

RESOLUTION NO. 15-188

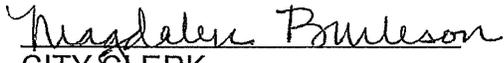
RESOLUTION AMENDING THE 2015 CITY COUNCIL MEETING SCHEDULE

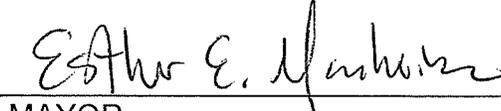
WHEREAS, the Asheville City Council is authorized, pursuant to N. C. Gen. Stat. sec. 160A-71, to fix the time and place for its regular meetings;

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

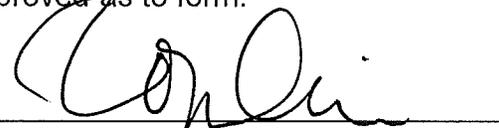
The City Council organizational meeting will be held on Tuesday, December 1, 2015, beginning at 4:00 p.m. in the Council Chamber, located on the 2<sup>nd</sup> Floor of the City Hall Building.

Read, approved and adopted this 13th day of October, 2015.

  
CITY CLERK

  
MAYOR

Approved as to form:

  
CITY ATTORNEY

RESOLUTION DIRECTING THE CITY MANAGER TO ESTABLISH AN OPEN DATA POLICY FOR THE CITY OF ASHEVILLE FOR SUSTAINING PUBLIC DATA AVAILABILITY USING OPEN DATA STANDARDS

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WHEREAS, the City of Asheville (City) is committed to using technology to foster open, transparent, and accessible government; and

WHEREAS, the City has been a leader in open data since hosting Open Data Day in October 2012; and

WHEREAS, the Asheville City Council supports the efforts of the City Manager and staff to promote open data; and

WHEREAS, by sharing data freely, the City seeks to develop opportunities for economic development, commerce, entrepreneurship and civic engagement; and

WHEREAS, Open Data, proactively disclosing City data, is a foundational element of Open Government, is consistent with citizens' right to public information, and promotes civic engagement with the potential benefit of civic development of technology products and infrastructures to improve service delivery through expanded and innovative applications, among other things; and

WHEREAS, publishing structured standardized data in machine readable formats creates new opportunities for information from different sources to be combined and visualized in new and unexpected ways, for niche markets to be identified and developed, and for citizens to browse, interpret and draw attention to trends or issues with greater efficiency; and

WHEREAS, the use of open data exchange standards maximizes transparency, access to public information, and coordination and efficiencies among organizations across the public, nonprofit and private sectors; and

WHEREAS, the City encourages the local software community to develop software applications and tools to collect, organize and share public data in new and innovative ways that benefit both citizens and government; and

WHEREAS, software applications and tools that enable citizens to access, visualize, and analyze public information will support informed public engagement and encourage citizens to provide feedback on local issues;

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

That the City Council hereby directs the City Manager to adopt an Open Data Policy in accordance with the following schedule and guidelines:

Section I. Within one hundred eighty days of the effective date of this resolution, that the City's Information Technology Services (ITS) Department shall prepare and publish guidelines setting forth the technical standards for the publishing of public data sets in raw or unprocessed

form through a single web portal by city departments for the purpose of making public data available to the greatest number of users and for the greatest number of applications.

Section 2. The City's Communication and Public Engagement Division will solicit feedback on the technical implementation plan within 60 days of its preparation.

Section 3. The Communication and Public Engagement Division will coordinate annual opportunities for community collaboration related to the City's Open Data program.

Section 4. The City's ITS Department will work with all city departments to publish an initial open data release plan within twelve months of the passing of this resolution. This plan will serve as a guide for the city to post their datasets to a single online open data catalog.

Section 5. The ITS Department will, whenever practical, work to ensure that new software systems used by the City are designed to facilitate the release of open data as defined by state and federal law;

Section 6. City Departments will follow best practices identified by the City Manager and the ITS Department with regard to open data.

