

RESOLUTION NO. 09-16

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BUNCOMBE COUNTY FOR THE PROVISION OF PARATRANSIT SERVICES

WHEREAS, the City is required by the Federal Transit Administration to provide comparable paratransit service within the service area of the Asheville Transit System pursuant to the Americans with Disabilities Act of 1990, and;

WHEREAS, the City of Asheville does not have equipment with which to provide this service but has instead relied upon an on going contractual relationship with Buncombe County for the provision of this service, and;

WHEREAS, the Federal Transit Administration requires the City of Asheville to enter into a contract agreement incorporating all federal requirements agreed to by the City of Asheville in the master agreement with the Federal Transit Administration; and

WHEREAS, City staff recommends that the City enter into an Agreement with Buncombe County for the provision of Paratransit services to the Asheville Transit System;

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 Buncombe County for the provision of paratransit services to the Asheville Transit System.

Read, approved and adopted this the 10th day of February 2009.

Magdalen Paulson
City Clerk

Steve Bellamy
Mayor

Approved as to form:
[Signature]
City Attorney

Magdalen Paulson
City Clerk

RESOLUTION NO. 09- 17

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ECON CONSTRUCTION TO CONSTRUCT THE VETERANS MEMORIAL AT MEMORIAL STADIUM

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, City Council approved of a Housing and Urban Development grant of \$247,000 for the design and construction of a Veterans Memorial at Memorial Stadium; and

WHEREAS, the City of Asheville wishes to recognize the sacrifice and heroic deeds of veterans from the counties of Western North Carolina; and

WHEREAS, the City of Asheville wishes to improve the appearance and use of this significant urban park; and

WHEREAS, the City issued a request for proposals to construction contractors and received a proposal from ECON Construction with a base bid of \$173,450 along with four alternates: 1) Alternate 2 - Demolish Existing Chain Link Fence and Install New Chain Link Fence (\$5,000), 2) Alternate 4 - Brick Columns and Granite Band (\$5,980), 3) Alternate 7 - Brick Banding and Mulch at Trees (\$4,850), and 4) Alternate 10 - Donor Courtyard (\$5,150) as the lowest, responsible bid, for a total of \$194,430, and within the amount allocated for the project; and

WHEREAS, it is recommended to retain \$20,660 the balance of the funds for contingency purposes. Should these not be expended in part or whole in the early stages of the project, staff seeks to implement four additional alternates: 1) Alternate 9 - Scatter Garden (\$5,050), 2) Alternate 8 - Tree Planting (\$5,250), 3) Alternate 6 - Irrigation and Landscaping (\$4,950), and 4) Alternate 3 - Metal Benches (\$5,000) which would total \$20,250.

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

The City Manager is authorized to enter into a contract with ECON Construction to construct the Veterans Memorial at Memorial Stadium for an amount not to exceed \$215,000

Read, approved and adopted this 10th day of February, 2009.

Magdalen Paulson
City Clerk

Jerry Bellamy
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Paulson
City Clerk

RESOLUTION NO. 09-18

RESOLUTION AUTHORIZING THE CITY COUNCIL APPROVAL OF TWO (2) CONSERVATION EASEMENTS BETWEEN THE CITY OF ASHEVILLE AND RIVERLINK, INC., WITHIN MALVERN HILLS PARK AND WEST ASHEVILLE PARK.

WHEREAS, the City of Asheville and RiverLink, Inc., are working together to develop two (2) conservation easements with the North Carolina Clean Water Management Trust Fund for approximately six acres; and

WHEREAS, these easements will allow for restoration and rehabilitation for the stream banks for 1,000 feet of Buttermilk Creek to Hominy Creek as it flows through Malvern Hills Park and 800 feet of Rhododendron Creek as it flows through West Asheville Park; and

WHEREAS, The Authority for Conservation Easements is contained in Article 4 of NCGS Chapter 121, and the City's authority to grant such easements is contained in NCGS 160A-273; and

WHEREAS, the funds for this project are being provided through the North Carolina Clean Water Management Trust Fund through a grant secured by RiverLink, Inc.; and

WHEREAS, the overall management of this project will be the responsibility of RiverLink, Inc., working in conjunction with the City of Asheville; and

WHEREAS, this project will occur without disruption to the existing park features and will allow continued development of the parks if deemed appropriate by City Council.

