RESOLUTION NO. 11-165

RESOLUTION APPOINTING MEMBERS TO THE AFFORDABLE HOUSING ADVISORY COMMITTEE

WHEREAS, on July 14, 2011, City Council adopted Resolution No. 11-118 establishing an Affordable Housing Advisory Committee (AHAC);

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

(1) Ms. Allison Bond, 63 Magnolia Avenue, Asheville, N.C., be and she is hereby appointed as a member of the Affordable Housing Advisory Committee, to serve a three year term, term to expire September 1, 2014, or until her successor has been appointed.

(2) Mr. Anthony Goodson Jr., 10 Alexander Drive, Asheville, N.C., be and he is hereby appointed as a member of the Affordable Housing Advisory Committee, to serve a three year term, term to expire September 1, 2014, or until his successor has been appointed.

(3) Mr. William Irby, 535 Welsh Partridge Circle, Candler, N.C. be and he is hereby appointed as a member of the Affordable Housing Advisory Committee, to serve a three year term, term to expire September 1, 2014, or until his successor has been appointed.

(4) Mr. Brian Alexander, 38 Daisy Hill Road, Asheville, N.C., be and he is hereby appointed as a member of the Affordable Housing Advisory Committee, to serve a three year term, term to expire September 1, 2014, or until his successor has been appointed.

(5) Ms. Barber Melton, 15 Melton Drive, Asheville, N.C., be and she is hereby appointed as a member of the Affordable Housing Advisory Committee, to serve an initial two-year term, term to expire September 1, 2013, or until her successor has been appointed.

(6) Mr. Scott Dedman, 209 Cumberland Avenue, Asheville, N.C., be and he is hereby appointed as a member of the Affordable Housing Advisory Committee, to serve an initial two-year term, term to expire September 1, 2013, or until her successor has been appointed.

(7) Ms. Lindsey Simerly, 108 Hillside Street, Asheville, N.C., be and she is hereby appointed as a member of the Affordable Housing Advisory Committee, to serve an initial two-year term, term to expire September 1, 2013, or until her successor has been appointed.

Read, approved and adopted this 23rd day of August, 2011.

Magdalen Burleson
CITY CLERK

Terry M. Bellamy
MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

130

RESOLUTION NO. 11-166

RESOLUTION APPOINTING A MEMBER TO THE POLICE OFFICERS AND FIREFIGHTERS DISABILITY REVIEW BOARD

WHEREAS, Mr. James Lewis has resigned from the Police Officers and Firefighters Disability Review Board, thus leaving a vacancy until July 19, 2012;

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

Ms. Magdalen Burleson, 52 Saunooke Road, Asheville, North Carolina, be and she is hereby appointed as a member of the Police Officers and Firefighters Disability Review Board to serve the unexpired term of Mr. Lewis, term to expire July 19, 2012, or until her successor has been appointed.

Read, approved and adopted this 23rd day of August, 2011.

Magdalen Burleson
CITY CLERK

Terry M Bellamy
MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

RESOLUTION NO. 11-167

RESOLUTION APPOINTING A MEMBER TO THE RIVER DISTRICT DESIGN REVIEW COMMITTEE

WHEREAS, the term of Mark Allison, as a member on the River District Design Review Committee as one of the two design professionals, expires on September 1, 2011;

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

Mr. Mark Allison, 17 Crowningway Drive, Asheville, North Carolina, be and he is hereby reappointed, as one of the two design professionals on the River District Design Review Committee, to serve an additional three-year term, term to expire September 1, 2014, or until his successor has been appointed.

Read, approved and adopted this 23rd day of August, 2011.

Magdalen Burleson
CITY CLERK

Terry M Bellamy
MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

132

RESOLUTION NO. 11-168

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BRANTLEY CONSTRUCTION COMPANY, LLC FOR THE RENOVATION OF THE ASHEVILLE CIVIC CENTER

WHEREAS, the City of Asheville has authority pursuant to Article 8 of N.C.G.S Chapter 143 to enter into contracts for construction and repair of City buildings and facilities; and

WHEREAS, pursuant to N.C.G.S. § 143-129, the City has engaged in a formal bid process and awarded the Agreement to the lowest responsible bidder; and

WHEREAS, the amount of the Agreement is $ 4,077,921.00 and the monies have been budgeted in the Civic Center 2012 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 Brantley Construction Company, LLC, for $4,077,921 for the renovation of the Asheville Civic Center 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.