Section 7. The City shall maintain an open data website that will serve as an open data catalog of the data available from the City.

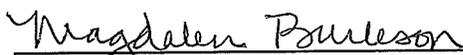
Section 8. The City's ITS Department shall make every reasonable effort to ensure data are published in machine readable formats using prevailing open standards for data, documents, maps, and other formats of media.

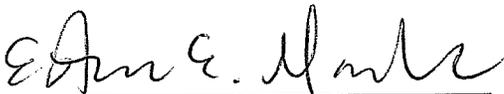
Section 9. The City will make all open data available with a license that allows for free re-use to ensure clarity of copyright and to waive legal responsibility for all published data.

Section 10. All public data sets shall be updated on the open data catalog as often as necessary to preserve the integrity and usefulness of the datasets. Whenever feasible, these updates shall be automated.

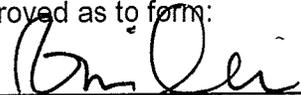
Section 11. City staff will provide the City Council Governance committee an informational report every six months which evaluates the implementation, successes and barriers, and public uses resulting from the Open Data policy for the first two years after this policy is adopted and once every year thereafter.

Read, approved and adopted this 13th day of October, 2015.

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Mayor

Approved as to form:

  
\_\_\_\_\_  
City Attorney

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT AND RECEIVE GRANT FUNDS UNDER THE NORTH CAROLINA GOVERNOR'S HIGHWAY SAFETY PROGRAM

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WHEREAS, the City has the authority pursuant to N.C.G.S. 160A-17.1 to apply for and receive grants from the State and to enter into contracts for the administration of said grants; and

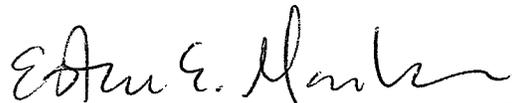
WHEREAS, the North Carolina Governor's Highway Safety Program has invited the City of Asheville to submit a grant contract in the amount of \$411,331 for the implementation of year three (3) of the DWI Task Force that would enforce DWI laws and provide community education on traffic safety issues in Asheville and Buncombe County;

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

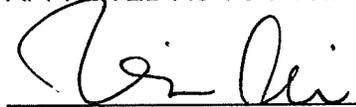
The City Manager is hereby authorized to enter into an agreement with the North Carolina Governor's Highway Safety Program, for a grant in the amount of \$411,331 to continue year three of the DWI Task Force in Asheville and Buncombe County.

Read, approved, and adopted this 13<sup>th</sup> day of October, 2015.

  
CITY CLERK

  
MAYOR

APPROVED AS TO FORM:

  
CITY ATTORNEY

RESOLUTION NO. 15- 191

RESOLUTION APPROVING CO-SPONSORSHIP OF THE AFFORDABLE CARE ACT OPEN ENROLLMENT KICK-OFF SPEARHEADED BY PISGAH LEGAL SERVICES.

WHEREAS, the City of Asheville has the authority pursuant to N.C.G.S. 160A-20.1, to contract with and appropriate money to persons and organizations carrying out a public purpose; and

WHEREAS, Pisgah Legal Services has met the current criteria for city sponsorship, representing a public purpose for the Affordable Care Act Open Enrollment Event to be held at the U.S. Cellular Center on November 7, 2015; and

WHEREAS, the Open Enrollment Event is in line with City Council Strategic goals of Affordability and Economic Mobility and High Quality of Life;

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

The Affordable Care Act Open Enrollment Kick-off, spearheaded by Pisgah Legal Services, on November 7, 2015, is approved as a city sponsored event.

Read, approved and adopted this 13 day of October, 2015.