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

The City Manager is hereby authorized to grant two (2) conservation easements for a proposed project to restore stream banks in Malvern Hills Park (3.219 acres) and West Asheville Park (2.748 acres) to Riverlink, Inc., pursuant to Article 4 of NCGS Chapter 121. The City Manager is hereby authorized to execute said grants of easements, subject to the approval of the City Attorney.

Read, approved and adopted this the 10th day of February, 2009

Magdalen Boulson
City Clerk

Jim Bellamy
Mayor

Approved as to form:
[Signature]
City Attorney

Magdalen Boulson
City Clerk

422

RESOLUTION NO.09- 19

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MAIL MANAGEMENT SERVICES, LLC TO PROVIDE MAIL SERVICES TO THE CITY OF ASHEVILLE

WHEREAS, the City 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, City Council approved the funds associated with mail services as part of the City's FY 08/09 budget; and

WHEREAS, the City of Asheville provides municipal services to more than 60,000 accounts; and

WHEREAS, the City issued a request for proposals and received a proposal from Mail Management Services, LLC as the lowest, responsible bid;

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

The City Manager is authorized to enter into a contract with Mail Management Services, LLC to provide mail services to the City of Asheville for an amount not to exceed the City of Asheville's approved budget for contracted services and postage annually for a period of three years.

Read, approved and adopted this 10th day of February, 2009.

Magdalena Boulson
City Clerk

Greg Bellamy
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalena Boulson
City Clerk

RESOLUTION NO. 09-20

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF HUMAN SERVICES' INTERAGENCY COUNCIL ON COORDINATING HOMELESS PROGRAMS (NC ICCHP) TO FUND HOMELESS INITIATIVE DATA COLLECTION

WHEREAS, the City has the authority pursuant to N.C.G.S. 160A-17.1 to enter into financial assistance agreements with agencies of the State government; and

WHEREAS, the City of Asheville is committed to providing data about the homeless service system through the Homeless Initiative, and

WHEREAS, funds are available from the North Carolina Department of Human Services' Interagency Council on Coordinating Homeless Programs for data collection through NC ICCHP RFA #1-2009, and

WHEREAS, the City of Asheville Homeless Initiative applied for those funds, and

WHEREAS, the North Carolina Department of Human Services' Interagency Council on Coordinating Homeless Programs awarded those funds to the City of Asheville Homeless Initiative, and

WHEREAS, the City of Asheville agrees to comply with all applicable State and Federal permit laws;

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 Department of Human Services/Interagency Council on Coordinating Homeless Programs (NC ICCHP) to provide data on the Asheville-Buncombe homeless service system.

Read, approved, and adopted on this 10th day of February 2009.

Magdalen Boulson
City Clerk

Jim Bullen
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Boulson
City Clerk

RESOLUTION NO. 09- 21

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH JLS COMPANY, LLC TO CONSTRUCT THE HOMINY CREEK SECTION OF THE FRENCH BROAD RIVER GREENWAY

WHEREAS, the City 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, City Council identified open space preservation and multi-modal transportation in their 2009 Goals; and

WHEREAS, the French Broad River Greenway Hominy Creek Section will preserve green space along the French Broad River as well as provide a greenway connector between Carrier Park and Hominy Creek Park for pedestrians and bicyclists; and

WHEREAS, the French Broad River Greenway Hominy Creek Section is part of the Greenway Master Plan; and

WHEREAS, a JLS Company, LLC was selected as the lowest, responsible bidder as part of a request for proposal process; and

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

The City Manager is authorized to enter into a construction contract with JLS Company, LLC to construct the French Broad River Greenway Hominy Creek Section for an amount not to exceed \$635,000.

Read, approved and adopted this 10th day of February, 2009.

Magdalen Bourleson
City Clerk

[Signature]
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Bourleson
City Clerk

RESOLUTION NO. 09- 22

RESOLUTION APPOINTING MEMBERS TO THE ASHEVILLE SCHOOL BOARD

WHEREAS, the terms of Allison Jordan, Alfred Whitesides Jr., and Gene Bell, as members on the Asheville School Board, expire April 1, 2009;

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

(1) Mr. Alfred Whitesides Jr., 17 W. Haith Drive, Asheville, N.C., be and he is hereby reappointed as a member of the Asheville School Board to serve an additional four-year term, term to expire April 1, 2013, or until his successor has been appointed.

