RESOLUTION NO. 10-171

RESOLUTION IN SUPPORT OF THE SUSTAINABLE COMMUNITIES CHALLENGE PLANNING GRANT APPLICATION

WHEREAS, the FY2010 Consolidated Appropriations Act (Public Law 111-117), provided $40 million to the U.S. Department of Housing and Urban Development (HUD) for a Sustainable Community Challenge Planning Grant Program, and up to $35 million for U.S. Department of Transportation's TIGER II Planning Grants; and

WHEREAS, in collaboration with partners organizations in housing, economic development, environmental conservation and educational organizations, has been working with federal agencies to determine the appropriateness of accessing these funds for local and regional needs; 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 promote more transportation choices; equitable and affordable housing; economic competitiveness and revitalization; social equity, inclusion, and access to opportunity; energy use and climate change; and, public health and environmental impacts; that support our existing 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 3 million dollars of Sustainable Community Challenge Planning Grant/TIGER II Planning Grant funding via the US Department of Housing and Urban Development and US Department of Transportation.

Read, approved and adopted the 10th day of August, 2010

Magdalen Bauleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Bauleson
City Clerk

RESOLUTION NO. 10-172

RESOLUTION IN SUPPORT OF THE SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT APPLICATION

WHEREAS, the FY2010 Consolidated Appropriations Act (Public Law 111-117), provided $100 million to the U.S. Department of Housing and Urban Development (HUD) for a Sustainable Communities Regional Planning Grant (SCRPG) Program, with $25 million reserved for regions with populations of less than 500,000; and

WHEREAS, The City of Asheville, in coordination with the Land-of-Sky Regional Council (LOSRC), other local government, non-profit, foundation, and educational organizations, has been working with federal agencies to determine the appropriateness of accessing these funds for local and regional needs; and

WHEREAS, the region is well positioned to utilize these needed federal resources to further the region's priorities as identified in the French Broad River Metropolitan Planning Organization's Long Range Transportation Plan, the region's Comprehensive Economic Development Strategy, the Consolidated Strategic Housing and Community Development Plan, The Wilma Dykeman Riverway Plan, as well as other local and regional plans; and

WHEREAS, the Land-Of-Sky Regional Council unanimously adopted a regional Livable Communities Vision Statement that matches these known and established regional priorities; and

WHEREAS, a consortium of regional stakeholders, comprised at minimum of the traditional primary MSA city (Asheville), the most populous unit of government (Buncombe County), additional cities and counties representing at least 50% of the region, the Metropolitan Planning Organization (FBRMPO) and/or the Council of Government (LOSRC), and at least one non-profit organization, foundation, or educational institution, is necessary to apply for these and other anticipated resources; and

WHEREAS, the consortium is eligible to apply for up to $2 million to support regional efforts that promotes more transportation choices; equitable and affordable housing; economic competitiveness and revitalization; social equity, inclusion, and access to opportunity; energy use and climate change; and, public health and environmental impacts; that support our existing 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 initiative will provide critical input into a regional Livable Communities Initiative;

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

1. Through the adoption of this resolution, the City of Asheville will serve as a co-applicant partner of this consortium, execute a formal consortium agreement no later than 120 days after the effective start date of the grant agreement should one be awarded, and supports the consortium's application through Land-of-Sky Regional Council to the US HUD SCRPG Program.

2. The City Manager is hereby authorized to execute documents necessary to ensure the timely legal submittal of the grant application.

Read, approved and adopted the 10th day of August, 2010

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-173

RESOLUTION AUTHORIZING A LICENSE AGREEMENT WITH SUNCOM WIRELESS PROPERTY COMPANY, LLC FOR ANTENNAS AND RELATED EQUIPMENT ON CITY-OWNED REAL PROPERTY AT 300 MERRIMON AVENUE, ASHEVILLE, N.C.