Magdalen Boulton  
CITY CLERK

Esther E. Monte  
MAYOR

Approved as to form:  
[Signature]  
CITY ATTORNEY

RESOLUTION NO. 15- 192

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH J & E CONCRETE CONSTRUCTION, LLC. FOR THE PROJECT KNOWN AS CONCRETE MAINTENANCE AND ADA IMPROVEMENTS - FISCAL YEAR 2016

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WHEREAS, the City of Asheville has authority pursuant to Article 2 of Chapter 160A of the North Carolina General Statutes to enter into contracts for services with other entities; and

WHEREAS, pursuant to N.C.G.S. § 143-129, bids were solicited for the project known as Concrete Maintenance and ADA Improvements FY16, City of Asheville Project # CPM-15-16-001; and

WHEREAS, J & E Concrete Construction, LLC. of Harmony, NC, was the lowest responsible bidder for the project, in the amount of \$165,448.50, and

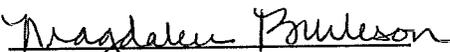
WHEREAS, the project involves the Repair of Concrete Infrastructure that has Been Damaged or is in Need of Maintenance; and

WHEREAS, the bids have been reviewed by the Capital Projects Management Division and the City's MB plan representative with all officers recommending approval of the bid,

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

The City Manager is hereby authorized to execute on behalf of the City of Asheville a contract in the amount of \$165,448.50 with J & E Concrete Construction, LLC. for the project known as Concrete Maintenance and ADA Improvements, FY 16, City of Asheville Project # CPM-15-16-001. The City Manager is also authorized to execute any change orders to said contract which may arise during the execution of said project up to the budgeted amount of \$200,000.

Read, approved and adopted this the 13th day of October, 2015.

  
City Clerk

  
Mayor

Approved as to form:

  
City Attorney

RESOLUTION NO. 15- 193

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH MCGILL ASSOCIATES, PA FOR THE PROJECT KNOWN AS 2015 MEDIAN MAINTENANCE PROJECT

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, the City issued a Request for Proposals for services to address landscape and maintenance within the City of Asheville's median and bulb-out locations; and

WHEREAS, four (4) proposals were received on May 18, 2015; and

WHEREAS, these proposals were evaluated by a six (6) person panel based upon qualifications; and

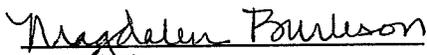
WHEREAS, the highest scoring proposal was submitted by McGill Associates, PA; and

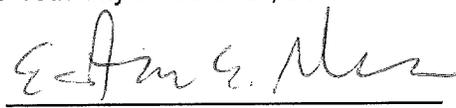
WHEREAS, the amount of the Agreement is \$58,200.00 and the monies have been budgeted in the Public Works Department's 2015-2016 Fiscal Year Budget;

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

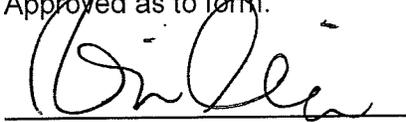
The City Manager is hereby authorized to enter into a contract on behalf of the City of Asheville with McGill Associates, PA for \$58,200.00 plus 10% contingency for the project known as 2015 Median Maintenance Project, City of Asheville Project #CPM-14-15-012, and further authorized to execute any change orders to said contract or documents which may arise during construction of said project up to the budgeted amount of \$64,020.00.

Read, approved and adopted this the 13th day of October, 2015.

  
City Clerk

  
Mayor

Approved as to form:

  
City Attorney

RESOLUTION NO. 15-194

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO FUND THE TRANSIT PLANNING PROGRAM, SECTION 5303 METROPOLITAN PLANNING PROGRAM OF THE FEDERAL TRANSIT ADMINISTRATION

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WHEREAS, funds for FY 2015-16 are available from the North Carolina Department of Transportation (NCDOT) through the Federal Transit Administration (FTA) Section 5303 Metropolitan Planning Program; and

WHEREAS, the City of Asheville has received financial assistance in the amount of \$75,000 for the cost of transit planning from the North Carolina Department of Transportation; and

WHEREAS, the City of Asheville will comply with all applicable Federal and State requirements in accepting the grant; and

