

# North Augusta



*South Carolina's Riverfront*

## MINUTES OF OCTOBER 7, 2019

*Robert A. Pettit, Mayor*

*J. Robert Brooks, Councilmember  
Pat C. Carpenter, Councilmember  
Fletcher L. Dickert, Councilmember  
David W. McGhee, Councilmember  
Eric H. Presnell, Councilmember  
Kevin W. Toole, Councilmember*

## **ORDER OF BUSINESS**

### **REGULAR MEETING**

The regular meeting of the City Council of the City of North Augusta of October 7, 2019 having been duly publicized was called to order by Mayor Pettit at 7:00 p.m. and adjourned at 7:16 p.m. Per Section 30-4-80, (e) notice of the meeting by email was sent out to the current maintained "Agenda Mailout" list consisting of news media outlets and individuals or companies requesting notification. Notice of the meeting was also posted on the outside doors of the Municipal Center, the main bulletin board of the Municipal Center located on the first floor, and the City of North Augusta website.

Mayor Pettit rendered the invocation and the Pledge of Allegiance.

Members present were Mayor Pettit, Councilmembers Brooks, Carpenter, Dickert, McGhee, Presnell, and Toole.

Also in attendance were B. Todd Glover, City Administrator; Rachelle Moody, Assistant City Administrator; Kelly F. Zier, City Attorney; Cammie T. Hayes, Director of Finance; Richard L.

Meyer, Director of Parks, Recreation, & Tourism; John C. Thomas, Director of Public Safety; Thomas C. Zeaser, Director of Engineering and Public Works; James E. Sutton, Director of Public Works; Lillian E. (Libby) Hodges, Director of Planning and Development; and Sharon Lamar, City Clerk. Members of the public and media were also present.

Mayor Pettit announced that Council would return to Executive Session at the conclusion of the regular meeting. He also stated no action would be taken by Council during or after the Executive Session.

## NEW BUSINESS

### ITEM 5. ANNEXATION: Property Located South of Knobcone Avenue

#### **A. Petition, Resolution No. 2019-31 to Accept a Petition for Annexation of ± 1.45 Acres of Property Located South of Knobcone Avenue and Owned by the Aiken County Board of Education**

On a motion of Councilmember Toole, second of Councilmember Dickert, Council agreed to consider a petition of annexation of ±1.45 acres of property located South of Knobcone Avenue and owned by the Aiken County Board of Education. There were no citizen comments. Council approved the resolution with no dissenting votes.

A copy of the resolution text is below:

RESOLUTION NO. 2019-31  
TO ACCEPT A PETITION FOR ANNEXATION  
OF ± 1.45 ACRES OF PROPERTY LOCATED  
SOUTH OF KNOBCONE AVE AND OWNED BY  
THE AIKEN COUNTY BOARD OF EDUCATION

WHEREAS, Section 5-3-150(3) of the Code of Laws of the State of South Carolina provides that: "Notwithstanding the provisions of subsections (1) and (2) of this section, any area or property which is contiguous to a municipality may be annexed to the municipality by filing with the municipal governing body a petition signed by all persons owning real estate in the area requesting annexation. Upon the agreement of the governing body to accept the petition and annex the area, and the enactment of an ordinance declaring the area annexed to the municipality, the annexation is complete"; and

WHEREAS, the governing body of the City of North Augusta determines it to be in the best interest of the City to accept a petition for annexation attached hereto dated September 26, 2017.

The property sought to be annexed is described as follows:

A portion (±1.45 acres) of that lot or parcel of land situate, lying and being in the County of Aiken, State of South Carolina, being shown and designated on a plat

prepared for the Aiken County Board of Education by Hass & Hilderbrand, Inc., dated May 7, 2013 and recorded in Plat Book 57, Page 235 in the office of the RMC for Aiken County, South Carolina.

Reference being made to said plat which is incorporated herein as "Exhibit B" for a more complete and accurate description as to the metes, bounds, courses, distances, and location of the property.