WHEREAS, the City of Asheville is the owner of real property located at 300 Merrimon Avenue, identified as PIN #9649.35-6569-00000; and

WHEREAS, Suncom Wireless Property Company, LLC, a telecommunications company, has offered to enter into a license agreement in order to operate antennas and related equipment upon the property at 300 Merrimon Avenue; 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 July 30, 2010, 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 Suncom Wireless Property Company, LLC for antennas and related equipment at 300 Merrimon Avenue, at an initial license fee rate of $23,000 per year with 3% annual escalations. 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 10th day of August, 2010.

Magdalen Bourleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Bourleson
City Clerk

169

RESOLUTION NO. 10-174

RESOLUTION AUTHORIZING THE CITY TO APPLY FOR AND ACCEPT THE FFY 2007-08 and FFY 2008-09 FEDERAL TRANSIT ADMINISTRATION ALLOCATIONS

WHEREAS, the Federal Transit Administration funding for Section 5309 authorizes Federal funding for bus and bus facilities; and

WHEREAS, the Federal Transit Administration funding for Section 5309 Bus and Bus Facilities is available to transit agencies for capital projects that include fleet replacement; and

WHEREAS, the City of Asheville's Transit System is applying for funding to be able to replace most of the transit fleet; 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 City staff to apply for the FFY 2007-08 and FFY 2008-09 Federal Transit Administration allocations in the amount of $1,068,000 and $237,500 respectively to be used towards the purchase of two diesel buses and two low floor hybrid diesel-electric buses and for the Mayor to execute the appropriate documents to accept the grant.

Read, approved and adopted this 10th of August 2010.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-175

RESOLUTION AUTHORIZING THE MAYOR TO SIGN A GROUND LEASE AMENDMENT AGREEMENT WITH SKYLAND VOLUNTEER FIRE DEPARTMENT, INC.

WHEREAS, pursuant to N.C.G.S. 160A-461 the city is authorized to enter into agreements with other units of local government to execute any undertaking; and

WHEREAS, Skyland Volunteer Fire Department, and the City entered into a Ground Lease dated December 1, 1995, allowing the City to use and occupy Skyland's property for a fire station; and

WHEREAS, on January 1, 1998, Skyland and the City entered into an agreement to amend the Ground Lease to use the premises as a police substation, and said agreement has expired; and

WHEREAS, the City of Asheville continues to have a need to co-locate an emergency services facility in South Asheville and provide for a police station; and

WHEREAS, the City wishes to enter into a Ground Lease Amendment Agreement with the Skyland Volunteer Fire Department, Inc., for continuing to locate a police station at 9 Miller Road;

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

The Mayor is hereby authorized to sign on behalf of the City of Asheville a Ground Lease Amendment Agreement with Skyland Volunteer Fire Department, Inc., for continuing to locate a police station at 9 Miller Road, with approval of the City Attorney's office.

Read, approved and adopted this the 10th day of August, 2010.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

171

RESOLUTION NO. 10- 176

RESOLUTION AUTHORIZING THE STANDARDIZATION PURCHASE OF DIGITAL ALLY IN CAR CAMERA SYSTEMS FOR CONSISTENCY IN OPERATION AND FUNCTIONALITY.

WHEREAS, N.C.G.S. 143-129 details the procedures for the letting of public contracts; and

WHEREAS, N.C.G.S. 143-129 (e) identifies exceptions to those procedures as they relate to procurement contracts; and

WHEREAS, item (6) of N.C.G.S. 143-129(e) states that the governing body of a political subdivision of the state shall approve the purchase of apparatus, supplies, material or equipment without formal bidding when "(ii) a needed product is available from only one source of supply or (iii) standardization or compatibility is the overriding consideration"; and

WHEREAS, Digital Ally DVM 550 plus is the only in car system being utilized by APD; and

WHEREAS, standardization of the in car camera equipment is a necessity for operational and officer safety; and

WHEREAS, JAG grant funding has been approved by City Council to purchase in car cameras;

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

City Council hereby authorizes the purchase of the Digital Ally 550 plus in car camera systems as permitted under N.C.G.S. 143-129(e)(6) for equipment standardization.

Read, approved, and adopted this 10th day of August 2010.