(2) Mr. Gene Bell, 83 Oakland Road, Asheville, N.C., be and he is hereby reappointed as a member of the Asheville School Board to serve a four-year term, term to expire April 1, 2013, or until his successor has been appointed.

Read, approved and adopted this 10th day of February, 2009.

Magdalen Boulson
CITY CLERK

Gene Bell
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalen Boulson
City Clerk

RESOLUTION NO. 09- 23

RESOLUTION APPOINTING MEMBERS TO THE ASHEVILLE DOWNTOWN COMMISSION

WHEREAS, the terms of J. Patrick Whalen, Brad Galbraith and Kitty Love, as members on the Asheville Downtown Commission, expired on December 31, 2008;

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

(1) The term of Mr. J. Patrick Whalen, 2 Vanderbilt Place, Asheville, N.C., be and is hereby extended until April 1, 2009, or until his successor has been appointed.

(2) Mr. Brad Galbraith, 25 Page Avenue, Asheville, N.C., be and he is hereby reappointed as a member of the Asheville Downtown Commission, to serve a three year term, term to expire December 31, 2011, or until his successor has been appointed.

(2) Ms. Kitty Love, 77 Montana Avenue, Asheville, N.C., be and she is hereby reappointed as a member of the Asheville Downtown Commission, to serve a three year term, term to expire December 31, 2011, or until her successor has been appointed.

Read, approved and adopted this 10th day of February, 2009.

Magdalen Boudeson
CITY CLERK

Jeff Miller
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalen Boudeson
City Clerk

RESOLUTION NO. 09- 24

RESOLUTION APPOINTING MEMBERS TO THE SUSTAINABLE ADVISORY COMMITTEE ON ENERGY & THE ENVIRONMENT

WHEREAS, the terms of Ashley Featherstone and Margie Mears, as members of the Sustainable Advisory Committee on Energy & the Environment, expired on December 31, 2008;

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

(1) Ms. Ashley Featherstone, 128 Kingsgate Road, Asheville, N.C., be and she is hereby reappointed to the Sustainable Advisory Committee on Energy & the Environment, to serve a three year term, term to expire December 31, 2011, or until her successor has been appointed.

(2) Mr. Matthew Raker, 67 Woodlawn Avenue, Asheville, N.C., be and he is hereby appointed to the Sustainable Advisory Committee on Energy & the Environment, to serve a three year term, term to expire December 31, 2011, or until his successor has been appointed.

Read, approved and adopted this 10th day of February, 2009.

Magdalen Baulson
CITY CLERK

[Signature]
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalen Baulson
City Clerk

RESOLUTION NO. 09-25

RESOLUTION APPOINTING A MEMBER TO THE FIREMEN'S RELIEF FUND

WHEREAS, the term of Leesa Gibbs, as a member of the Firemen's Relief Fund, expired on January 1, 2009;

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

Ms. Leesa Gibbs, 55 Trinity Chapel Road, Asheville, N.C., be and she is hereby reappointed, as a member of the Firemen's Relief Fund, to serve an additional two year term, term to expire January 1, 2011, or until her successor has been appointed.

Read, approved and adopted this 10th day of February, 2009.

Magdalen Paulson
CITY CLERK

Greg Bell
MAYOR

Approved as to form:

Randall
CITY ATTORNEY

Magdalen Paulson
City Clerk

RESOLUTION NO. 09- 26

RESOLUTION APPOINTING A MEMBER TO THE ASHEVILLE GREENWAY COMMISSION

WHEREAS, the term of Marc Hunt, as a member of the Asheville Greenway Commission, expired on December 31, 2008;

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

Mr. Marc Hunt, 55 Cambridge Road, Asheville, N.C., be and he is hereby reappointed, as a member of the Asheville Greenway Commission, to serve a three year term, term to expire December 31, 2011, or until his successor has been appointed.

Read, approved and adopted this 10th day of February, 2009.

