

RESOLUTION NO. 12 - 1

RESOLUTION SUPPORTING THE REQUEST TO THE DEPARTMENT OF TRANSPORTATION OF RENAMING THE SMOKY PARK BRIDGES ALONG I-240 IN ASHEVILLE TO "CAPTAIN JEFFREY BOWEN BRIDGES"

WHEREAS, pursuant to §136-18, the Department of Transportation is vested with the power to give suitable names to State highways and to change the names of State highways; and

WHEREAS, the Commissioner of Insurance and State Fire Marshal for the State of North Carolina is leading an effort to establish a permanent memorial honoring Captain Jeffrey Bowen; and

WHEREAS, on July 28, 2011, City of Asheville fire fighter Captain Jeffrey Bowen was killed in the line of duty while fighting a fire at 445 Biltmore Avenue; and

WHEREAS, 445 Biltmore Avenue housed 22 medical practices serving thousands of patients throughout Western North Carolina and Captain Bowen's actions at the fire saved critical medication and continuity of patient care information which saved countless lives of others; and

WHEREAS, Captain Bowen was a 13-year veteran of the Asheville Fire Department; and,

WHEREAS, Captain Bowen's life tragically ended in the same community that he not only worked, but had also lived for a number of years with his wife Stacy, three children, and his mother Laurel, who continue to reside there; and,

WHEREAS, City staff supports the request to the Department of Transportation renaming Smoky Park Bridge (Bridge # 322 and # 323) along I-240 in Asheville to "Captain Jeffrey Bowen Bridges," and

WHEREAS, renaming bridge # 322 and # 323 the "Captain Jeffrey Bowen Bridges" will serve as a constant reminder of the ultimate sacrifice Captain Bowen made in order to ensure a better quality of life for the citizens of the City of Asheville and Buncombe County;

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

The City Council of the City of Asheville approves a resolution supporting the request to the Department of Transportation of renaming the Smoky Park Bridges (Bridge #322 and #323) along I-240 in Asheville to "Captain Jeffrey Bowen Bridges".

Read, approved and adopted this 10th day of January, 2012.

Magdalen Paulson
City Clerk

Jim Bellamy
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Paulson
City Clerk

RESOLUTION NO. 12-2RESOLUTION APPOINTING A MEMBER TO THE CITIZENS/POLICE ADVISORY COMMITTEE

WHEREAS, Councilman Bill Russell is no longer a member of the Asheville City Council and therefore, a vacancy exists for an ex-officio non-voting City Council member;

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

Councilman Chris Pelly, 95 Cisco Road, Asheville, N.C., be and he is hereby appointed to serve as the ex-officio, non-voting City Council member on the Citizens/Police Advisory Committee.

Read, approved and adopted this 10th day of January, 2012.


CITY CLERK


MAYOR

Approved as to form:


CITY ATTORNEY


City Clerk

RESOLUTION NO. 12-3

RESOLUTION APPOINTING A MEMBER TO THE HUB COMMUNITY ECONOMIC DEVELOPMENT ALLIANCE

WHEREAS, Councilman Smith has resigned as a member of the HUB Community Economic Development Alliance; and

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

Councilman Marc Hunt, 55 Cambridge Road, Asheville, N.C., be and he is hereby appointed as the City Council appointee and member of the City Council Planning & Economic Development Committee to serve a a member of the HUB Community Economic Development Alliance until he is no longer a member of City Council.

Read, approved and adopted this 10th day of January, 2012.

Magdalen Burlington
CITY CLERK

Jim Bellamy
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalen Burlington
City Clerk

RESOLUTION NO. 12- 4RESOLUTION APPOINTING A MEMBER TO THE METROPOLITAN SEWERAGE DISTRICT BOARD OF DIRECTORS

WHEREAS, Mayor Terry Bellamy has resigned as a member of the Metropolitan Sewerage District Board of Directors, thus leaving an unexpired term until January 19, 2013;

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

Mr. Chris Pelly, 95 Cisco Road, Asheville, N.C., be and he is hereby appointed, as a member on the Metropolitan Sewerage District Board of Directors, to serve the unexpired term of Mayor Terry Bellamy, term to expire January 19, 2013, or until his successor has been appointed.

Read, approved and adopted this 10th day of January, 2012.