Magdalen Burleson
CITY CLERK

MAYOR

APPROVED AS TO FORM:

CITY ATTORNEY

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-177

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY OF ASHEVILLE A FEDERAL AVIATION ADMINISTRATION GRANT AGREEMENT FOR PROJECT NO. 3-37-0005-028-2010

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 the amount of $1,389,870; and

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. 3-37-0005-028-2010, in the amount of $1,389,870.

Read, approved and adopted this 10th day of August, 2010.

Magdalen Burleson
CITY CLERK

MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-178

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH HENSONS' INC. TO PROVIDE BRUSH AND LEAF DISPOSAL SERVICES

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

WHEREAS, the City of Asheville is contracting brush and leaf disposal services that supports City services; and

WHEREAS, the amount of the Agreement is not to exceed $90,800 and the monies have been budgeted in the Public Works, Parks, Recreation and Cultural Arts and Water Departments 2010 – 2011 Fiscal Budget Year;

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

The City Manager is hereby authorized to enter into a contract on the behalf of the City of Asheville with Hensons' Inc. not to exceed $90,800 to provide brush and leaf disposal services.

Read, approved and adopted this 10th day of August, 2010.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-179

RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT SUB-GRANTEE FUNDS VIA THE TRIANGLE J COUNCIL OF GOVERNMENTS FROM THE DEPARTMENT OF ENERGY CLEAN CITIES GRANT

WHEREAS, the City of Asheville has authority pursuant to N.C.G.S 160A-17.1 to accept and administer funds from the Federal government and to contract with other agencies for the administration of such grants; and

WHEREAS, the Triangle J Council of Governments has awarded the City of Asheville the amount of $779,020 to upgrade 29 fleet vehicles to compressed natural gas (CNG) and expand the capacity of the existing CNG fueling station;

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 the necessary agreement with the Triangle J Council of Government that will allow the City to accept sub-grantee funds provided by the Carolina Blue Skies Green Jobs Grant ARRA Funding.

Read, approved and adopted this the 10th day of August, 2010.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-180

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE WACKENHUT CORPORATION FOR PARK SECURITY SERVICES

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

WHEREAS, the City of Asheville is contracting park security services that supports basic city services and is part of the provision of core park security level of service programs for the City of Asheville park system; and

WHEREAS, the amount of the Agreement is not to exceed $76,445.32 and the monies have been budgeted in the Parks, Recreation and Cultural Arts 2010-2011 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 The Wackenhut Corporation not to exceed $76,445.32 to provide park security services and further authorized to execute any change orders to said contract or documents which may arise during the term of said contract up to the budgeted amount.

Read, approved and adopted this the 10th day of August, 2010.

Magdalen Bouleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Bouleson
City Clerk

RESOLUTION NO. 10-181

RESOLUTION OF THE CITY OF ASHEVILLE IN SUPPORT OF IMMEDIATE CONGRESSIONAL ACTION TO AUTHORIZE LEGISLATION ALLOWING PROPERTY ASSESSED CLEAN ENERGY PROGRAMS

WHEREAS, utility bills represent a major cost of operating costs for home and business owners; and

WHEREAS, persistent unemployment, particularly in the construction industry, continues to burden our families and communities; and

WHEREAS, energy security and reliance on fossil fuels continue to threaten public health and the environment; and

WHEREAS, residential and commercial buildings consume nearly 40% of all electricity and are responsible for 40% of U.S. annual carbon dioxide emissions; and

WHEREAS, investing in cost-effective energy efficiency and renewable energy improvements to homes and businesses can save energy, cut utility bills, create thousands of local jobs, reduce reliance on fossil fuels, and dramatically reduce greenhouse gas emissions; and

WHEREAS, the upfront cost and potentially long payback periods prevent property owners from making otherwise cost-effective clean energy improvements; and

WHEREAS, Property Assessed Clean Energy (PACE) financing programs are an innovative local government solution to help property owners finance energy efficiency and renewable energy improvements – such as energy efficient boilers, upgraded insulation, new windows, solar installations, etc. – to their homes and businesses; and