Read, approved and adopted this the 23rd day of August, 2011.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 11-169

RESOLUTION AUTHORIZING A LEASE AGREEMENT BETWEEN EAST ASHEVILLE YOUTH ACTIVITIES BOOSTER CLUB, INC. AND THE CITY OF ASHEVILLE FOR CHARLIE BULLMAN PARK

WHEREAS, N. C. Gen. Stat. sec. 160A-19 and N. C. Gen. Stat. sec. 160A-240.1 authorize the City to acquire leases of real property for use by any department of the City; and

WHEREAS, the East Asheville Youth Activities Booster Club, Inc. is the owner of real property located at New Haw Creek Road and Bell Road, identified as PIN # 9659-92-4876-00000; and

WHEREAS, the City of Asheville has offered to enter into a five year lease agreement in order to utilize the property for Charlie Bullman Park; and

WHEREAS, the rental for the leased premises is $1.00 per year and includes responsibility of paying utilities and upkeep; and

WHEREAS, the City's needs for the property during the term of the lease are compatible with the proposed lease;

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

The City Manager is hereby authorized to execute the Lease Agreement between the East Asheville Youth Activities Booster Club, Inc. and the City of Asheville for property located at New Haw Creek Road and Bell Road at PIN # 9659-92-4876-00000.

Read, approved and adopted this 23rd day of August, 2011.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

134

RESOLUTION NO. 11-170

RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR THE 2011 FEDERAL TRANSIT ADMINISTRATION APPORTIONMENTS AND FOR THE MAYOR TO EXECUTE SAID GRANT

WHEREAS, Section 5307 authorizes Federal funding for capital and in some cases, for operating assistance, and planning activities for Transit in Urbanized areas; and

WHEREAS, The City will receive $1,958,256 for transit operation, preventive maintenance and ADA services and miscellaneous capital items; and

WHEREAS, The City was reclassified as Urbanized Area and as part of the reclassification Henderson County Apple Transit is considered part of the same Metropolitan Area; and

WHEREAS, Henderson County will receive approximately $440,000 for their transit system; and

WHEREAS, the City will oversight the use of funds by Henderson County as specified in the Sub-recipient agreement; 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 COUNCIL OF THE CITY OF ASHEVILLE THAT:

City Council authorizes the City Manager to apply for the 2011 Federal Transit Administration apportionment in the amount of $1,958,256; and the Mayor to execute said grant and all related requirements.

Read, approved and adopted this the 23rd of August 2011.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 11-171

RESOLUTION AUTHORIZING A LICENSE AGREEMENT WITH RIDING PARTNERS, INC. (DBA BIOWHEELS RTS) FOR THE PURPOSE OF INSTALLING AND OPERATING A SOLAR-POWERED ELECTRIC VEHICLE CHARGING STATION ON CITY-OWNED REAL PROPERTY AT 161 S. CHARLOTTE STREET

WHEREAS, the City of Asheville is the owner of real property located at 161 S. Charlotte Street, identified as PIN #9648-59-2614-00000; and

WHEREAS, Riding Partners, Inc. (dba BioWheels RTS), has offered to enter into a license agreement in order to operate a solar- powered electric vehicle charge station upon the property at 161 S. Charlotte Street; and

WHEREAS, N. C. Gen. Stat. sec. 160A-272 authorizes the City to enter into leases of 10 years or less upon resolution of the City Council adopted at a regular meeting after 10 days' public notice; and

WHEREAS, the City Clerk published a Notice of Intent in connection with the proposed license agreement on August 12, 2011, in the Asheville Citizen-Times; and

WHEREAS, the initial term of the license agreement will be for five (5) years with the option to renew for one (1) additional five (5) year period; and

WHEREAS, the proposed license agreement will not interfere with the current use of the property during the term of the license;

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

Pursuant to North Carolina General Statute sec. 160A-272, the Mayor is hereby authorized to execute the License Agreement between the City of Asheville and Riding Partners, Inc. (dba BioWheels RTS) for the purpose of installing and operating a solar powered electric vehicle charging station at 161 S. Charlotte Street. In addition, the Mayor be, and is hereby authorized to execute any and all documents necessary to give effect to this resolution, subject to approval by the City Attorney, and compliance with applicable North Carolina law.