Magdalen Boursion
CITY CLERK

Terry Bellamy
MAYOR

Approved as to form:

Kim Datt
CITY ATTORNEY

Magdalen Boursion
CITY CLERK

RESOLUTION NO. 12-5

RESOLUTION APPOINTING THE CHAIRMAN TO THE POLICE OFFICERS AND FIREFIGHTERS DISABILITY REVIEW BOARD

WHEREAS, there is a need to appoint the Vice-Mayor to serve as the Chairman of the Police Officers and Firefighters Disability Review Board;

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

Vice-Mayor Esther Manheimer, 11 N. Market Street, Asheville, N.C., be and she is hereby appointed as the City Council representative, to serve as Chairman, to the Police Officers and Firefighters Disability Review Board to serve a term according to the length of her Vice-Mayor term of office.

Read, approved and adopted this 10th day of January, 2012.

Magdalena Burtson
CITY CLERK

Tom Bellamy
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalena Burtson
CITY CLERK

RESOLUTION NO. 12-6

RESOLUTION APPOINTING A MEMBER TO THE TOURISM DEVELOPMENT AUTHORITY

WHEREAS, Councilman Jan Davis has resigned from the ex-officio non-voting member on the Buncombe County Tourism Development Authority, thus creating a vacancy for a City Council representative;

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

Councilman Gordon Smith, 49 Euclid Boulevard, Asheville, N.C. be and he is hereby appointed as the ex-officio non-voting City Council representative on the Buncombe County Tourism Development Authority to serve a term according to the length of his Council term of office.

Read, approved and adopted this 10th day of January, 2012.

Magdalena Bourleson
CITY CLERK

Jim Bellamy
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalena Bourleson
CITY CLERK

RESOLUTION NO. 12-7

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN ASSIGNMENT AND ASSUMPTION CONTRACT FOR CITYWIDE RECYCLING SERVICES WITH CURBSIDE RECYCLING LLC.

WHEREAS, the City has contracted with Curbside Management LLC since prior to 2009 for Citywide recycling services; and

WHEREAS, Curbside Management LLC has partnered with Recycling Partners, LLC. to form a subsidiary of Curbside Management, LLC entitled, "Curbside Recycling, LLC (d/b/a "Curbie"); and

WHEREAS, Curbside Management LLC and Recycling Partners, LLC desire for Curbie to assume the duties and responsibilities of the contract between the City and Curbside Management LLC for citywide recycling; and

WHEREAS, City staff supports the assignment and assumption of the City's citywide recycling contract to Curbie.

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

The City Manager is hereby authorized to execute on behalf of the City of Asheville a contract Assignment and Assumption of the citywide recycling contract to Curbside Recycling, LLC (d/b/a "Curbie").

Read, approved and adopted this the 10th day of January, 2012.

Margdalen Boulton
City Clerk

Jimmy Ballan
Mayor

Approved as to form:

Ron Deat
City Attorney

Margdalen Boulton
City Clerk

RESOLUTION NO. 12- 8

RESOLUTION OF INTENT TO PERMANENTLY CLOSE A PORTION OF COLLEGE STREET

WHEREAS, the City of Asheville has the authority pursuant to G.S. 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 adjacent property owner, Buncombe County, to permanently close a portion of College Street; and

WHEREAS, City Council on the 22nd day of November, 2011 adopted a resolution of intent to permanently close a portion of College Street, and ordered a public hearing on the question of this closing for the 10th day of January 2012 at its regular meeting on the 2nd floor of the City Hall Building, Asheville, North Carolina; and

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

WHEREAS, a copy of said resolution of Intent to close and order for public hearing was placed at two locations along the portion of College Street, and a copy was forwarded to all owners as shown on the Buncombe County tax records that did not join in the petition to close; and

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

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

Pursuant to North Carolina General Statutes Section 160A-299, the portion of College Street as herein described is permanently closed to public use as a street.

BEGINNING at a rebar stake set in the northeastern most corner of Tract 1 owned by Buncombe County as described in Plat Book 43 Page 67 recorded in the Buncombe County Registry of Deeds, and from said beginning point thus established runs thence with the Northern line of Buncombe County's Property North 62° 41' 19" East 9.25 feet to a point; thence North 27° 18' 41" West 16.50 feet to a point; thence South 62° 8' 33" West 378.50 feet to a point; thence South 28° 43' 40" East 18 feet to a point; thence North 61° 16' 20" East 178.25 feet to a point; thence North 61° 28' 53" East 32.34 feet to a point, thence North 62° 41' 19" East 89.60 feet to a point; thence North 62° 41' 19" East 68.66 feet to a point and place of BEGINNING.