A portion of the parcel ( $\pm 0.1588$  acres) is currently inside the corporate limits of the City. The balance is sought to be annexed into the corporate limits.

Said property is identified as Tax Parcel Number 006-06-01-011 (portion).

The property to be annexed is also shown on a map identified as "Exhibit A" titled "Map of Property Sought to be Annexed to the City of North Augusta".

NOW, THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of North Augusta in meeting duly assembled and by the authority thereof that the Petition to annex the property described herein is hereby accepted.

DONE, RATIFIED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH AUGUSTA, SOUTH CAROLINA, ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019.

\_\_\_\_\_  
Robert A. Pettit, Mayor

ATTEST:

\_\_\_\_\_  
Sharon Lamar, City Clerk

**B. Ordinance No. 2019-13 to Change the Corporate Limits of the City of North Augusta by Annexing  $\pm 1.45$  Acres of Property Located South of Knobcone Avenue and Owned by the Aiken County Board of Education**

a. First Reading - On the motion of Councilmember Carpenter, second of Councilmember Presnell, Council agreed to consider an ordinance to change the corporate limits of the City of North Augusta by annexing  $\pm 1.45$  acres of property located South of Knobcone Avenue and owned by the Aiken County Board of Education. The ordinance was approved on first reading.

b. Second Reading- On the motion of Councilmember Brooks, second of Councilmember McGhee, Council agreed to consider an ordinance to change the corporate limits of the City of North Augusta by annexing  $\pm 1.45$  acres of property



located South of Knobcone Avenue and owned by the Aiken County Board of Education. The ordinance was approved on second reading.

A copy of the ordinance is below:

ORDINANCE NO. 2019-13  
TO CHANGE THE CORPORATE LIMITS OF THE CITY OF NORTH AUGUSTA  
BY ANNEXING ± 1.45 ACRES OF PROPERTY LOCATED  
SOUTH OF KNOBCONE AVE AND OWNED BY THE AIKEN COUNTY BOARD OF EDUCATION

WHEREAS, Section 5-3-150(3) of the Code of Laws of the State of South Carolina provides that: "Notwithstanding the provisions of subsections (1) and (2) of this section, any area or property which is contiguous to a municipality may be annexed to the municipality by filing with the municipal governing body a petition signed by all persons owning real estate in the area requesting annexation. Upon the agreement of the governing body to accept the petition and annex the area, and the enactment of an ordinance declaring the area annexed to the municipality, the annexation is complete"; and

WHEREAS, the Mayor and City Council of the City of North Augusta, by adoption of Resolution No. 2019-28 dated September 16, 2019, accepted a Petition for Annexation and wish to annex the below described properties; and

WHEREAS, the zoning classification recommended for the properties proposed for annexation has been reviewed for consistency with the Future Land Use Classification of the properties as specified in the Land Use Element of the North Augusta 2017 Comprehensive Plan;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of North Augusta, South Carolina, in meeting duly assembled and by the authority thereof that:

I. The following described property shall be annexed into the City of North Augusta:

A portion (±1.45 acres) of that lot or parcel of land situate, lying and being in the County of Aiken, State of South Carolina, being shown and designated on a plat prepared for the Aiken County Board of Education by Hass & Hilderbrand, Inc., dated May 7, 2013 and recorded in Plat Book 57, Page 235 in the office of the RMC for Aiken County, South Carolina.

Reference being made to said plat which is incorporated herein as "Exhibit B" for a more complete and accurate description as to the metes, bounds, courses, distances, and location of the property.

A portion of the parcel (±0.1588 acres) is currently inside the corporate limits of the City. The balance is sought to be annexed into the corporate limits.

Said property is identified as Tax Parcel Number 006-06-01-011 (portion).

The property to be annexed is also shown on a map identified as "Exhibit A" titled "Map of Property Sought to be Annexed to the City of North Augusta".