Magdalen Baulson
CITY CLERK

Greg Bell
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalen Baulson
City Clerk

RESOLUTION NO. 09-27

RESOLUTION APPOINTING A MEMBER TO THE METROPOLITAN SEWERAGE DISTRICT BOARD OF DIRECTORS

WHEREAS, the term of Councilman Bill Russell, as a member on the Metropolitan Sewerage District Board of Directors, expired on January 19, 2009;

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

Councilman Bill Russell, Post Office Box 7148, Asheville, N.C., be and he is hereby reappointed, as a member on the Metropolitan Sewerage District Board of Directors, to serve a three year term, term to expire January 19, 2012, or until his term on City Council ends, whichever occurs first.

Read, approved and adopted this 10th day of February, 2009.

Margaret Boulson
CITY CLERK

Jeffrey Bell
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Margaret Boulson
City Clerk

RESOLUTION NO. 09-28

RESOLUTION APPOINTING MEMBERS TO THE ASHEVILLE TREE COMMISSION

WHEREAS, the terms of Starr Silvis, Bob Gale and Bill Jones, as members on the Asheville Tree Commission, expired on December 31, 2008;

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

(1) Ms. Starr Silvis, 76 Marlowe Drive, Asheville, N.C., be and she is hereby reappointed to the Asheville Tree Commission, to serve a three year term, term to expire December 31, 2011, or until her successor has been appointed.

(2) Mr. Bob Gale, 15 Adamswood Road, Asheville, N.C., be and he is hereby reappointed to the Asheville Tree Commission, to serve a three year term, term to expire December 31, 2011, or until his successor has been appointed.

(3) Ms. Brandee Boggs, 20 Maxwell Street, be and she is hereby appointed to the Asheville Tree Commission, to serve a three year term, term to expire December 31, 2011, or until her successor has been appointed.

Read, approved and adopted this 10th day of February, 2009.

Maddalen Boulton
CITY CLERK

Greg Bell
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

RESOLUTION TO PERMANENTLY CLOSE AN UNOPENED PORTION OF WALLACK STREET

WHEREAS, the City has the authority pursuant to N.C. Gen. Stat. sec. 160A-299 to permanently close streets and alleys within its jurisdiction, upon compliance with applicable laws; and

WHEREAS, a petition has been filed by property owners Asheville-Buncombe Community Christian Ministry, Inc., and Robert and Joan Ledford asking that apportion of Wallack Street be permanently closed to public use; and

WHEREAS, City Council on the 28th day of October, 2008, adopted a resolution of intent to close said street and ordered a public hearing on the question of this closing for the 27th day of January, 2009, at its regular meeting in the City Council Chambers, 2nd floor of the City Hall Building, Asheville, North Carolina; and

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

WHEREAS, a copy of said resolution of intent to close and order for such public hearing was prominently posted at two places along said right-of-way, and a copy was forwarded to all owners as shown on the Buncombe County tax records who did not join in the petition to close; and

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

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

Pursuant to North Carolina General Statute Section 160A-299, a portion of Wallack Street located west of the property described in Deed Book 1451, page 76 (tract #3) of the Buncombe County registry, and shown on the attached Exhibit A as the "Driveway Encroachment Area" be permanently closed to public use as a street; provided, that the City reserves the right to use said area for a greenway or trail in a manner that said use will not interfere with vehicles access to the existing asphalt parking area shown on Exhibit A.

Read, approved and adopted this 10th day of February, 2009.

