STAFF REPORT

TO: Mayor and City Council DATE: April 10, 2012

FROM: Ken Putnam, PE, Transportation Department Director

VIA: Gary Jackson, City Manager

SUBJECT: Street Acceptance of Court Plaza

<u>Summary Statement</u>: The consideration of a resolution to accept Court Plaza as a citymaintained street as indicated on the attached map.

Review: Code of Ordinances sec. 7-15-1(f)(4)a requires that streets dedicated for public use be accepted by resolution of the City Council.

City Council took action to close the streets located in the area known as City/County Plaza on May 23, 2006 (Ordinance # 06-110) in order to construct the new Pack Square Park. Specifically, the streets that were closed included Court Plaza, City Hall Drive North, City Hall Drive South, and City Hall Circle (see Attachment 2). Buncombe County agreed with the closures.

Court Plaza from College Street to its dead-end has an average width of 26 feet, standup curb, and an overall length of 0.12 mile including the two traffic circles.

The park is now completed and Court Plaza is the only remaining "closed" street. It needs to be added back as a city-maintained street in order to officially provide public access to the Buncombe County Court House and City Hall (See Attachments 3 and 4).

Following City Council's approval of this resolution, the subject street will be added to the official Powell Bill List.

This action complies with the City Council 2011-12 Strategic Operating Plan within the Fiscal Responsibility Area by accepting street infra-structure to help support the healthy growth of the City.

Pros:

- The City of Asheville will receive Powell Bill Funds from the North Carolina Department of Transportation (NCDOT) to help maintain the street.
- The street provides access and connectivity to the Buncombe County Court House and City Hall.

Con:

Powell Bill Funds will not cover 100% of the total cost to maintain the street.

<u>Fiscal Impact</u>: There will be no initial financial impact to the City, although the responsibility of maintenance belongs to the Public Works Department and is included in the operating budget. The City will receive Powell Bill Funds in the future to help maintain the streets.

<u>Recommendation</u>: Staff recommends that City Council accept Court Plaza as a city-maintained street.

Attachments:

- (1) Resolution(2) Attachment A(3) Location Map(4) Survey (PB 124 PG 9)

RESOLUTION NO.	12 -
RESULUTION NO.	12 -

RESOLUTION ACCEPTING COURT PLAZA AS A CITY- MAINTAINED STREET

WHEREAS, pursuant to GS # 160A-296, the City of Asheville has general authority and control over the streets within its jurisdiction, including the acceptance of streets for maintenance purposes; and

WHEREAS, Court Plaza is located in the corporate limits of the City of Asheville; and

WHEREAS, Court Plaza was constructed and inspected according to current standards including the City of Asheville's Standard Specifications and Details Manual; and

WHEREAS, Court Plaza is fully contained within property that belongs to Buncombe County;

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

Court Plaza is accepted by the City of Asheville for maintenance as indicated on the attached map section and as shown on a survey recorded in Plat Book 124 at Page 9 of the Buncombe County Registry.

Read, approved and adopted this _	day of April, 2012.
City Clerk	Mayor
Approved as to form:	
City Attorney	