

RESOLUTION NO. 11-209

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO EXTEND THE CURRENT AGREEMENT BETWEEN THE CITY OF ASHEVILLE AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF REED CREEK GREENWAY, PHASE II BY FIVE MONTHS

WHEREAS, the City has authority, pursuant to NCGS 160A-17.1, to accept grants from other governments; and

WHEREAS, the City of Asheville is currently in an agreement with the North Carolina Department of Transportation (NCDOT) for up to \$400,000 to construct Reed Creek Greenway, Phase II; and

WHEREAS, the current agreement expires on October 31, 2011, which does not allow sufficient time to complete the construction of Reed Creek Greenway, Phase II; and

WHEREAS, staff has requested a five-month extension to the current agreement until March 31, 2012, which will allow sufficient time to complete the greenway construction; and

WHEREAS, NCDOT has agreed to a five-month extension to the agreement contingent upon City Council approval;

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

The City Manager is authorized to enter into an agreement with the North Carolina Department of Transportation to extend the current agreement between the City of Asheville and the North Carolina Department of Transportation for construction of Reed Creek Greenway, Phase II by five months until March 31, 2012.

Read, approved and adopted this 11th day of October, 2011.

Magdalen Burlington
City Clerk

Imogen Bellamy
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Burlington
City Clerk

RESOLUTION NO. 11-210

RESOLUTION MODIFYING THE 2011 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:

(1) The November 8, 2011, regular meeting of the Asheville City Council is hereby cancelled.

(2) The City Council organizational meeting will be held on Tuesday, December 6, 2011, beginning at 5:00 p.m. in the Council Chamber, located on the 2nd Floor of the City Hall Building.

Read, approved and adopted this 11th day of October, 2011.

Magdalen Boulson
CITY CLERK

Jimmy Bellamy
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalen Boulson
City Clerk

RESOLUTION NO. 11-211

RESOLUTION DESIGNATING THE MAYOR AS THE AUTHORIZED SIGNATORY OF
THE 2011-12 OUTSIDE AGENCY CONTRACTS

WHEREAS, on June 14, 2011 and September 27, 2011, the City Council approved the award of Outside Agency Grants, to certain agencies, and in the designated amounts; and

WHEREAS, City Council wishes to clarify the designated signatory for the grant contracts so approved;

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

The City Council authorizes the Mayor to sign all contracts and grant agreements, after approval by the City Attorney, with designated agencies for the implementation of the Outside Agency Grants.

Read, approved and adopted this 11th day of October, 2011.

Magdalen Bourleson
CITY CLERK

Jimmy Bellamy
MAYOR

Approved As To Form:

[Signature]
CITY ATTORNEY

Magdalen Bourleson
City Clerk

RESOLUTION NO. 11-212

RESOLUTION OF INTENT TO PERMANENTLY CLOSE AN ALLEY BETWEEN NEBRASKA STREET AND NEVADA AVENUE

WHEREAS, the City of Asheville is hereby declaring its intent to permanently close an alley between Nebraska Street and Nevada Avenue; and

WHEREAS, the alley between Nebraska Street and Nevada Avenue is not under the control of the North Carolina Department of Transportation;

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

1. The City Council hereby declares its intent to permanently close an alley between Nebraska Street and Nevada Avenue beginning with its intersection with Langwell Avenue, also being the southeast corner of P.I.N. 9638-23-9136, proceeding then northerly to the southwest corner of 9638-33-1722, then proceeding easterly to the southeast corner of 9638-33-1722, then proceeding southerly to a point in the property line of 9638-33-1641 then westerly to the northwest corner of 9638-33-1641, then southerly to Langwell Avenue, also being the southwest corner of P.I.N. 9638-33-0175, then westerly to the point of beginning.
2. A public hearing on the question of permanently closing the alley between Nebraska Street and Nevada Avenue is hereby called for on November 22, 2011, at the regular meeting of the City Council beginning at 5:00 pm, in the City Council Chambers, 2nd floor of the City Hall Building, Asheville, North Carolina.
3. This resolution shall be published in a newspaper of general circulation in Buncombe County, North Carolina, once per week for four successive weeks prior to the aforesaid public hearing on November 22, 2011.
4. The notice of closing and the public hearing herein ordered (copy of this resolution being sufficient for the purpose of said notice), shall be prominently posted in at least two places along the aforementioned alley. Additionally, a copy of this resolution of intent shall be sent by registered or certified mail to all owners of property abutting the alley between Nebraska Street and Nevada Avenue as shown on the Buncombe County tax maps. The persons effecting the said posting and mailing shall file an affidavit thereof with the City Clerk prior to the public hearing scheduled herein.

Read, approved and adopted this 11th day of October, 2011.

Magdalen Paulson
City Clerk

Angela Bellamy
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Paulson
City Clerk

RESOLUTION NO. 11-213

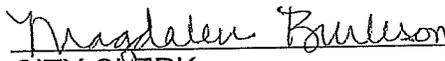
RESOLUTION APPOINTING A MEMBER TO THE HOMELESS INITIATIVE
ADVISORY COMMITTEE

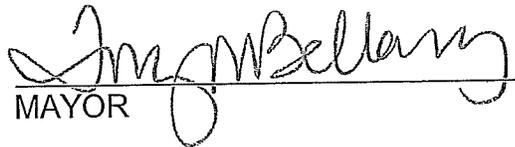
WHEREAS, the terms of Tom Rightmyer, Stephen Bolden and Wanda Lanier, as members on the Homeless Initiative Advisory Committee, expire on November 1, 2011;

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

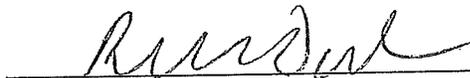
Chris Sullivan, 4 Waverly Court, Asheville, N.C., be hereby appointed to the Homeless Initiative Advisory Committee to serve a three-year term, term to expire November 1, 2014, or until her successor has been appointed.

Read, approved and adopted this 11th day of October, 2011.


CITY CLERK


MAYOR

Approved as to form:


CITY ATTORNEY


City Clerk