WHEREAS, twenty-two states have passed laws enabling local governments to develop PACE programs; and

WHEREAS, White House and the U.S. Department of Energy strongly support PACE, have dedicated $150 million to develop local PACE programs and issued guidelines to ensure that PACE programs meet safety and soundness requirements and adequately protect both bond buyers and property owners; and

WHEREAS, despite PACE's great promise, the Federal Housing Finance Agency (FHFA) and the Office of the Comptroller of the Currency (OCC) on July 6th issued statements that immediately forced existing PACE programs to halt operations and froze the development of dozens of PACE programs nationwide;

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

That The City Council urge the North Carolina congressional delegation to support legislation that clearly guarantees local governments the right to assess special taxes for clean energy programs and restore the promise of PACE.

Read, approved and adopted this 10th day of August, 2010.

Magdalen Bouleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Bouleson
City Clerk

177

RESOLUTION NO. 10-182

RESOLUTION APPROVING THE REPORT SETTING FORTH PLANS TO PROVIDE SERVICES TO THE AREA PROPOSED FOR THE ANNEXATION WHICH IS GENERALLY KNOWN AS THE COOPERS HAWK DRIVE AREA

WHEREAS, the Asheville City Council at its regular meeting of July 27, 2010, adopted Resolution No. 10-167, entitled "Resolution Stating the Intent of the City of Asheville, North Carolina, to Consider Annexation of the Area Known as the Coopers Hawk Drive Area, Described Herein, and Fixing the Date of the Public Information Meeting and the Public Hearing on the Question of Annexation;" and

WHEREAS, the date of the public information meeting with respect to the annexation of the Coopers Hawk Drive Area was established by Resolution No. 10-167 as September 13, 2010 , and the date of the public hearing on the question of annexing the Coopers Hawk Drive Area was established by said resolution as October 12, 2010 ; and

WHEREAS, the City of Asheville Planning and Development Department has prepared a report setting forth plans to provide services to the Coopers Hawk Drive Area (herein "Annexation Services Plan"), in accordance with N.C.G.S. 160A-47, which report has been submitted to and reviewed by the City Council; and

WHEREAS, N.C.G.S. 160A-49(c) requires the City Council to approve the Annexation Services Plan at least 30 days before the date of the public informational meeting and make it available to the public in the office of the City Clerk;

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

1. The Annexation Services Plan for the Coopers Hawk Drive Area be, and the same is, hereby approved; and

2. The approved Annexation Services Plan for the Coopers Hawk Drive Area shall be made available to the public in the office of the City Clerk forthwith, and in any event not later than August 13, 2010.

Read, approved and adopted this the 10th day of August, 2010.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-183

RESOLUTION APPROVING THE REPORT SETTING FORTH PLANS TO PROVIDE SERVICES TO THE AREA PROPOSED FOR THE ANNEXATION WHICH IS GENERALLY KNOWN AS THE ROYAL PINES AREA

WHEREAS, the Asheville City Council at its regular meeting of July 27, 2010, adopted Resolution No. 10-168, entitled "Resolution Stating the Intent of the City of Asheville, North Carolina, to Consider Annexation of the Area Known as the Royal Pines Area, Described Herein, and Fixing the Date of the Public Information Meeting and the Public Hearing on the Question of Annexation;" and

WHEREAS, the date of the public information meeting with respect to the annexation of the Royal Pines Area was established by Resolution No. 10-168 as September 13, 2010, and the date of the public hearing on the question of annexing the Royal Pines Area was established by said resolution as October 12, 2010 ; and

WHEREAS, the City of Asheville Planning and Development Department has prepared a report setting forth plans to provide services to the Royal Pines Area (herein "Annexation Services Plan"), in accordance with N.C.G.S. 160A-47, which report has been submitted to and reviewed by the City Council; and

WHEREAS, N.C.G.S. 160A-49 (c) requires the City Council to approve the Annexation Services Plan at least 30 days before the date of the public informational meeting and make it available to the public in the office of the City Clerk;

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

1. The Annexation Services Plan for the Royal Pines Area be, and the same is, hereby approved; and

2. The approved Annexation Services Plan for the Royal Pines Area shall be made available to the public in the office of the City Clerk forthwith, and in any event not later than August 13, 2010.