Read, approved and adopted this 10th day of January, 2012.

Magdalen Baulison
City Clerk

Ingram Bellan
Mayor

Approved as to form:
[Signature]
City Attorney

Magdalen Baulison
City Clerk

RESOLUTION NO. 12-9

RESOLUTION AMENDING THE TRANSFORMATIONAL PROJECTS POLICY FOR THE CITY OF ASHEVILLE

WHEREAS, pursuant to the "Local Development Act of 1925" NCGS 158-7.1, the City adopted the Transformational Development Projects Incentive Policy on November 9, 2010 (Resolution No. 10-240), and further adopted a revision of that Policy on March 8, 2011 (Resolution No. 11-50); and

WHEREAS, The City reviewed a proposed amendment to that Policy that would extend the geographic area eligible for the adopted incentives; and

WHEREAS, the City finds that the proposed expansion will provide opportunities for development that include easy access to major workforce centers and areas proposed for redevelopment that offer jobs as well as affordable and workforce housing elements;

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

1. The Transformational Projects Policy be revised to add those sections of Schenck Parkway, and Long Shoals Road (from the intersection with Hendersonville Road to the intersection of Clayton Road) within the City of Asheville to the areas covered by the policy.

Read, approved and adopted this 10th day of January, 2012.

Magdalen Boulton
CITY CLERK

Imogen Bellamy
MAYOR

Approved As To Form:

[Signature]
CITY ATTORNEY

Magdalen Boulton
CITY CLERK

RESOLUTION NO. 12- 10

RESOLUTION TO APPROVE LOANS FROM THE CITY'S HOUSING TRUST FUND

WHEREAS, on September 12, 2000, the City Council of the City of Asheville first appropriated funds and adopted policies and detailed program guidelines for administering a Housing Trust Fund to assist in the development and preservation of affordable housing in the City; and

WHEREAS, two (2) qualified applications for Housing Trust Fund loans have been received; and

WHEREAS, the City Council's Housing and Community Development Committee has reviewed the proposals from Beaucatcher Properties, LLC and Mountain Housing Opportunities, LLC, and has made its recommendation to Council to approve the loans;

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

1. A loan of \$200,000 amortized at 3.00% interest for 30 years to Beaucatcher Properties, LLC for the development of Eighteen (18) single-family rental units on Johnston Boulevard; to be made immediately available for disbursement following loan closing.
2. A loan of \$165,000 at 2.00% interest-only with principal deferred 20 years to Mountain Housing Opportunities, LLC for the development of Twelve (12) multifamily units at the Glen Rock Hotel on Depot Street; all funds to be made immediately available for disbursement following loan closing. These Twelve (12) units to be restricted to families earning 60% or less of the area median income.
3. A loan of \$55,000 amortized at 2.5% interest for 20 years to Mountain Housing Opportunities, LLC the development of Ten (10) additional multifamily units at the Glen Rock Hotel on Depot Street; all funds to be made immediately available for disbursement following loan closing. These Ten (10) units to be restricted to families earning 80% or less of the area median income.

Read, approved and adopted this 10th day of January, 2012.

Magdalen Burtleson
CITY CLERK

Jim Bellamy
MAYOR

Approved As To Form:

[Signature]
CITY ATTORNEY

Magdalen Burtleson
CITY CLERK

RESOLUTION NO. 12-11

RESOLUTION AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT WITH DIXON HUGHES GOODMAN LLP, FOR AUDITING SERVICES FOR FISCAL YEAR 2010-2011

WHEREAS, on May 24, 2011, City Council approved a contract with Dixon Hughes PLLC, in the amount of \$109,000 for auditing services for Fiscal Year 2010-2011; and

WHEREAS, the contract includes certain estimates regarding auditing and did not include reporting changes related to GASB 54 implementation and major fund reclassification; and

WHEREAS, the contract includes hourly rates for engagement personnel required in connection with additional services not included in the original contract; and

WHEREAS, Dixon Hughes has submitted an amendment to the contract in the discounted amount of \$10,000 seeking additional compensation for required work not included in the original contract; and

WHEREAS, funds are available in the Accounting Division of the Finance Department's budget; and

WHEREAS, the policy of the Local Government Commission requires contracts amendments be approved by the governing board in a public meeting;

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

The City Manager is hereby authorized to execute the amended contract to audit accounts with Dixon Hughes PLLC, the form of which shall be approved by the Local Government Commission for Fiscal Year 2010-2011.