Read, approved and adopted this 23rd day of August, 2011.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

136

RESOLUTION NO. 11-172

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE LAND OF SKY REGIONAL COUNCIL TO OVERSEE THE COMPLETION OF THE LONG RANGE TRANSPORTATION DEMAND MANAGEMENT STUDY

WHEREAS, the City has authority pursuant to NCGS §160A-17.1 to apply for and receive grants from the federal and state governments and to enter into contracts for the administration of said grants;

WHEREAS, the City is the designated recipient of Federal Transit Administration funding in the amount of $80,0000 ; and is also the recipient of the NCDOT funds in the amount of $20,000

WHEREAS, the North Carolina Department of Transportation (NCDOG) is requiring a Long Range Transportation Demand Management (TDM) Study that encompass a regional approach; and

WHEREAS, NCDOT recommended that the Land of Sky Regional Council of Governments manage the TDM Study;

WHEREAS, City staff supports NCDOT's recommendation that the Land of the Sky Regional Council of Governments manage the TDM Study;

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

The City Manager is hereby authorized to enter into an agreement with the Land of Sky Regional Council of Governments to oversee the completion of the Long Range Transportation Demand Management Study or an amount not to exceed $100,000.

Read, approved and adopted this the 23rd day of August 2011.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 11-173

RESOLUTION AWARDING THE BID AND AUTHORIZING THE CITY MANAGER TO EXECUTE ON BEHALF OF THE CITY OF ASHEVILLE A CONTRACT AND ANY CHANGE ORDER WITHIN THE BUDGETED AMOUNT WITH TAYLOR & MURPHY CONSTRUCTION CO., INC. FOR THE PROJECT KNOWN AS EAST OAKVIEW ROAD BRIDGE REPLACEMENT

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 East Oakview Road Bridge Replacement, TIP# B-4343; and

WHEREAS, Taylor & Murphy Construction Co., Inc. of Asheville, NC, was the lowest responsible bidder for the project, in the amount of $1,142,616.20; and

WHEREAS, the project involves the furnishing of labor, material, equipment and incidentals for the construction of a bridge over Hominy Creek, the removal of the temporary Bailey bridge, earthwork, drainage, sewer, curb and gutter, sidewalk, driveways, guardrail, paving, and striping; and

WHEREAS, the bids have been reviewed by the Public Works Department and the City's Office of Economic Development (Minority Business Plan Compliance) with all officers recommending approval of the bid;

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

a. Taylor & Murphy Construction Company is hereby awarded the contract to construct East Oakview Road Bridge Replacement Project.

b. The City Manager is hereby authorized to execute on behalf of the City of Asheville a contract and any change order within the budgeted amount with Taylor & Murphy Construction Co., Inc. for the project known as East Oakview Road Bridge Replacement, TIP# B-4343, City of Asheville Project # PW-00-01-005.

Read, approved and adopted this the 23rd day of August, 2011.

Magdalen Bouleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Bouleson
City Clerk

138

RESOLUTION NO. 11-174

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CHANGE ORDER TO INCREASE THE CONTRACT AMOUNT WITH PATTON CONSTRUCTION GROUP, LLC, FOR THE VIEWMONT ACRES WATER SYSTEM EXTENSION PROJECT.

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 the Viewmont Acres Water System Extension Project; and

WHEREAS, Patton Construction Group, LLC, of Asheville, NC, was the lowest responsible bidder for the Project and awarded the bid in the amount of $294,950.00; and

WHEREAS, the Project involves the construction and installation of: approximately 2,850 Linear Feet of 8-inch waterline, fire hydrants, valves, and other appurtenances as well as the installation of five (5) private residential booster pump stations; and

WHEREAS, an initial change order #1 in the amount of $23,413.24 was required to cover changes and additions to the project for a total contract amount of $318,363.24; and

WHEREAS, a second change order in the amount of $4,484.35 is required to complete and close out the project for a total contract amount of $322,847.59.

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

The City Manager is hereby authorized to execute a change order in the amount of $4,484.35 to increase the construction contract for Patton Construction Group, LLC, from $318,363.24 to $322,847.59 for the construction of the Viewmont Acres Water System Extension Project 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.

Read, approved and adopted this the 23rd day of August, 2011.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 11-175

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH DR. PAUL MARTIN, MD FOR PHYSICIAN SERVICES.

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, the under the purview of the City Manager, the Human Resources Department contracts with Dr. Paul Martin for professional physician services for employees and their dependents in the Health Services division; and

WHEREAS, pursuant to N.C.G.S. § 143-64.31, the City announced and advertized the requirements for the professional services project and awarded the project to the best qualified firm; and

WHEREAS, the amount of the Agreement is $120,000.00 and the monies have been budgeted in the Human Resources Department 2011 – 12 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 Dr. Paul Martin, MD for $120,000 for physician services 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.

