year and the monies have been budgeted in the Transportation Department/Parking Services' Operating Budget for FY 2015-16; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

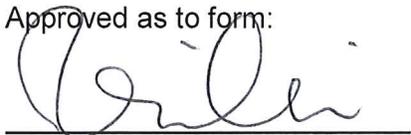
The City Manager is hereby authorized to enter into a contract on behalf of the City of Asheville with Chartwell Staffing Solutions, Inc., for a maximum cost of \$130,000 for a period that will end on June 30, 2016 for temporary services in the City parking garages and further authorized to execute any change orders to said contract or document which might arise during the time period of the contract up to the budgeted amount.

Read, approved and adopted this the 8th day of December, 2015.


City Clerk


Mayor

Approved as to form:


City Attorney

RESOLUTION NO. 15-227

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH PASSPORT PARKING, INC. TO ENABLE CUSTOMERS TO USE CREDIT/DEBIT CARDS IN ADDITION TO CASH TO PAY FOR THEIR ON-STREET METERED PARKING EXPERIENCE

WHEREAS, the City of Asheville has authority pursuant to Article 3 of Chapter 160A-20.1 of the North Carolina General Statutes to enter into contracts for services with private entities; and

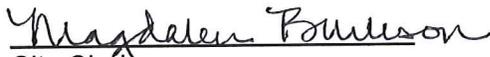
WHEREAS, Passport Parking is currently being used and with its success it would be beneficial to continue; and

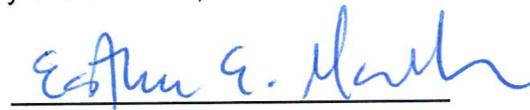
WHEREAS, the annual anticipated contract amount of \$30,000 is budgeted in the Parking Enterprises Fund operating budget for FY 2015-16;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

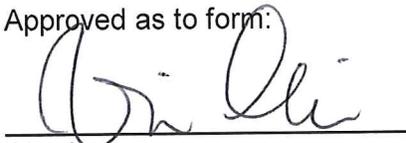
The City Manager is hereby authorized to enter into a contract on behalf of the City of Asheville with Passport Parking, Inc. to enable customers to use credit/debit cards in addition to cash to pay for their on-street metered parking experience and is further authorized to execute any contract amendment that would increase the contract amount within the amount budgeted in the Parking Enterprises Fund operating budget.

Read, approved and adopted this the 8th day of December, 2015.


City Clerk


Mayor

Approved as to form:


City Attorney

RESOLUTION NO. 15 - 228

RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN UNITED STATES GEOLOGICAL SURVEY APPLICATION TO NAME CREEK IN WEST ASHEVILLE "FOX CREEK"

WHEREAS, the City of Asheville believes that a transparent, well-researched and community driven process was performed by RiverLink in efforts to name this creek; and

WHEREAS, the City of Asheville has received a recommendation from the Neighborhood Advisory Committee to support "Fox Creek" as the name for this tributary of Smith Mill Creek; and

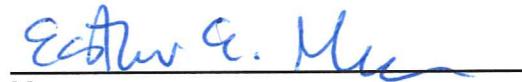
WHEREAS, the City of Asheville recognizes that a local government official must sign the United States Geologic Survey (USGS) form in order for the community's efforts to be successful;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ASHEVILLE NORTH CAROLINA THAT:

The City Council authorizes the City Manager to sign the USGS form certifying support for the naming of the creek in West Asheville that runs through the Falconhurst neighborhood into Smith Mill Creek as "Fox Creek".

Read, approved and adopted this 8th day of December, 2015.


City Clerk


Mayor

Approved as to form:

City Attorney

RESOLUTION NO. 15- 229

RESOLUTION TO APPLY FOR CONTINUUM OF CARE GRANT AND PROVIDE FUNDING
TO SELECTED AGENCIES

WHEREAS, the U.S. Department of Housing and Urban Development will allocate Continuum of Care (CoC) funds to competitive applications for FY 16; and

WHEREAS, the NC-501 Asheville-Buncombe Continuum of Care has consistently received CoC funds; and

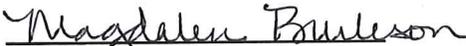
WHEREAS, the City of Asheville has agreed to serve as the CoC Lead with responsibility for submitting the NC-501 Continuum of Care Grant application; and

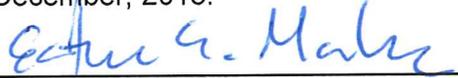
WHEREAS, the U.S. Department of Housing and Urban Development has made NC-501 eligible to apply for \$1,411,747 in CoC funding;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

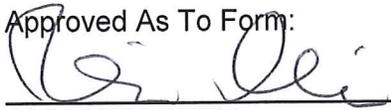
1. The City of Asheville approve application for the Continuum of Care Grant;
2. Council authorizes the City Manager to sign all necessary application documents with the U.S. Department of Housing and Urban Development.

Read, approved and adopted this 8th day of December, 2015.


CITY CLERK


MAYOR

Approved As To Form:


CITY ATTORNEY

RESOLUTION NO. 15-230

RESOLUTION IN SUPPORT OF THE CONNECT NC BOND

WHEREAS, the North Carolina General Assembly and the Governor approved the Connect NC Bond Act during the 2015 legislative session; and

WHEREAS, if approved by the voters the Act would generate \$2 Billion through the sale of bonds; and

WHEREAS, the \$2 Billion would be used for new construction and repairs to existing facilities on the 17 campuses of the of the University of North Carolina as well as the 58 campuses of the North Carolina Community College System; for infrastructure improvements to state and local parks and the zoo; on various water improvement and agricultural projects, and on repairs and improvements to National Guard and Public Safety facilities; and

WHEREAS, Asheville-Buncombe Technical Community College will receive in excess of \$5 Million if the bond referendum is successful, using those funds for infrastructure repairs such as sidewalks, paving, and structural improvements, many of which are presently deferred maintenance projects; and

WHEREAS, A-B Tech serves nearly 25,000 students from Buncombe County and the City of Asheville annually in curriculum and continuing education programs; and

WHEREAS, A-B Tech has served nearly one in four residents of the County and City since it was founded in 1959, specifically training hundreds of individuals for better lives through state-of-the-art instruction in high demand careers; and

WHEREAS, support of the Connect NC Bond Act advances the Asheville City Council's legislative agenda by enhancing revenue for higher education and transportation infrastructure without negatively impacting existing municipal revenues;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

The Asheville City Council strongly supports the Connect NC Bond Act as it will enable North Carolina's systems of higher education to educate and train a highly qualified workforce for the 21st century, and will support our state parks, National Guard, and community infrastructure and agricultural resources.

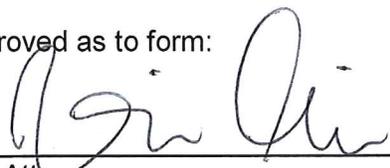
Read, approved and adopted this 8th day of December, 2015.



City Clerk



Mayor

Approved as to form:


City Attorney

RESOLUTION NO. 15- 231

RESOLUTION TO PERMANENTLY CLOSE AN UNNAMED ALLEY OFF JARRETT STREET

WHEREAS, the City of Asheville has the authority pursuant to North Carolina General Statute 160A-299 to permanently close streets and alleys within its jurisdiction upon compliance with applicable laws; and

WHEREAS, a petition has been filed by the adjoining property owners to permanently close an unnamed alley off of Jarrett Street; and

WHEREAS, City Council on the 10th day of November, 2015, adopted a resolution of intent to permanently close the unnamed alley off Jarrett Street, and ordered a public hearing on the question of the closing for the 8th day of December, 2015, at its regular meeting on the 2nd floor of the City Hall building, Asheville, North Carolina; and

WHEREAS, aforesaid resolution of intent to close and order of said public hearing was published in the Asheville Citizen Times, a newspaper of general circulation in Buncombe County, North Carolina, once a week for four consecutive weeks prior to said public hearing, as evidenced by the publisher's affidavit presented to Council at said public hearing; and

WHEREAS, a copy of said resolution of intent to close and order for public hearing was placed at two locations along the unnamed alley off Jarrett Street; and

WHEREAS, at said public hearing no objections were made that the proposed street closure would deprive any individual owning property in the vicinity in which said closure is located of reasonable means of ingress and egress to their properties;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

Pursuant to North Carolina General Statutes sec. 160A-299, an unnamed alley off of Jarrett Street described as follows is permanently closed to public use as a public street;

That portion of Jarrett Street shown as the "Unopened Road, 20' Right of Way, per P.B. 4, Pg. 22," as shown on a survey drawn by Freeland- Clinkscales & Associates, Inc. for T S Investments, LLC, dated May 21, 2009 (the "Survey"); a copy of said survey is attached as Exhibit A.

Read, approved and adopted this 8th day of December, 2015.

Magdalen Bullock
City Clerk

Esther E. Muen
Mayor

Approved as to form:

[Signature]
City Attorney

RESOLUTION NO. 15-232

RESOLUTION REGARDING THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION I-26
CONNECTOR TIP PROJECT-2513

WHEREAS, the North Carolina Department of Transportation ("NC DOT") has issued a Draft Environmental Impact Statement ("DEIS") for the I-26 Connector Project, TIP Project I-2513 ("the project"); and

WHEREAS, NCDOT is seeking public input on the DEIS and held a public information session and hearing on November 16, 2015; and

WHEREAS, the City of Asheville is providing comments to NCDOT on the DEIS through a letter and this resolution; and

WHEREAS, the I-26 and I-240 corridors are critical to local and regional residents, visitors, interstate travelers, and regional commerce; and

WHEREAS, traffic congestion and safety are continuing challenges along I-240 and I-26 through Asheville; and

WHEREAS, improvements to the I-240 and I-26 corridors should be minimally impactful to the local community and should enhance the quality of life for residents and the quality of experience for visitors wherever possible; and

WHEREAS, NC DOT has been responsive to input from the City of Asheville and Buncombe County by including new bicycle and pedestrian facilities in the DEIS; and

WHEREAS, the NC DOT has committed to run the new, local travel demand model and undertake a capacity analysis that considers a six-lane alternative for Section A and has stated that fewer lanes would be built if these analyses demonstrate fewer lanes would be sufficient; and

WHEREAS, members of the community have expressed at the November 16 public hearing and through letters their strong preference for a project that addresses current congestion and safety problems but also one that is smaller overall, better reflects the character of Asheville, incorporates additional bicycle and pedestrian facilities, and minimizes harm to the affected neighborhoods of West Asheville, Burton Street, Emma, and Montford; and

WHEREAS, the City of Asheville seeks a closer working relationship with NC DOT on the ongoing design of this project to ensure its impacts are minimized;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

1. The City of Asheville calls on NC DOT to use any and all tools at its disposal to reduce the overall size and impact of the project on Asheville's neighborhoods and businesses and to improve community connectivity through inclusion of additional bicycle and pedestrian elements required by NC DOT's Complete Streets policy, reflected in adopted City plans and policies, and referenced in the December 9, 2015, cover letter and December 8, 2015, Memorandum from the City of Asheville, both of which are specifically incorporated herein by reference.

2. The City of Asheville further calls on NC DOT to analyze in both the travel demand model and the capacity analysis a six-lane alternative in Section A (the West Asheville section) coupled with four lanes for I-26 in Section B (the bridge section) and to construct as few lanes as possible to address safety and congestion.
3. The City of Asheville further calls on NC DOT to partner with the City in creating a collaborative working group of City appointees and NC DOT design professionals that will meet regularly starting in early 2016 and throughout the design phase to:
 - a. minimize the project's size and impact, which will provide community benefits and reduce cost
 - b. ensure adequate consideration of the concerns listed in the City's comment letter
 - c. analyze the travel demand model, capacity analysis, and the methodology of calculating Level of Service in an effort to gain consensus on these foundational elements of the project
 - d. identify opportunities to return land around the project to productive, tax-generating use and to ensure land on the east side of the river under any new bridges is put to use in a way that enhances the riverfront
 - e. identify opportunities to repair or redress impacts of previous transportation projects on neighborhoods and businesses.
4. In order to provide the most benefit to the Asheville community while also accommodating through traffic, and for all the reasons stated in the City of Asheville's comment letter, the City of Asheville endorses Alternatives 4 and 4B for Section B and calls on NC DOT to further minimize the size and scale of these alternatives, particularly the impacts on the Burton Street Community, the impacts of Alt. 4 on the Emma Community, and the impacts of Alt. 4B on the Montford Community. Following completion of the new travel demand model and capacity analysis and focused exploration with NC DOT of options to reduce the overall size and impact of the project, the City of Asheville anticipates being able to endorse a single alternative but, in the absence of additional information, is not able to do so at this time.
5. The City of Asheville endorses Alternative F1 for Section C (I-40/I-26/I-240 interchange) in order to minimize the footprint and cost, while achieving the primary objective of creating full movement between interstate highways. For the reasons cited in the City's comment letter, the City of Asheville does not endorse the increased expense associated with the proposed collector roads and widening of I-40 east of Brevard Road.

Read, approved and adopted this the 8th day of December, 2015.

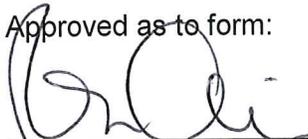


City Clerk



Mayor

Approved as to form:



City Attorney