Read, approved and adopted this the10th day of August, 2010.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

179

RESOLUTION NO. 10-184

RESOLUTION AUTHORIZING THE MAYOR TO DISPOSE OF CITY- OWNED REAL PROPERTY LOCATED ON PISGAH VIEW ROAD BY PRIVATE SALE

WHEREAS, N.C. Gen. Stat. Sec. 160A-279 authorizes the City to convey by private sale any real or personal property which it owns to an entity carrying out a public purpose; and

WHEREAS, N. C. Gen. Stat. Sec. 160A-267, requires City Council, when proposing to dispose of City owned real property by private sale, to adopt a resolution or order authorizing the disposal at a regular council meeting; and

WHEREAS, the City owns approximately 16 acres of real property located on Pisgah View Road, more particularly identified on the Buncombe County tax map as PIN No. 9628.16-9767-00000 (DB 4722 at Page 1215) and PIN No. 9628.27-4164-00000 (DB 4724 at Page 711); and

WHEREAS, Asheville Area Habitat for Humanity (herein "Habitat") has delivered to the City of Asheville a letter of intent requesting to purchase said property for the sum of $450,000 and;

WHEREAS, both parcels are to be specifically restricted at conveyance to be used to develop approximately 55 single-family homes which will be affordable to and sold to families with income below 80% of area median income, adjusted for family size;

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

1. The Mayor of the City of Asheville is hereby authorized to execute a Contract and any related documents to convey approximately 16 acres of City owned real property, upon approval by the City Attorney, identified on the Buncombe County Tax Maps as PIN 9628.16-9767 and PIN 9628.27-4164 to Habitat for Humanity for the sum of $450,000, subject to covenants or conditions which assure that the real property will be put to a public purpose.

2. The City Clerk is hereby authorized to publish a notice summarizing the contents of this resolution once after its adoption in a newspaper of general circulation within the City, and no sale shall be consummated hereunder until 10 days after publication of such notice.

Read, approved and adopted the 10th day of August, 2010.

Magdalen Burleson
City Clerk

Mayor

Approved as to form:

City Attorney

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-185

RESOLUTION APPOINTING MEMBERS TO THE CIVIC CENTER COMMISSION

WHEREAS, the term of Mr. John Broadbooks, as a member on the Civic Center Commission, expired on June 30, 2010; and

WHEREAS, Mr. J.L. Thompson has resigned as a member on the Civic Center Commission, thus leaving an unexpired term until June 30, 2011; AND

WHEREAS, Ms. Elizabeth Jones has resigned as a member on the Civic Center Commission, thus leaving an unexpired term until June 30, 2011;

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

Mr. Bill Jones, 339 Beaverdam Road, be and he is hereby appointed to the Civic Center Commission, to serve a three-year term, term to begin immediately and expire June 30, 2013, or until his successor has been appointed.

Ms. Carol Ann McLendon, 10 Bent Oak Lane, Asheville , N.C., be and she is hereby appointed to the Civic Center Commission, to serve the unexpired term of Mr. Thompson, term to expire June 30, 2011, or until her successor has been appointed.

Mr. James Richards, 34 Dorchester Avenue, Asheville , N.C., be and he is hereby appointed to the Civic Center Commission, to serve the unexpired term of Ms. Jones, term to expire June 30, 2011, or until his successor has been appointed.

Read, approved and adopted this 10th day of August, 2010.

Magdalen Burleson
CITY CLERK

MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-186

RESOLUTION APPOINTING A MEMBER TO THE CIVIL SERVICE BOARD

WHEREAS, Mr. John Miall, member of the Civil Service Board, resigned, thus leaving an unexpired term until May 21, 2011;

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

Ms. Jacquelyn Hallum, 11 Warwick Road, Asheville, N.C. be and she is hereby appointed, as a member of the Civil Service Board, to serve the unexpired term of Mr. Miall, term to expire May 21, 2011, or until her successor has been appointed.