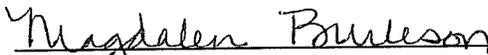
WHEREAS, the City of Asheville will provide a 10% local match in the amount of \$7,500; and

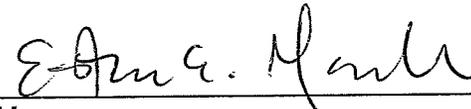
WHEREAS, the City has authority, pursuant to N.C.G.S. §160A-17.1, to apply for and receive grants from the Federal government and to enter into contracts for the administration of said grants;

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

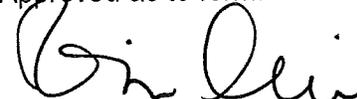
The City of Asheville City Council authorizes the City Manager to enter into an agreement with the North Carolina Department of Transportation (NCDOT) to fund the transit planning program, Section 5303 Metropolitan Planning Program of the Federal Transit Administration (FTA) for FY 2015-16.

Read, approved and adopted this 13<sup>th</sup> day of October 2015.

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Mayor

Approved as to form:

  
\_\_\_\_\_  
City Attorney

RESOLUTION NO. 15- 195

RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITY OF ROCKY MOUNT TO PROCURE TRANSIT BUSES

Whereas, pursuant to Chapter 160A, Article 20, Part 1, of the North Carolina General Statutes, local governments may team up with each other to accumulate requirements for procurements in order to lower prices; and

Whereas, the City of Rocky Mount, North Carolina, is in the process of issuing an invitation for bids for the procurement of buses for its public transportation fleet; and

Whereas, representatives of the City of Asheville Transportation Department have reviewed the specifications for the public transit fleet for the City of Rocky Mount and determined that such specifications are consistent with the specifications required for the City of Asheville public transit fleet and provided the City of Rocky Mount with any additional requirements and specifications for Asheville public transit fleet; and

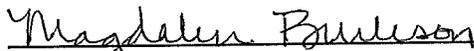
Whereas, the City of Rocky Mount, is receptive to working with the City of Asheville to engage in cooperative procurement of buses for each of the unit's public transportation fleet; and

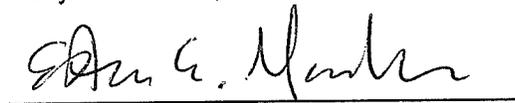
Whereas, City staff recommend that the City Council authorize the Mayor to execute an interlocal agreement with the City of Rocky Mount for the procurement of transit buses.

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

The Mayor is hereby authorized to enter into an Interlocal Agreement with the City of Rocky Mount to procure transit buses subject to the approval of the City Attorney.

Read, approved and adopted this 13<sup>th</sup> day of October, 2015.

  
City Clerk

  
Mayor

Approved as to form:

  
City Attorney

RESOLUTION NO. 15- 196

RESOLUTION ACCEPTING THE REPORT PREPARED BY CITY STAFF FOR THE FLOOD MITIGATION ACTION ASSOCIATED WITH THE REPETITIVE LOSS AREA ANALYSIS REPORT

WHEREAS, Buncombe County has performed a comprehensive review and evaluation of each section of the previously approved All-Hazard Mitigation Plan and has updated the said plan as required and according to guidance issued by FEMA and the North Carolina Division of Emergency Management, and

WHEREAS, the participation in the Community Rating System program, which Asheville is currently a member requires the city to provide a Repetitive Loss Area Analysis and to report on those Flood Mitigation Action Items on an annual basis, and

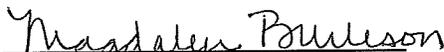
WHEREAS, the City wishes to continue to promote public safety and welfare through the continued participation in the Community Rating System Program, and

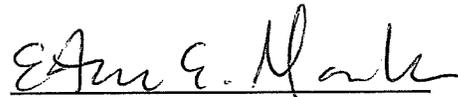
WHEREAS, City Staff has provided Council with the annual Flood Mitigation Action Items report as it relates to the Repetitive Loss Area Analysis;

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

The City of Asheville does hereby receive and accepts the report prepared by City Staff for the annual Repetitive Loss Area Analysis Flood Mitigation Action Items, attached hereto as Exhibit A, and authorizes its submission to the Insurance Services Office and the Federal Emergency Management Agency as part of the annual Community Rating System report which is to be signed by the City Manager.