- II. The zoning classification shall be zoned P, Public Use, as shown on a map identified as "Exhibit C" titled "ANX17-002 Zoning of Property Sought to be Annexed to the City of North Augusta" dated August 16, 2019, and prepared by the City of North Augusta.
- III. All ordinances or parts of Ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.
- IV. This Ordinance shall become effective immediately upon its adoption on third and final reading.

DONE, RATIFIED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH AUGUSTA, SOUTH CAROLINA, ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019.

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

\_\_\_\_\_  
Robert A. Pettit, Mayor

ATTEST:

\_\_\_\_\_  
Sharon Lamar, City Clerk

**ITEM 6. FINANCE: Resolution No. 2019-32 – A Resolution Appointing Members to the Accommodations Tax Advisory Committee to Make State Accommodation Tax Expenditure Recommendations for Council’s Consideration**

On the motion of Councilmember McGhee, second of Councilmember Carpenter, Council agreed to consider a resolution to appoint members to the Accommodations Tax Advisory Committee to make State Accommodation Tax expenditure recommendations for Council’s consideration. Director of Finance and General Services, Cammie Hayes, explained this committee would accept applications for tourism related initiatives that would attract visitors to the City from outside a 50 mile radius. The applications will be submitted to the committee in a “grant process.” The committee will then make recommendations to Council for funding.

Richard Fletcher asked Council “Who’s on the board?”

Councilmember Carpenter asked about the application date.

Council voted unanimously to approve the resolution.

The text of the resolution is below:

RESOLUTION NO. 2019-32

**A RESOLUTION APPOINTING MEMBERS TO THE ACCOMMODATIONS TAX ADVISORY COMMITTEE TO MAKE STATE ACCOMMODATIONS TAX EXPENDITURE RECOMMENDATIONS FOR COUNCIL’S CONSIDERATION**

WHEREAS, the City of North Augusta receives state accommodations tax funding from the State of South Carolina, and

WHEREAS, the City is now receiving more than fifty thousand dollars in state accommodations taxes, and

WHEREAS, pursuant to Section 6-4-25, Code of Laws of South Carolina, there shall be a local advisory committee consisting of seven members with majority of these members selected from the hospitality industry and at least two members from the lodging industry and one representing the cultural organizations, and

WHEREAS, the advisory committee is to make recommendations on the expenditure of revenue generated from the state accommodations tax, and

WHEREAS, the committee will make their recommendations from funding applications received that are in accordance with the City's application handbook, and

WHEREAS, state accommodations tax funds must be used to attract and provide for tourists, and must be spent on tourism-related expenditures.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of North Augusta in meeting duly assembled and by the authority thereof that a committee comprised of the following individuals is hereby established for the purpose of making state accommodations tax expenditure recommendations for Council's consideration:

John Felak, Chair, member at large

David Sulak, lodging sector representative

Quentin Evans, lodging sector representative

Havird Usry, hospitality industry representative

Brandon Greene, hospitality industry representative

Mary Anne Bigger, cultural interest representative

Suzanne Fanning, member at large

The committee shall prepare and assist the City in distributing the City's state accommodation tax funding program application handbook and applications.

City staff members Mandy Nelson, Tourism and Marketing Coordinator and Cammie Hayes, Director of Finance will assist the advisory committee in providing their recommendations to Council for consideration and preparing and submitting the required annual funding reports to the state.

Committee recommendations shall be presented to Council for approval.

Fund 09, Accommodations Tax Fund, is to be established for receipt of state accommodations tax funds as well as expenditures approved by City Council.

DONE, RATIFIED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH AUGUSTA, SOUTH CAROLINA, ON THIS \_\_\_\_ DAY OF \_\_\_\_\_ 2019.

\_\_\_\_\_  
Robert A. Pettit, Mayor

ATTEST:

\_\_\_\_\_  
Sharon Lamar, City Clerk

**ITEM 7. CITIZENS COMMENTS/RECOGNITION OF VISITORS:**

Please see the attached Speaker Forms, if completed, for the October 7, 2019 Council meeting.

A. Citizen Comments:

William T. Kinney, 1848 Robin Road, North Augusta, SC (See attached comments)

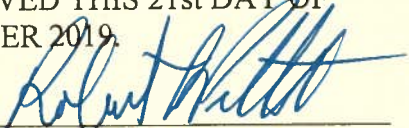
B. Council Comments:

Eric Presnell congratulated the North Augusta High School Jackets Regiment on being awarded "Grand Champions" at this past weekend's competition.

Mayor Pettit announced Judge Newman had ruled that Council's amendment to Resolution No. 2018-11 on May 7, 2018 was not against FOIA. The Mayor noted that Mr. Holcomb had the right to appeal and that the ruling may not be final.

There being no further business, Council adjourned at 7:16 p.m.

APPROVED THIS 21st DAY OF  
OCTOBER 2019.

  
\_\_\_\_\_  
Robert A. Pettit  
Mayor

Respectfully submitted,

  
\_\_\_\_\_  
Sharon Lamar  
City Clerk



#1

SPEAKER FORM

COUNCIL MEETING DATE: 10/07/2019

THIS FORM WILL BE ATTACHED TO THE MINUTES OF THE CITY COUNCIL MEETING.

NAME:

Tom Kinney (William)

AGENDA ITEM/TOPIC:

Neighborhood ~~improvement~~  
Preservation

PLEASE PROVIDE A SUMMARY OF YOUR COMMENTS TO COUNCIL.

(For example: I support the resolution because ...)

SUMMARY

How to Pay for Neighborhood  
~~improvement~~ preservation  
How Remove Broken & Unregistered  
Vehicles from Public Roads and  
Private Property



## Automobiles, SUV's and Light Trucks parked in violation of city codes.

Background: I have presented information to the city council on separate occasions to illustrate the problem of inoperative, wrecked and improperly registered vehicles either parked improperly in city streets or parked on private property in such a fashion to cause the property to be a candidate for classification of nuisance property.

The correction of the problems created by these two separate problems is divided between two separate branches of the city government. The Department of Public Safety is responsible for enforcing the parking codes for the inoperative vehicles or vehicles not properly registered which are left on public streets. The Planning and Development office is responsible for the same types of vehicles which are improperly parked on private property. The current city codes are clear on these responsibilities and the way the problems are to be corrected.

The problem is not the system. The problem is the number of personnel who are available to enforce the code. As you are aware there is only one code enforcement officer to handle the growing problem of vehicles improperly parked on private property. I know he has been working hard to get the job done. Unfortunately, his efforts are not getting the results he wants. Examples: One property he worked simply saw the owner move the vehicles from the front yard to the backyard which did nothing to solve the code violation. At another property, the individual moved one of his three vehicles to a nearby dead-end street and replaced two wrecked vehicles with one which is not properly registered. The net result of code enforcement in this area has been about zero because I found more to replace those removed.

The role of DPS in removing vehicles from public roads has its own set of challenges. I have firsthand knowledge of their challenges which I gained doing a ride along with officers as part of the Citizens Academy Program. We have probably the best DPS in the CSRA, but we do not have enough officers available to handle all the non-life threatening and safety problems they must deal with on a daily basis and handle the task of dealing with junk left parked on the streets.

To solve these two problems, I suggest the code enforcement and DPS officers work together. I think code enforcement does first step by identifying the cars and puts a big orange sticker on the windshield and the rear window which outlines the code violation and the corrective measures to be taken and the penalty for noncompliance. Code enforcement would report the offenders to DPS. DPS would then set a firm date for corrective action and assign it to a patrol officer to complete the removal of the vehicle.

This may not be the best answer, but it will work. Something needs to be done soon because the 40 vehicles I reported a few weeks ago has only changed via make and model. The number is still the same for the area I surveyed. I did a quick survey of the area behind Kentucky Fried Chicken and found 5 additional vehicles which are in violation of city code

Tom Kinney

803-349-5111