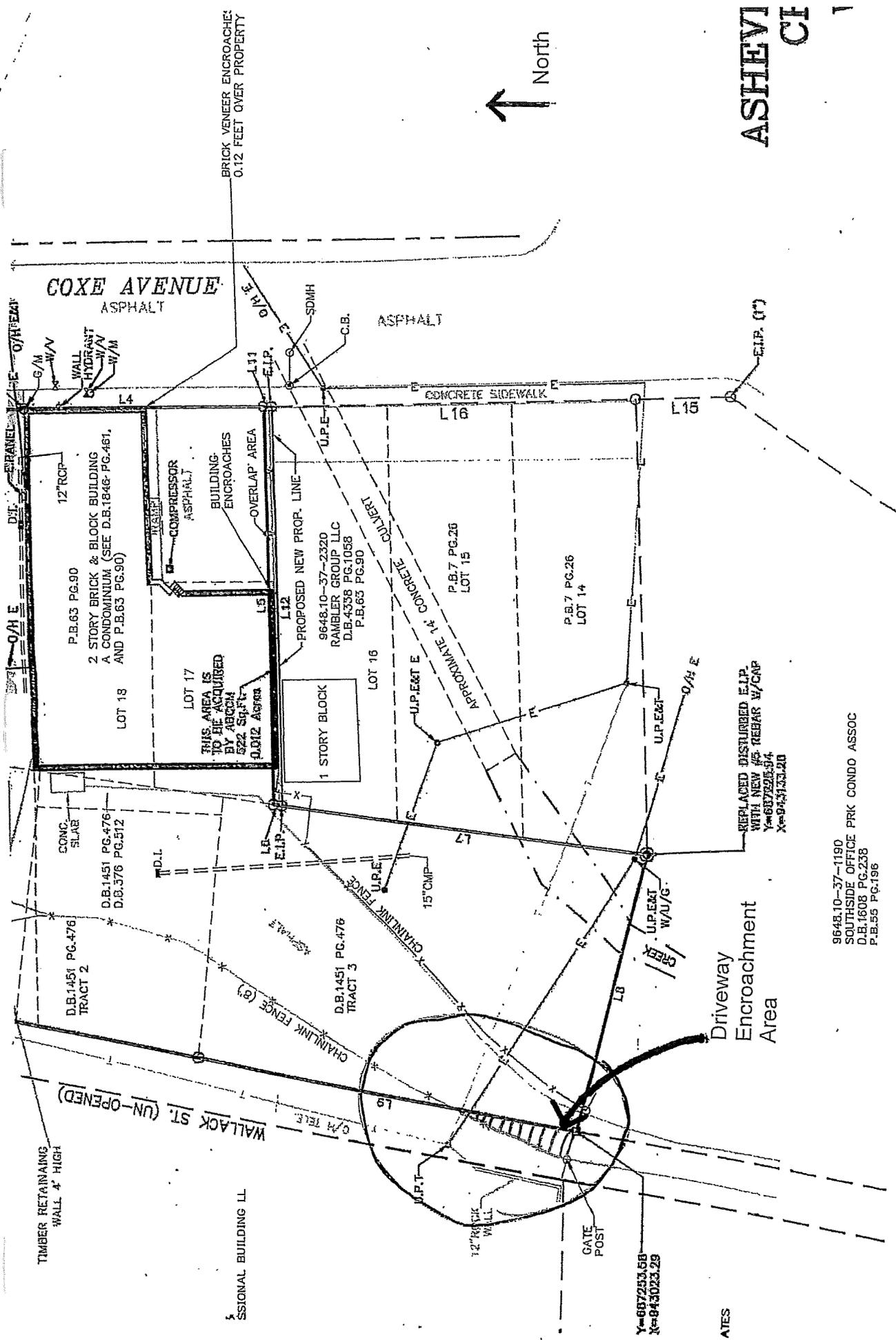
Magdalen Bourleson
City Clerk

Jimmy Bell
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Bourleson
City Clerk



**ASHEVI
CF**

1

REVISION	
No	DATE

433

EXHIBIT A

9648.10-37-1190
SOUTHSIDE OFFICE PRK CONDO ASSOC
D.B.1608 PG.238
P.B.55 PG.196

REPLACED DISTURBED E.I.P.
WITH NEW #5 REBAR W/CAP
Y=6877205.94
X=843133.20

Y=687233.68
X=843023.29

ATES

RESOLUTION NO. 09-30

RESOLUTION TO PERMANENTLY CLOSE AN UNNAMED ALLEY OFF OF PATTON
AVENUE

WHEREAS, the City has the authority pursuant to N.C. Gen. Stat. sec. 160A-299 to permanently close streets or alleys within its jurisdiction, upon compliance with applicable law; and

WHEREAS, a petition has been filed by the property owner, Western Carolina Rescue Ministries Inc. asking that an unnamed alley off of Patton Avenue be permanently closed to public use; and

WHEREAS, City Council on the 13th day of January, 2009, adopted a resolution of intent to close said street and ordered a public hearing on the question of this closing for the 10th day of February 2009, at its regular meeting in the City Council Chambers, 2nd floor of the City Hall Building, Asheville, North Carolina; and

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

WHEREAS, a copy of said resolution of intent to close and order for such public hearing was prominently posted at two places along said right-of-way and a copy was forwarded to all owners as shown on the Buncombe County tax records who did not join in the petition to close; and

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

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

Pursuant to North Carolina General Statute Section 160A-299, an unnamed alley off of Patton Avenue, located east of Property Identification Number 9648.05-19-3877 and west of Property Identification Number 9648.05-19-4848, as described in deed book 281 page 343, recorded in the Buncombe County Register of Deeds Office, be permanently closed to public use as a street.