Read, approved and adopted this the 13<sup>th</sup> day of October, 2015.

  
City Clerk

  
Mayor

Approved as to form:

  
City Attorney

## EXHIBIT A

# Flood Mitigation Actions

## Report to Council

10-13-15

As part of an ongoing effort to reduce flood hazards and damage costs associated with repetitive flood losses, the City has prepared a set of flood mitigation action items. Each action item listed below includes a description of the action and what actions have been taken over the past year.

### **Action Item 1**

The City will continue its flood hazard mitigation public outreach efforts by meeting with property owners in each of the repetitive loss areas to make certain they understand the risks associated with flooding, and encourage owners to consider flood protection measures outlined in this analysis and related publications.

#### **Actions:**

The city has extensive flood related information available on the City's Public Works Department's website. This website has links to interactive tools to research properties within the special flood hazard area along with the Biltmore Village Emergency Response Plan which was developed in partnership with the US Army Corps of Engineers. Also present is information related to what to do before floods, during a flood and after flooding.

The Public Works Department sent out letters to each property owner located within the Repetitive Loss Areas with information related flood protection and actions the property owners could take to help minimize damage from flooding.

As development takes place within the Repetitive Loss Area (RLA), the City's Development Services Staff works with property owners and engineers to inform them of the protection measures required for their development.

The City's Riverfront Redevelopment office holds monthly walk in meetings with the community to allow for ongoing discussion about development within the special flood hazard area.

### **Action Item 2**

The City will identify any structures within each of the RLAs that are not permitted for occupancy and proceed with standard enforcement actions to bring the structures into compliance or have them removed.

#### **Actions:**

The City's Development Services Department is working to identify such properties and make notifications to these property owners. As these properties that are not permitted for occupancy arise, staff will take action to notify the property owners of the non compliance and provide them with what the requirements are to meet current standards.

### **Action Item 3**

The City will consider the feasibility of a flood warning system in one or more of the RLAs to assist in advance notice to property owners of an impending flood. Given the fact that most of the structures in these areas will require some form of flood protection preparation prior to an event, a flood warning system may be a valuable asset.

#### **Actions:**

The City's Public Works Department, partnering with the US Army Corps of Engineers is continuing the flood mitigation project within the Swannanoa River basin. As part of this continuing effort which will consider both structural and non structural alternatives to flood control, a flood warning system is being considered. The final feasibility report with the recommendations for the flood mitigation project is expected in late 2016 to early 2017.

The Public Works Department and the Asheville Fire Department is working to develop stream elevation thresholds in which flooding occurs to allow for coordination with other emergency management agencies throughout the area to notify citizens of potential threats of flooding. This is currently in the development stages.

#### **Moving forward**

Various city departments' work together to complete the flood mitigation actions tasks necessary for the Community Rating System (CRS). City staff is honored to be part of the CRS program which currently provides citizens who hold flood insurance a 10 percent reduction in the annual premiums. Staff will continue to work closely together to implement the flood mitigation action items associated with Repetitive Loss Area Analysis report. Staff will also look for opportunities to continue the flood mitigation efforts ongoing with the special flood hazard areas.