Read, approved and adopted this the 23rd day of August, 2011.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 11-176

RESOLUTION AUTHORIZING CONVEYANCE OF EASEMENT TO PROGRESS ENERGY CORPORATION ACROSS CITY RIGHT OF WAY (RIVERVIEW CHURCH ROAD)

WHEREAS, the City has the authority pursuant to N.C.G.S. 160A-273 to grant easements over City property or right of way, provided that the use of the right of way is not impaired; and

WHEREAS, Progress Energy Carolinas, Inc. (herein "PEC") proposes to relocate an existing electric service line to a residence on Riverview Church Park, and desires to cross a City right of way for this purpose; and

WHEREAS, the line proposed by PEC will not interfere with the City's or the public's use of the right of way, which provides access to Richmond Hill Park; but is not currently in use; and

WHEREAS, the Asheville City Council has determined that the requested easement is in the public interest.

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

The Mayor be, and is hereby, authorized to execute an easement or other appropriate instrument to Progress Energy across the City right of way, the form of said instrument to be approved by the City Attorney; provided, that any line shall be installed at a height sufficient to allow for vehicular travel.

Read, approved and adopted this the 23rd day of August, 2011.

Magdalen Burleson
City Clerk

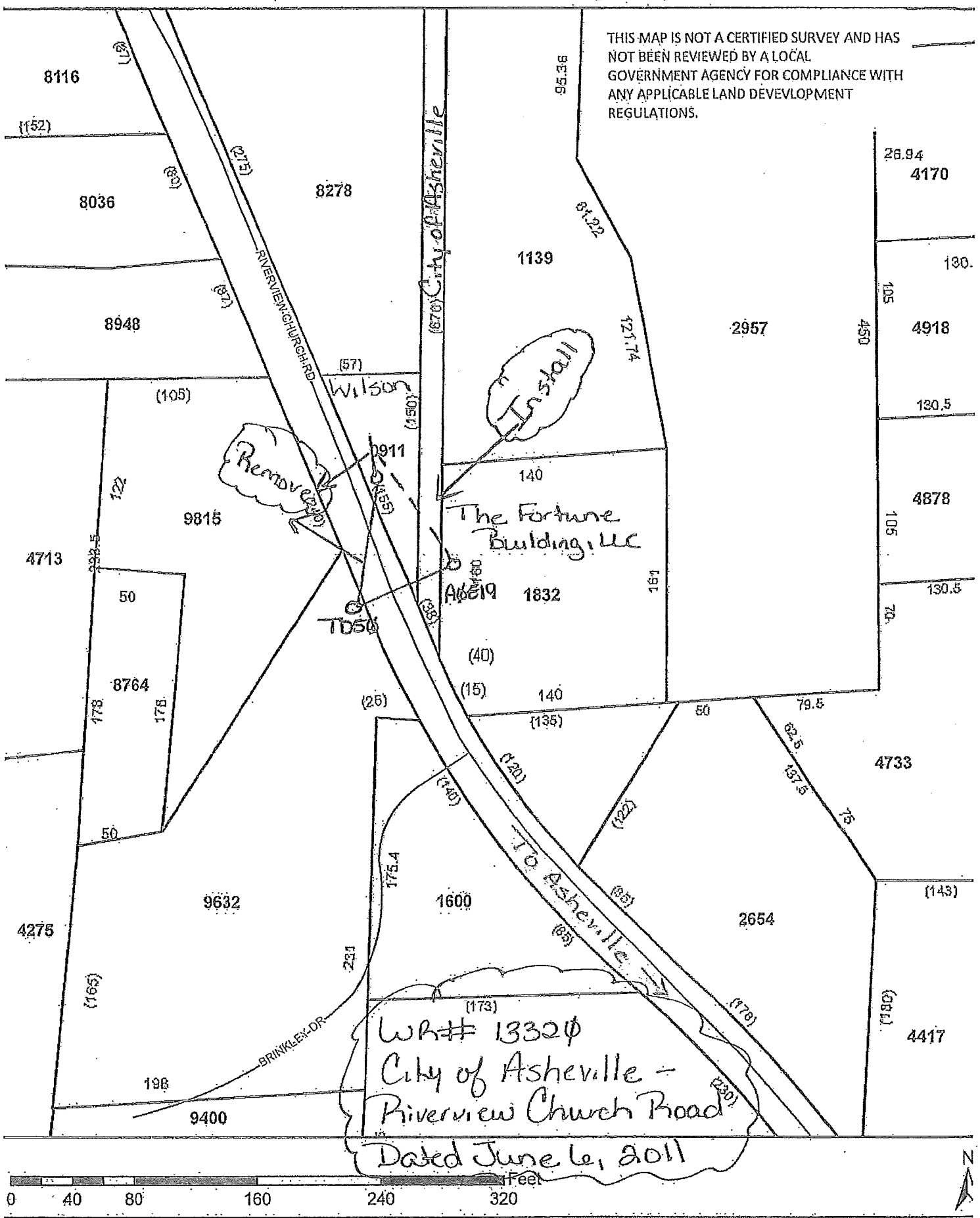
Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