Read, approved and adopted this 10th day of February, 2009.

Magdalen Bouleson
City Clerk

Gregory M Bellamy
Mayor

Approved as to form:

Kevin J. [Signature]
City Attorney

Magdalen Bouleson
City Clerk

436

RESOLUTION NO. 09-31

RESOLUTION FOR THE CITY OF ASHEVILLE TO ADOPT THE CITY COUNCIL'S 2009 STRATEGIC OPERATING PLAN

WHEREAS, the Asheville City Council recognizes the importance of strategic leadership in achieving the mission of the City of Asheville; and

WHEREAS, achieving our mission of creating a sustainable quality of life requires vision, goal setting, and strategic priorities; and

WHEREAS, the City Council met January 9 and 10, 2009, in a strategic planning retreat; and

WHEREAS, City Council reviewed a community survey, financial forecasting, and management reports; and

WHEREAS, the City Manager will present a comprehensive quarterly management report on progress related to the strategic goals to the City Council; and

WHEREAS, City Council Committee Chairs will provide updates on policy goals and major initiatives related to the key focus areas of affordability, fiscal responsibility, safety, sustainability, and green priorities; and

WHEREAS, the City Council received input from each member, discussed the alternatives and established strategic priorities;

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

Reaffirms its strategic priorities to ensure Asheville is a City that is:

- **Affordable:** The City of Asheville will offer a standard of living that is affordable and attainable for people of all income levels, life stages and abilities. *Housing and Community Development Committee*
- **Fiscally Responsible:** It is essential for the City of Asheville to create a stronger, more prosperous community with smart investments that accomplish real, lasting, tangible returns. *Finance Committee*
- **Green:** Asheville will be the southeastern leader in clean energy and environmental sustainability while preserving and enhancing the city's natural beauty. *Shared by the entire City Council with the Sustainability Advisory Committee on Energy & the Environment serving in an advisory role*
- **Safe:** Asheville will be one of the safest and most secure communities when compared to similar cities. *Public Safety Committee*
- **Sustainable:** Asheville will support a sustainable community and a sustainable city government through a strong commitment to infrastructure maintenance, capital

improvements, long-term planning, regional partnerships and fiscal responsibility.
Planning & Economic Development Committee

BE IT FURTHER RESOLVED THAT:

The City Council adopts the goals and objectives as described in Exhibit "A" for 2009-10.

Read, approved and adopted this 10th day of February 2009.

Magdalen Paulson
City Clerk

James Bellamy
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Paulson
City Clerk