Read, approved and adopted this the 10th day of January, 2012.

Magdalen Boulson
City Clerk

Imogen Bellamy
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Boulson
City Clerk

RESOLUTION NO. 12-12

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH DIXON HUGHES GOODMAN LLP, FOR AUDITING SERVICES FOR FISCAL YEAR 2011-2012

WHEREAS, the City is required to have its accounts audited at the close of each fiscal year by a certified public accountant or by an accountant certified by the Commission as qualified to audit local government accounts pursuant to N.C.G.S. 159-34; and

WHEREAS, the City has authority pursuant to Article 2 of Chapter 160A of the North Carolina General Statutes to enter into contracts; and

WHEREAS, the City Council desires that the City's fiscal year 2011-2012 audit service contract be awarded to the firm Dixon Hughes Goodman LLP; and

WHEREAS, funds are included in the Accounting Division of the Finance Department's FY2011-2012 budget;

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

The City Manager is hereby authorized to execute a contract, the form of which shall be approved by the Local Government Commission, with Dixon Hughes Goodman LLP in the amount of \$95,000 for auditing services for fiscal year 2010-2011.

Read, approved and adopted this the 10th day of January, 2012.

Magdalen Boursos
City Clerk

Jim Bellamy
Mayor

Approved as to form:

[Signature]
City Attorney

Magdalen Boursos
City Clerk

RESOLUTION NO. 12-13

RESOLUTION APPOINTING A MEMBER TO THE BOARD OF ADJUSTMENT

WHEREAS, Ms. Kristy Carter has resigned as a Regular member of the Board of Adjustment due to her appointment to the Planning & Zoning Commission, thus leaving an unexpired term until January 21, 2014; and

WHEREAS, the terms of Nelda Holder (Alternate), James Sheeler (Alternate), Robert Middlemas (Regular) and Janet Whitworth (Regular), as members on the Board of Adjustment expire January 21, 2012;

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

Mr. Douglas Hattaway, 21 Captains Drive, Candler, N.C., be and he is hereby appointed as a Regular member of the Board of Adjustment, to serve the unexpired term of Ms. Carter, term to expire January 21, 2014, or until his successor has been appointed.

Ms. Nelda Holder, 107 Blue Ridge Avenue, Asheville, N.C., be and she is hereby reappointed as an Alternate member of the Board of Adjustment, to serve an additional three-year term, term to expire January 21, 2015, or until her successor has been appointed.

Mr. James Sheeler, 21 American Way, Asheville, N.C., be and he is hereby appointed as a Regular member of the Board of Adjustment, to serve a three-year term, term to expire January 21, 2015, or until his successor has been appointed.

Ms. Janet Whitworth, 302 Shortia Lane, Asheville, N.C., be and she is hereby reappointed as a Regular member of the Board of Adjustment, to serve an additional three-year term, term to expire January 21, 2015, or until her successor has been appointed.

Read, approved and adopted this 10th day of January, 2012.

Magdalen Paulson
CITY CLERK

Jim Bellamy
MAYOR

Approved as to form:

Mr. Satz
CITY ATTORNEY

Magdalen Paulson
CITY CLERK

RESOLUTION NO. 12-14

RESOLUTION APPOINTING MEMBERS TO THE ASHEVILLE DOWNTOWN COMMISSION

WHEREAS, the terms of Kitty Love, Michael McDonough and Jimi Rentz, as members on the Asheville Downtown Commission, expired on December 31, 2011;

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

(1) Mr. Michael McDonough, 171 Montford 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, 2014, or until his successor has been appointed.

(2) Mr. Jimi Rentz, 20 Colonial Place, 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, 2014, or until his successor has been appointed.

Read, approved and adopted this 10th day of January, 2012.

Magdalena Baulson Tom Bellamy
CITY CLERK MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalena Baulson
CITY CLERK

RESOLUTION NO. 12-15

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

WHEREAS, the terms of Ryan Blau, Ashley Featherstone and Matthew Raker, as members of the Sustainable Advisory Committee on Energy & the Environment, expired on December 31, 2011;

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

(1) Mr. Ryan Blau, 85 School Road East, Asheville, N.C., be and he is hereby reappointed to the Sustainable Advisory Committee on Energy & the Environment, to serve an additional three year term; term to expire December 31, 2014, or until his successor has been appointed.