RESOLUTION 15- 197

RESOLUTION ADOPTING A NEIGHBORHOOD SIDEWALK POLICY

WHEREAS, cities in North Carolina may build sidewalks and other pedestrian transportation network elements within their boundaries; and

WHEREAS, cities in North Carolina may spend available funding to build sidewalks and other elements of pedestrian transportation networks; and

WHEREAS, cities in North Carolina may choose what sidewalks or other pedestrian transportation network elements to build; and

WHEREAS, the City Council of the City of Asheville has established neighborhood sidewalk budget; and

WHEREAS, the City Council of the City of Asheville wishes to establish a clear and understandable way of prioritizing and selecting neighborhood sidewalk projects, and

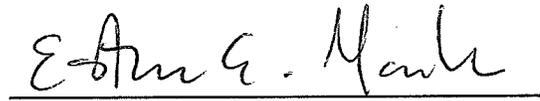
WHEREAS, the City Council of the City of Asheville believes that the attached policy will achieve these goals;

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

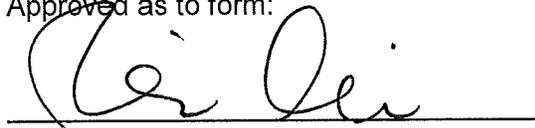
The Neighborhood Sidewalk Policy, attached hereto as Exhibit A, shall be put into use by city staff in guiding investment of neighborhood sidewalk funds.

Read, approved and adopted this 13<sup>th</sup> day of October 2015.

  
City Clerk

  
Mayor

Approved as to form:

  
City Attorney

## Exhibit A

### Neighborhood Sidewalk Policy

**Applicability.** This policy along with Appendix A, attached hereto and incorporated hereby by reference, applies to sidewalks constructed with funding identified in the city's Neighborhood Sidewalk capital category.

**Definition.** Neighborhood sidewalks are paved pedestrian facilities that are parallel to, but with some physical separation from, streets that are classified as minor arterials, collectors, or local streets and are located within primarily residential areas. They have the purpose of creating safe connectors to education, business, transportation, recreational, or government centers.

**Minimum requirements for consideration.** This policy applies to all residential neighborhood streets that are identified as a needed linkage in the approved Pedestrian Master Plan. Primary streets (i.e. US and NC numbered routes) are not included in the universe of neighborhood streets. In addition, streets that do not meet the minimum traffic volume specified to necessitate sidewalks for new development or redevelopment shall not be considered for construction under this policy. That minimum volume is currently 300 vehicles per day.

**Prioritization.** Within the available funding, projects shall be selected based on their compliance with the following prioritization criteria:

**Initial Screening Factors.** Streets that meet the minimum requirements for consideration, above, will then be screened to prioritize the factors described below.

- **Proximity to destinations.** Potential projects will be rated on proximity to transit and to community destinations. These elements will be additive (proximity to a school AND proximity to a transit stop AND proximity to ...). The community destinations include:
  - Transit stops (within 1/4 mile)
  - Major grocery stores (within 1/2 mile)
  - Asheville City Parks (within 1/2 mile)
  - Asheville City Recreation Centers (within 1/2 mile)
  - Buncombe County Libraries (within 1/2 mile)
  - Schools, see Appendix for details (within 1/2 mile)
- **Zoning.** Areas with residential zoning at a density of 8 dwelling units per acre or higher (RS8, RM8, RM16).
- **Demographics.** Prevalence of low-income households and of no-vehicle households.
- **Safety**
  - Pedestrian Crashes. Crashes reported within 5 years and along the project segment or within 150 feet of each end of the segment and along the same street. Using most recent 5-year NCDOT or City of Asheville data available.
  - Traffic Volume. Using either actual or estimated count, as available.

**Secondary Screening Factors.** Secondary screening factors will be applied to the top-ranking projects as determined by the initial screening process. The number of projects to consider in the secondary screening process will be based on the anticipated funding available.

- **Connectivity.** The project must contribute to the continuity of the transportation network.
- **Presence/Absence of Sidewalk on one side of the street.** If a continuous sidewalk already exists on one side of the street, sidewalk for the second side of the street will not normally be considered for construction under this program.
- **Construction feasibility, including available funding, geographic constraints, and right-of-way.** Adequate right-of-way and/or easements must exist or be donated to the city.
- **Geographic distribution.** In the event that there are two or more similarly ranked projects and a choice must be made between them, consideration will be given to achieving distribution of projects across the city to the extent that is reasonable.