	<p style="text-align: center;">GOALS, OBJECTIVES & ACTION ITEMS</p>
<p>FOCUS AREAS Asheville will be a city that is:</p> <p>Affordable</p> <p>The City of Asheville will offer a standard of living that is affordable and attainable for people of all income levels, life stages and abilities.</p>	<ul style="list-style-type: none"> ▪ Hold the line on taxes and support efforts to look at tax and fee relief ▪ Support diversified job growth and small business development ▪ Support the Housing Authority to develop a comprehensive plan for public housing; continue to pursue redevelopment of public housing with a HOPE IV-type project ▪ Support initiatives to end homelessness in Asheville ▪ Continue support of Housing Trust Fund
<p>Fiscal Responsibility</p> <p>The City of Asheville will create a stronger, more prosperous community with smart investments that accomplish real, lasting, tangible returns.</p>	<ul style="list-style-type: none"> • Attract and retain quality employees with an emphasis on local labor pool development opportunities • Ensure financial accountability by matching resources with strategic initiatives and creating meaningful performance measures • Ensure operational effectiveness by paying sound wages and benefits • Filter City Council's strategic planning through the probability of a near-term economic turnaround • Sustain a healthy fund balance in accordance with recommended State standards • Provide leadership in buying local products and services • Explore opportunities to consolidate city and county services • Proactively pursue funding opportunities with state and federal economic stimulus packages • Expand all non-salaried volunteer opportunities • Operate the City of Asheville's organization to the highest fiscal responsibility
<p>Green</p> <p>Asheville will be the southeastern leader in clean energy and environmental sustainability while preserving and enhancing the city's natural beauty.</p>	<ul style="list-style-type: none"> ▪ Work with regional partners to create incentives for green building, energy conservation and energy independence ▪ Expand community education programs to attract volunteers to initiatives, including climate awareness, water conservation, recycling, stormwater, and sustainability ▪ Achieve short term and long term energy goals and reduce city carbon emissions by 2% per year ▪ Receive and evaluate Energy Management Plan for conservation, technology and retrofitting, and sustainability management ▪ Establish a multi-modal transportation plan including sidewalks, bike paths, signal preemption, transit and other system improvements ▪ Support open space preservation ▪ Support the operation and maintenance of all city parks, and prepare for opening of Pack Square Park ▪ Increase downtown cleanliness and beautification efforts
<p>Safe</p> <p>Asheville will be one of the safest and most secure communities when compared to similar cities.</p>	<ul style="list-style-type: none"> ▪ Make Asheville the safest city in America based on approved metrics for similarly sized cities ▪ Continue community policing initiatives ▪ Partner to launch a nuisance court to achieve more efficient and effective prosecution of offenses that impact quality of life; continue to encourage adequate funding of the District Court system ▪ Reaffirm commitment to eliminate open air drug market in Asheville ▪ Partner with intergovernmental agencies including the judicial system to comprehensively address drug-related crime ▪ Support recreation and employment alternatives for youth at risk of gang exposure ▪ Support the Safe Routes to School program by implementing one school this year ▪ Support efforts to enforce and prosecute cases of internet child pornography; including a community reporting component ▪ Strengthen enforcement of existing laws and regulations as opposed to adding new ordinances ▪ Support efforts to improve public safety in downtown parks and public spaces ▪ Explore potential of a zero tolerance policy

	<p align="center">GOALS, OBJECTIVES & ACTION ITEMS</p>
<p>FOCUS AREAS Asheville will be a city that is:</p> <p>Sustainable Asheville will support a sustainable community and a sustainable city government through a strong commitment to infrastructure maintenance, capital improvements, long-term planning and fiscal responsibility.</p>	<ul style="list-style-type: none"> ▪ Develop a long-term plan to address the City's aging infrastructure including facilities and sidewalks ▪ Take action, including addressing capital needs, to improve the customer service experience at the Asheville Civic Center ▪ Promote sustainable, high-density, infill growth that makes efficient use of existing resources ▪ Work cooperatively with state and county elected officials to enable the city to implement practical water system management and voluntary annexation policies ▪ Pursue a stronger riverfront redevelopment partnership and dedicated office ▪ Complete the Downtown Master Plan process and begin implementation of the Plan ▪ Reform and streamline the development review process to improve the ease and efficiency of the customer's experience without compromising the quality of standards or other strategic goals (affordability, environment, etc.) ▪ Expand partnerships with UNC-Asheville, A-B Tech and other institutions to achieve common goals, including health and wellness, workforce development, and sustainable economic development ▪ Partner in regional economic development strategies, including the HUB; consider full partnership in the Economic Development Coalition ▪ Fully leverage funding from the State and other funding sources for regional transportation improvements ▪ Enhance diversity throughout the City as an organization so that the workforce more closely resembles the community, especially in the area of public safety

RESOLUTION NO. 09-32

RESOLUTION AUTHORIZING THE CITY MANAGER TO MODIFY HOUSING TRUST FUND
LOAN DOCUMENTS REGARDING BOSTIC PLACE

Whereas, the City Council of the City of Asheville adopted policies and procedures for administering a Housing Trust Fund to assist in the development and preservation of affordable housing on September 12, 2000; and

Whereas, JCS Investments, LLC, (herein "Developer"), received two HTF loans totaling \$378,750.00 to construct and develop an affordable housing community entitled "Bostic Place," and