Read, approved and adopted this 10th day of August, 2010.

Magdalen Burleson
CITY CLERK

MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-187

RESOLUTION APPOINTING A MEMBER TO THE AMERICANS WITH DISABILITIES ACT COMPLIANCE COMMITTEE

WHEREAS, the terms of William Madison (representing the disabled community) and Kelly Rodriguez (representing the disabled community), as members on the Americans with Disabilities Act Compliance Committee, expire on August 22, 2010;

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

Mr. William Madison, 107 Strawbridge Court, Asheville, N.C., be and he is hereby reappointed a member of the Americans with Disabilities Act Compliance Committee (representing the disabled community) serve an additional three year term, term to expire August 22, 2013, or until his successor has been appointed.

Read, approved and adopted this 10th day of August, 2010.

Magdalen Burleson
CITY CLERK

MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

183

RESOLUTION NO. 10-188

RESOLUTION APPOINTING MEMBERS TO THE RIVER DISTRICT DESIGN REVIEW COMMITTEE

WHEREAS, the terms of Terry Meek (at-large representative), and Rod Baird (member of the RiverLink Board of Directors), as members on the River District Design Review Committee expire on September 1, 2010; and

WHEREAS, in addition the terms of Pattiy Torno (owner of property within the River District), Marty Black (owner of property within the River District) and Jane Mathews (design professional) also expire on September 1, 2010;

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

Mr. Terry Meek, 5 Pickwick Road, Asheville, North Carolina, be and he is hereby reappointed, as the at-large representative of the River District Design Review Committee, to serve a three year term, term to expire September 1, 2013, or until his successor has been appointed.

Mr. Rod Baird, 33 Grovewood Road, Asheville, North Carolina, be and he is hereby reappointed, as the member of the RiverLink Board of Directors of the River District Design Review Committee, to serve a three year term, term to expire September 1, 2013, or until he is no longer on the RiverLink Board of Directors, whichever occurs first.

Mr. Carleton Collins, 105 Cranford Road, Asheville, North Carolina, be and he is hereby appointed, as the design professional of the River District Design Review Committee, to serve a three year term, term to expire September 1, 2013, or until his successor has been appointed.

Read, approved and adopted this 10th day of August, 2010.

Magdalen Burleson
CITY CLERK

MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk

RESOLUTION NO. 10-189

RESOLUTION APPOINTING MEMBERS TO THE ASHEVILLE-BUNCOMBE HISTORIC RESOURCES COMMISSION

WHEREAS, Mr. Todd Williams has resigned as a member of the Asheville-Buncombe Historic Resources Commission, thus leaving an unexpired term until July 1, 2010; and

WHEREAS, Mr. Brad Brock has resigned as a member of the Asheville-Buncombe Historic Resources Commission, thus leaving an unexpired term until July 1, 2012; and

WHEREAS, the terms of Ms. Marsha Shortell and Ms. Suzanne Jones, as members of the Asheville-Buncombe Historic Resources Commission, expired on July 1, 2010;

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

Ms. Amanda Warren, 88 Shadowlawn Drive, Asheville , N.C., be and she is hereby appointed to the Asheville-Buncombe Historic Resources Commission, to serve the unexpired term of Mr. Brock, term to begin immediately and expire on July 1, 2012, or until her successor has been appointed.

Ms. E. Ashley Black, 60 Caledonia Road, Asheville, N.C. be and she is hereby appointed to the Asheville-Buncombe Historic Resources Commission, to serve a three year term, term to begin immediately and expire on July 1, 2013, or until her successor has been appointed.

Mr. David Nutter, 169 Flint Street, Asheville, N.C. be and he is hereby appointed to the Asheville-Buncombe Historic Resources Commission, to serve a three year term, term to begin immediately and expire on July 1, 2013, or until his successor has been appointed.

Read, approved and adopted this 10th day of August, 2010.

Magdalen Burleson
CITY CLERK

MAYOR

Approved as to form:

CITY ATTORNEY

Magdalen Burleson
City Clerk