(2) Ms. Lael Gray, 28 Westover Drive, Asheville, N.C., be and she is hereby appointed to the Sustainable Advisory Committee on Energy & the Environment, to serve a three year term, term to expire December 31, 2014, or until her successor has been appointed.

(1) Mr. Matthew Raker, 88 Deaver Street, Asheville, N.C., be and he is hereby reappointed to the Sustainable Advisory Committee on Energy & the Environment, to serve a three year term, term to expire December 31, 2014, or until his successor has been appointed.

Read, approved and adopted this 10th day of January, 2012.

Margalene Boulton
CITY CLERK

Jimmy Bellamy
MAYOR

Approved as to form:

R. Anderson
CITY ATTORNEY

Margalene Boulton
CITY CLERK

RESOLUTION NO. 12-16

RESOLUTION APPOINTING A MEMBER TO THE FIREMEN'S RELIEF FUND

WHEREAS, the term of Ms. R. Patricia Leckey, as a member of the Firemen's Relief Fund, expired on January 1, 2012;

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

Ms. R. Patricia Leckey, 53 Maple Ridge Lane, Asheville, N.C., be and she is hereby reappointed as a member of the Firemen's Relief Fund Board of Trustees to serve an additional two-year term, term to expire on January 1, 2014, or until her successor is duly appointed.

Read, approved and adopted this 10th day of January, 2012.

Magdalen Boulson
CITY CLERK

Jim Bellamy
MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalen Boulson
CITY CLERK

RESOLUTION NO. 12-17

RESOLUTION APPOINTING MEMBERS TO THE ASHEVILLE GREENWAY COMMISSION

WHEREAS, the terms of Marc Hunt, Susan Barlow and Stephanie Pankiewicz, as members on the Asheville Greenway Commission, expired on December 31, 2011;

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

(1) Ms. Ally Donlan, 42 Howard Street, Asheville, N.C., be and she is hereby appointed as a member of the Asheville Greenway Commission to serve a three year term, term to expire December 31, 2014, or until her successor has been appointed.

(2) Ms. Susan Barlow, 30 Oakwood Street, Asheville, N.C., be and she is hereby reappointed as a member of the Asheville Greenway Commission to serve an additional three year term, term to expire December 31, 2014, or until her successor has been appointed.

Read, approved and adopted this 10th day of January, 2012.

Magdalen Bourleson CITY CLERK Jim Bellamy MAYOR

Approved as to form:

[Signature]
CITY ATTORNEY

Magdalen Bourleson
CITY CLERK

RESOLUTION NO. 12-18

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, 2012;

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

Mr. William A. Russell Jr., 494 Hendersonville Road, Asheville, N.C., be and he is hereby reappointed, as a member on the Metropolitan Sewerage District Board of Directors, to serve an additional three year term, term to expire January 19, 2015.

Read, approved and adopted this 10th day of January, 2012.

Magdalen Boulson
CITY CLERK

Ingram Bellamy
MAYOR

Approved as to form:

Russell
CITY ATTORNEY

Magdalen Boulson
CITY CLERK

RESOLUTION NO. 12-19

RESOLUTION APPOINTING MEMBERS TO THE ASHEVILLE TREE COMMISSION

WHEREAS, the terms of Brandee Boggs, Amy Kemp and Bob Gale, as members on the Asheville Tree Commission, expired on December 31, 2011;

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

(1) Ms. Brandee Boggs, 20 Maxwell Street, Asheville, N.C., be and she is hereby reappointed as a member of the Asheville Tree Commission, to serve a three year term, term to expire December 31, 2014, or until her successor has been appointed.

(2) Ms. Amy Kemp, 25 N. Liberty Street, Asheville, N.C., be and she is hereby reappointed as a member of the Asheville Tree Commission to serve a three year term, term to expire December 31, 2014, or until her successor has been appointed.

(3) Mr. Bob Gale, 15 Adamswood Road, Asheville, N.C., be and he is hereby appointed as a member of the Asheville Tree Commission, to serve an additional three year term, term to expire December 31, 2014, or until his successor has been appointed.

Read, approved and adopted this 10th day of January, 2012.

Magdalena Paulson
CITY CLERK

Tom Bellamy
MAYOR

Approved as to form:

Bob Gale
CITY ATTORNEY

Magdalena Paulson
CITY CLERK