Whereas, in return for the HTF loan, the Developer agreed to provide seven (7) affordable housing units in Phase I of the project and another four (4) affordable housing units in Phase II of the project by executing a Housing Trust Fund Agreement, a Promissory Note and Deed of Trust; and

Whereas, to date, three (3) affordable units have been constructed and sold in Phase I with another one unit slated for construction with construction in Phase II running slightly behind schedule but anticipated to commence within the next 12 months; and

Whereas, to expedite the completion of Phase I of the project; the Developer proposes to convey to Habitat for Humanity, three of the lots in Phase I and otherwise modify the terms of the loan documents pertaining to phase I; and

Whereas, City staff along with the Housing and Community Development Committee recommend that the loan documents for Housing Trust Funds to the Bostic Place Project, Phase I, be modified;

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

The City Manager is hereby authorized to modify the loan documents regarding Phase I of the JCS Investments, LLC Bostic Place Development, subject to the following conditions:

- That the Developer sell lots 1, 2 and 3 of phase I to Habitat for Humanity
- That upon sale, the Developer pay to the City release fees for lots 1, 2 and 3 of phase I equal to 1/7th of the original loan amount plus accumulated interest; and
- That phase I of the Bostic Place project be fully repaid no later than February 1, 2010.

Read, approved and adopted this 10th day of February, 2009.

Magdalen Boulson
City Clerk

Joseph Bellamy
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Boulson
City Clerk

RESOLUTION NO. 09- 33

RESOLUTION APPOINTING MEMBERS TO THE BOARD OF ADJUSTMENT

WHEREAS, the terms of Richard Ford (Regular member), James Sheeler (Alternate member), Robert Middlemas (Regular member), and Janet Whitworth (Alternate member), as members on the Board of Adjustment, expired on January 21, 2009; and

WHEREAS, there currently exists an Alternate member vacancy left by Lee McElrath, whose term will expire on January 21, 2010;

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

(1) Ms. Janet Whitworth, 302 Shortia Lane, Asheville, N.C., be and she is hereby appointed, as a Regular member to the Board of Adjustment, to serve a three year term, term to expire January 21, 2012, or until her successor has been appointed.

(2) Mr. James Sheeler, 21 American Way, Asheville, N.C., be and he is hereby reappointed, as an Alternate member to the Board of Adjustment, to serve an additional three year term, term to expire January 21, 2012, or until her successor has been appointed.

(3) Mr. Robert Middlemas, 17 Westchester Drive, Asheville, N.C., be and he is hereby reappointed, as a Regular member to the Board of Adjustment, to serve an additional three year term, term to expire January 21, 2012, or until his successor has been appointed.

(4) Mr. Juma Jackson, 485 College Street, Asheville, N.C., be and he is hereby appointed, as an Alternate member to the Board of Adjustment, to serve a three year term, term to expire January 21, 2012, or until his successor has been appointed.

(5) Mr. Phillip Hardin, 48 Woodvale Avenue, Asheville, N.C., be and he is hereby appointed, as an Alternate member to the Board of Adjustment, to serve the unexpired term of Mr. McElrath, term to expire January 21, 2010, or until his successor has been appointed.

Read, approved and adopted this 10th day of February, 2009.

Magdalen Bouleson
CITY CLERK

Gregory Bellamy
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalen Bouleson
City Clerk

RESOLUTION NO. 09- 34

RESOLUTION APPOINTING MEMBERS TO THE ASHEVILLE-BUNCOMBE COMMUNITY RELATIONS COUNCIL

WHEREAS, the terms of Jill Fromewick and Michael Burkhead, as members of the Asheville-Buncombe Community Relations Council, expired on December 31, 2008;

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

(1) Ms. Jill Fromewick, 28 Vermont Avenue, Asheville, N.C., be and she is hereby reappointed to the Asheville-Buncombe Community Relations Council, to serve a three year term, term to expire December 31, 2011, or until her successor has been appointed.

(2) Mr. William Moore, 82 Starnes Cove Road, Asheville, N.C., be and he is hereby appointed to the Asheville-Buncombe Community Relations Council, to serve a three year term, term to expire December 31, 2011, or until his successor has been appointed.

Read, approved and adopted this 10th day of February, 2009.

Margaret Brunson
CITY CLERK

John B. Sullivan
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Margaret Brunson
City Clerk