Buncombe County Map



The information provided is based on the best available data at the time of currency for all datasets. It is the requestor's responsibility to verify any information derived from the GIS data before making any decisions or taking any actions based on the information. Buncombe County shall not be held liable for any errors in the GIS data. This includes errors of omission, commission, errors concerning the content of the data, and relative and positional accuracy of the data.

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RESOLUTION NO. 11-177

RESOLUTION AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT WITH KIMLEY-HORN TO INCREASE CONSTRUCTION/INSPECTION SERVICES FOR THE PARKING GARAGE LOCATED AT 51 BILTMORE AVENUE

WHEREAS, the City of Asheville authorized the City Manager to sign a contract with Kimley-Horn on July 3, 2008 to provide cost estimates and design standards for a proposed parking garage on Biltmore Avenue; and

WHEREAS, Kimley-Horn and Associates, Inc. is qualified to perform this work; and

WHEREAS, the City desires to have an owners representative during the design and construction of a parking garage on Biltmore Avenue; and

WHEREAS, the City of Asheville amended the contract with Kimley-Horn and Associates on October 28, 2008 to include design review, value engineering, and construction inspection; and

WHEREAS, the City is requesting more frequent inspections and oversight of the construction of the parking garage at 51 Biltmore Avenue;

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

The City Manager is authorized to amend the contract with Kimley-Horn in an amount of $175,000 for a total contract amount of $432,000 to serve as the owner's representative for the design and construction of a parking garage at 51 Biltmore Avenue.

Read, approved and adopted this the 23rd day of August 2011.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 11-178

RESOLUTION AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT WITH AMEC (PREVIOUSLY MACTEC) TO INCREASE SPECIAL INSPECTIONS AND TESTING SERVICES FOR THE PARKING GARAGE LOCATED AT 51 BILTMORE AVENUE

WHEREAS, the City of Asheville contracted with AMEC in May 2011 to perform special inspections and material testing for a proposed parking garage on Biltmore Avenue; and

WHEREAS, AMEC is a qualified geotechnical firm and is qualified to perform this work; and

WHEREAS, the City desires to have an inspection and testing of the materials used in the construction of the parking garage on Biltmore Avenue; and

WHEREAS, the City of Asheville wishes to increase the services provided by AMEC to perform additional inspections and testing beyond those included in the original contract; and

WHEREAS, some of these cost will be reimbursed by the contractor in a deductive change order;

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

The City Manager is authorized to amend the contract with AMEC in an amount of $27,500 for a total contract amount of $73,500 to provide additional special inspections and material testing of a parking garage at 51 Biltmore Avenue.

Read, approved and adopted this the 23rd day of August 2011.

Magdalen Bourleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Bourleson
City Clerk

144

RESOLUTION NO. 11-179

RESOLUTION IN SUPPORT OF THE SUSTAINABLE COMMUNITIES CHALLENGE PLANNING GRANT APPLICATION

WHEREAS, the City has authority pursuant to N.C.G.S. 160A-17.1 to apply for and receive grants from the State and Federal Governments; and

WHEREAS, as authorized by the Department of Defense and Full-Year Continuing Appropriations Act, 2011 (Public Law 112-10, enacted April 15, 2011) (Appropriations Act), the U.S. Department of Housing and Urban Development (HUD) is making available $28.6 million for a Sustainable Community Challenge Planning Grant Program; and

WHEREAS, the City is well positioned to utilize these needed federal resources to further the City's priorities as identified in the City of Asheville Strategic Plan, the Consolidated Strategic Housing and Community Development Plan, The Wilma Dykeman Riverway Plan, as well as other local and regional plans; and