**Public Input.** Recognizing that public input is vital to all planning, the public was consulted as to the contents of this Policy prior to adoption, as more specifically described in Appendix A. The public shall be consulted at reasonable intervals to ensure that the Policy continues to reflect the community's vision. It is anticipated that the first reassessment of this Policy shall be within five years of implementation.

**Future Involvement of the Neighborhood Sidewalk Committee.** The committee will meet as necessary to advise staff or revise this policy, as requested by city staff or by the Asheville Multimodal Transportation Commission.

## Appendix A, Neighborhood Sidewalk Policy

The purpose of this appendix is to expand on certain elements in the policy. This appendix has the same organization as the policy. If a section in the policy is not listed here, no information beyond that in the policy was considered necessary.

**Minimum requirements for consideration.** This section includes reference to a minimum traffic volume for requiring sidewalk for development/redevelopment projects. That minimum volume is currently 300 vehicles per day.

### Prioritization

#### Initial Screening Factors

- **Proximity to destinations.** The destination elements will be additive (proximity to a school AND proximity to a transit stop AND proximity to ...).
  - **Transit stops.** Source: City of Asheville GIS data
  - **Major grocery stores.** This includes full line grocery stores, not convenience stores or other limited-inventory stores. Source: data set created and entered into GIS for this project
  - **Asheville City Parks.** Source: City of Asheville GIS data
  - **Asheville City Recreation Centers.** Source: City of Asheville GIS data
  - **Buncombe County Libraries** inside Asheville city limits. Source: City of Asheville GIS data
  - **Schools.** Institutions that are considered schools for the purposes of this policy are:
    - Asheville City Schools, Buncombe County Schools and Charter Schools inside the City of Asheville which serve students in any combination of grades from Pre-Kindergarten through 12<sup>th</sup> grade. Source: NC Division of Public Education registries.
    - Private schools inside the City of Asheville which are registered with the NC Division of Non-Public Education, have an enrollment of 100 students or more, and serve students in any combination of grades from Pre-Kindergarten through 12<sup>th</sup> grade. Source: NC Division of Non-Public Education registry.
    - Asheville-Buncombe Technical Community College
    - UNC Asheville
- **Zoning.** Areas with residential zoning at a density higher than 8 dwelling units per acre (RS8, RM8, RM16). This criterion applies to zoning, not necessarily current use. Areas with RM16 zoning will be given twice the value of those with RS or RM8 zoning.
- **Demographics.** Demographic information is based on available US Census data.

- **Safety**
  - **Pedestrian Crashes.** Crash data will use the most recent 5-year NCDOT or City of Asheville data available. The choice of data sets will be based on completeness and accuracy of the data.
- **Demographics.** Source: US Census data

#### **Secondary Screening Factors.**

- **Presence/Absence of Sidewalk on one side of the street.** If a continuous sidewalk already exists on one side of the street, sidewalk for the second side of the street will not normally be considered for construction under this program. If discontinuous sidewalk exists, construction of sidewalk to make a continuous sidewalk on one side of the street will be considered.
- **Construction feasibility, including available funding, geographic constraints, and right-of-way.** Constructability assessments and cost estimates will be made by the city's Capital Projects Division, or its designee.

**Initial/Current Public Involvement Plan.** The public involvement plan was developed by the Neighborhood Sidewalk Committee, which consists of representatives of the City of Asheville Multimodal Transportation Commission and the City of Asheville Neighborhood Advisory Committee (NAC). Initial involvement included seeking input at the NAC Festival of Neighborhoods via face-to-face input and a short survey to complete and return. Additional survey and personal interaction opportunities will be promoted via the city's Neighborhood Coordinator, transit and bicycle and pedestrian mailing lists, and other staff contacts. The community group Just Economics was contacted and agreed to distribute the survey as coincides with their plans. The surveys remain open for input, which will be used when this policy is revisited.

**Future Involvement of the Neighborhood Sidewalk Committee.** At the time of initiation of this policy, the committee consisted of three members of the Multimodal Transportation Commission (MMTC) and one from the Neighborhood Advisory Committee (NAC). That NAC member was also the NAC's regular liaison to the MMTC.

RESOLUTION NO. 15-198

RESOLUTION APPOINTING MEMBERS TO THE BUNCOMBE COUNTY TOURISM  
DEVELOPMENT AUTHORITY

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WHEREAS, the term of Bob Patel, as a member of the Buncombe County Tourism Development Authority representing an owner or operator of a hotel, motel, bed and breakfast, or vacation rental management company, expired on August 30, 2015; and

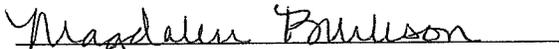
WHEREAS, Session Law 2015-128, House Bill 347, amended the membership of the Buncombe County Tourism Development Authority, to allow City Council to appoint two members who must be an owner or operator of hotels, motels, bed and breakfasts, or vacation rental management companies with more than 100 rental units;

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

Mr. John Lockett, 56 White Ash Drive, Asheville, N.C., be and he is hereby appointed, as a member of the Buncombe County Tourism Development Authority (as the owner or operator of a hotel, motel, bed and breakfast, or vacation rental management company with more than 100 rental units), to serve a three year term, term to expire August 30, 2018, or until his successor has been appointed.

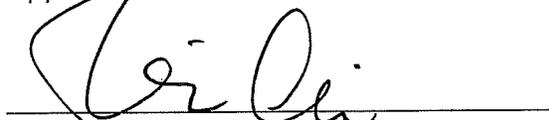
Mr. Himanshu Karvir, 435 Smoky Park Highway, Asheville, N.C., be and he is hereby appointed, as a member of the Buncombe County Tourism Development Authority (as the owner or operator of a hotel, motel, bed and breakfast, or vacation rental management company with more than 100 rental units), to serve a three year term, term to expire August 30, 2018, or until his successor has been appointed.

Read, approved and adopted this 13th day of October, 2015.

  
CITY CLERK

  
MAYOR

Approved as to form:

  
CITY ATTORNEY

RESOLUTION NO. 15-199

RESOLUTION APPOINTING A MEMBER TO THE MULTIMODAL TRANSPORTATION  
COMMISSION

WHEREAS, Mr. Robert Roepnack resigned from the Neighborhood Advisory Committee, thus leaving a vacancy for a representative from the Neighborhood Advisory Committee on the Multimodal Transportation Commission, until July 1, 2016; and

WHEREAS, Ms. Lael Gray, member of the Sustainability Advisory Committee on Energy & the Environment (SACEE), has stepped down as the Multimodal Transportation Commission representative, thus creating a vacancy for a representative from SACEE on the Multimodal Transportation Commission, until July 1, 2016; and

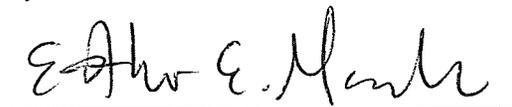
WHEREAS, SACEE feels they do not feel it's necessary to have the ex-officio, non-voting member seat on the Multimodal Transportation Commission; however, City Council opted to keep the SACEE seat open;

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

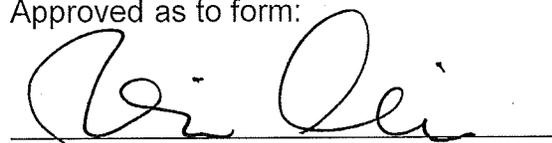
Mr. Philip Lenowitz, 111 Lakeshore Drive, Asheville, N.C., be and he is hereby reappointed, as the Neighborhood Advisory Committee representative on the a Multimodal Transportation Commission, to serve the unexpired term of Mr. Roepnack, term to expire July 1, 2016, or until his successor has been appointed.

Read, approved and adopted this 13th day of October, 2015.

  
CITY CLERK

  
MAYOR

Approved as to form:

  
CITY ATTORNEY