WHEREAS, the outcomes proposed by the City as a result of obtaining these grant funds will help to further make our City and neighborhoods sustainable and livable; and

WHEREAS, the City of Asheville is an eligible entity to apply for up to $3 million for efforts that foster reform and reduce barriers to achieving affordable, economically vital, and sustainable communities; and

WHEREAS, the City of Asheville will benefit from this initiative through increased access to federal resources and greater coordination between regional stakeholders regarding housing, land use, economic and workforce development, transportation, infrastructure investments, and environment; and

WHEREAS, the City of Asheville's efforts and resources including but not limited to the staff resources committed to the proposed grant-funded outcomes will provide critical leverage and support for these outcomes; and

WHEREAS, the City of Asheville will use its existing internal technical capacity to apply for program funds and will sponsor the efficient use of award funds to administer the program if the application is successful,

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

The City Manager is authorized to submit the City's completed application for up to three million dollars ($3,000,000) of Sustainable Community Challenge Planning Grant/TIGER II Planning Grant funding via the US Department of Housing and Urban Development.

Read, approved and adopted the 23rd day of August, 2011

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 11-180

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF ASHEVILLE A FEDERAL AVIATION ADMINISTRATION GRANT AGREEMENT FOR PROJECT NO. 3-39-0005-40-2011

WHEREAS, the City of Asheville has the authority pursuant to G. S. 160A-17.1 to apply for and received grants from the federal government, and to enter into agreements as to the administration of such grants; and

WHEREAS, the Federal Aviation Administration ("FAA") has offered a grant agreement to the Asheville Regional Airport Authority in an amount of $1,669,030, for the following three projects (1) the Aircraft Rescue Firefighting Facility Design; (2) the Airport Rescue Firefighting Vehicle; and (3) the Airport Master Plan;

WHEREAS, the City of Asheville and the County of Buncombe are co-sponsors of the grant agreement; and

WHEREAS, the FAA requires each sponsor to execute said grant agreement;

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

The Mayor be and is hereby authorized to execute the FAA Grant Agreement for Project No. 3-39-0005-40-2011 in an amount of $1,669,030.

Read, approved and adopted this 23rd day of August, 2011.

Magdalen Burleson
CITY CLERK

Jim Bellamy
MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

146

RESOLUTION NO. 11-181

RESOLUTION APPOINTING MEMBERS TO THE PLANNING & ZONING COMMISSION

WHEREAS, the terms of Cindy Weeks, Darryl Hart and Jerome Jones, as members on the Planning & Zoning Commission, expired on August 14, 2011;

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

(1) Mr. Jeremy Goldstein, 120 Sondley Parkway, Asheville, N.C., be and he is hereby appointed as a member of the Planning & Zoning Commission, to serve a three year term, term to expire August 14, 2014, or until his successor has been appointed.

(2) Ms. Jane Mathews, 12 The Circle, Asheville, N.C., be and she is hereby appointed as a member of the Planning & Zoning Commission, to serve a three year term, term to expire August 14, 2014, or until her successor has been appointed.

(3) Ms. Kristy Carter, 86 ½ Langwell Avenue, Asheville, N.C., be and she is hereby appointed as a member of the Planning & Zoning Commission, to serve a three year term, term to expire August 14, 2014, or until her successor has been appointed.

Read, approved and adopted this 23rd day of August, 2011.

Magdalen Burleson
CITY CLERK

MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

RESOLUTION NO. 11-182

RESOLUTION TO RESCIND RESOLUTION 11-151, DUE TO AN ACCOUNTING ERROR IN THE BID DOCUMENTATION, AND TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SPL INTEGRATED SOLUTIONS FOR THE REVISED AND CORRECTED AMOUNT OF THE NEW SOUND REINFORCEMENT SYSTEM PROJECT IN THE CIVIC CENTER ARENA

WHEREAS, the City of Asheville has authority pursuant to Article 8 of N.C.G.S Chapter 143 to enter into contracts for construction and repair of City buildings and facilities; and

WHEREAS, pursuant to N.C.G.S. § 143-129, the City has engaged in an informal bid process and awarded the Agreement to the lowest responsible bidder; and

WHEREAS, the amount of the Agreement is $ 418,461.03 and the monies have been budgeted in the Civic Center 2012 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 SPL Integrated Solutions (AVI-SPL, Inc), for $418,461.03 for the installation of a new sound reinforcement system in the arena of the Asheville Civic Center 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.

Read, approved and adopted this the 23rd day of August, 2011.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson