



CITY COUNCIL MEETING
BACK-UP MATERIALS
FOR
FEBRUARY 3, 2020



TO: Mayor and City Council

FROM: Rachelle Moody, Interim City Administrator

DATE: January 31, 2020

SUBJECT: Regular City Council Meeting of February 3, 2020

REGULAR COUNCIL MEETING

**ITEM 5. PROCLAMATION: Congenital Heart Defect Awareness Week;
February 7-14, 2020**

Mayor Pettit would like to proclaim February 7-14, 2020 as Congenital Heart Defect Awareness Week. David Bunch, sergeant for North Augusta Public Safety, and his wife, Michelle Bunch, will be in attendance with their son, Sawyer, and their daughters, MaryAnn and Sydney, to receive the proclamation. Both daughters were born with congenital heart defects or CHD. CHD impacts their daily lives, but they show incredible strength and courage. The girls are fighting big battles which makes them “heart warriors.”

Please see **ATTACHMENT #5** for the text of the proclamation.

**ITEM 6. CITY RECOGNITION: South Carolina House Resolution H.4253 –
Introduced by Representative Bill Hixon**

On March 19, 2019, Representative Bill Hixon introduced House Resolution H. 4253 to recognize and honor the City of North Augusta for the development of Riverside Village and to congratulate the citizens and leaders of North Augusta for receiving the 2019 Joseph P. Riley Jr. Achievement award in Economic Development.

Please see **ATTACHMENT #6** for the text of House Resolution H.4253.

UNFINISHED BUSINESS

**ITEM 7. PLANNING AND DEVELOPMENT: Ordinance No. 2020-01 – Amending
Article 3-Zoning Districts, Article 4-Supplemental Regulations, and Article
19- Non-Conforming Uses of the North Augusta Development Code, Chapter
18 of the City of North Augusta, South Carolina Code of Ordinances.
Ordinance – Third and Final Reading**

February 3, 2020

An ordinance has been prepared for Council's consideration on third and final reading to amend Article 3- Zoning Districts, Article 4,-Supplemental Regulations, and Article 19-Non-Conforming Uses of the North Augusta Development, Chapter 18 of the City of North Augusta, South Carolina Code of Ordinances.

Please see the backup materials for January 6, 2020 for a copy of the proposed ordinance.

ITEM 8. ZONING: Ordinance No. 2020-02 – To Amend the Zoning Map of the City of North Augusta, South Carolina by Rezoning ±2.43 Acres of Land Owned by the City of North Augusta, and Located East of Martintown Road, West of Clay Street, South of Hampton Street, and North of Observatory Avenue, Aiken County Tax Parcel #007-07-07-003, from R-14, Large Lot, Single-Family Residential, to P, Public Use. Ordinance – Third and Final Reading

An ordinance has been prepared for Council's consideration on third and final reading to amend the zoning map of the City of North Augusta, South Carolina by re-zoning ±2.43 acres of land owned by the City of North Augusta, and located East of Martintown Road, West of Clay Street, South of Hampton Street, and North of Observatory, Aiken County Tax Parcel #007-07-07-003, from R-14, Large Lot, Single-Family Residential to P, Public Use.

Please see the backup materials for January 6, 2020 for a copy of the proposed ordinance.

ITEM 9. ANNEXATION: Ordinance No. 2020-03 – To Change the Corporate Limits of the City of North Augusta by Annexing ±2.816 Acres of Land Located at 1443 Hammond Pond Road and Owned by Jerrald R. Sinquefield. Ordinance – Third and Final Reading

An ordinance has been prepared for Council's consideration on third and final reading to change the corporate limits of the City of North Augusta by annexing ±2.816 acres of land located at 1443 Hammond Pond Road and owned by Jerrald R. Sinquefield.

Please see backup materials for January 6, 2020 for a copy of the proposed ordinance.

ITEM 10. ANNEXATION: Ordinance No. 2020-04 – An Ordinance to Change the Corporate Limits of the City of North Augusta by Annexing 148 +/- Acres of Property Located Primarily in Edgefield County, South Carolina with a Small Portion Being in Aiken County, South Carolina. Such Property Generally Known as the North Augusta Country Club Property. Ordinance – Third and Final Reading

An ordinance has been prepared for Council's consideration on third and final reading to change the corporate limits of the City of North Augusta by annexing 148 +/- acres of property located primarily in Edgefield County, South Carolina with a small portion being in Aiken County, South Carolina. Such property is generally known as the North Augusta Country Club property.

February 3, 2020

Please see backup materials for January 6, 2020 for a copy of the proposed ordinance.

NEW BUSINESS

ITEM 11. JUSTICE AND LAW: Municipal Judge – Appointment

Section 13.1-2 of the City Code requires the appointment of a Municipal Judge. The appointment is made by City Council for a specific four (4) year term.

Thomas P. Murphy, who was first appointed on January 4, 1983, presently serves as Municipal Judge for the City of North Augusta. Mayor Pettit recommends to City Council the reappointment of Judge Murphy for a term of office to expire January 31, 2024. A motion of City Council is requested.

Please see **ATTACHMENT # 11** for a copy of the oath of office.

ITEM 12. BOARDS AND COMMISSIONS: Appointments – Recommendations by Mayor

Mayor Pettit wishes to recommend the appointment of the citizens listed below to the respective boards and commissions. Council concurrence is requested.

<u>Name</u>	<u>Term Expires</u>	<u>New/Reappointment</u>
<u>Building Codes Board of Adjustments and Appeals</u>		
Barry Calloway	1/31/21	New
William Palladino	1/31/23	New
Ken Newsome	1/31/23	Reappointment
Danny Geddes	1/31/24	Reappointment
Forrest McKie	1/31/24	Reappointment
<u>Planning Commission</u>		
Briton Williams	1/31/24	Reappointment
Len Carter	1/31/24	Reappointment
<u>Board of Zoning Appeals</u>		
Kevin Scaggs	1/31/24	Reappointment
<u>Parks, Recreation, and Tourism Advisory Commission</u>		
Tom Dunnaway	1/31/24	Reappointment
Nan Burns	1/31/24	Reappointment

February 3, 2020

ITEM 13. FINANCE: Resolution No. 2020-05 – A Resolution Authorizing Funding Allocation Recommendations of the Accommodations Tax Advisory Committee for the Disbursement of Revenues from the Accommodations Tax Year 2017-2018

A resolution has been prepared for Council's consideration to authorize funding allocation recommendations of the Accommodations Tax Advisory Committee for the disbursement of revenues from the Accommodations Tax Year 2017-2018.

Please see **ATTACHMENT #13** for a copy of the proposed resolution.

ITEM 14. CITY PROPERTY: Ordinance No. 2020-05 – To Accept the Bid of P & L Holdings to Purchase Property Belonging to the City and Authorize the Sale and Conveyance of Said Property

A. First Reading

An ordinance has been prepared for Council's consideration to accept the bid of P & L Holdings to purchase 0.21 +/- acres of property which is known as Tax Map and Parcel No. 007-09-04-002 and determined to not be suitable for inclusion with the developed Sunset Hill Cemetery property.

Please see **ATTACHMENT #14** for a copy of the proposed ordinance, bid tab sheet and other supporting documents.

B. Second Reading

Pending Council's passage on the first reading, it is submitted for Council's consideration on second reading.

ITEM 15. ADMINISTRATIVE REPORTS:

ITEM 16. PRESENTATIONS/COMMUNICATIONS/RECOGNITION OF VISITORS:

A. Citizen Comments: At this time, citizens may speak to Mayor and City Council regarding matters not listed on the agenda.

B. Council Comments:

ITEM 17. ADJOURNMENT:

ATTACHMENT #5



City of North Augusta, South Carolina

PROCLAMATION

IN RECOGNITION OF Congenital Heart Defect Awareness Week

WHEREAS, the health and well-being of all children are of paramount importance to North Augusta families and communities; and

WHEREAS, approximately 40,000 children in the United States begin life with one of the more than thirty-five identified forms of congenital heart defects; and

WHEREAS, congenital heart defects are among South Carolina's most common birth defects and they can be fatal due to their seriousness; and

WHEREAS, although the origins and symptoms of congenital heart defects are becoming more readily identifiable and the range of surgical options are expanding as a result of diligent research efforts and field experiences, there remains much to learn about the causes of, and effective treatments for, congenital heart defects; and

WHEREAS, and it is important for parents, pediatricians and nurses to recognize the warning signs associated with congenital heart defects among newborns so they may provide proper treatment as early as possible; and

WHEREAS, North Augusta families are directly and indirectly affected by infant illness and death caused by congenital heart defects, and I applaud the efforts of doctors and scientists everywhere who work diligently to improve the quality of life for us all;

NOW, THEREFORE, I, Robert A. Pettit, do hereby recognize February 7-14, 2020 as: CONGENITAL HEART DEFECT AWARENESS WEEK in the City of North Augusta, South Carolina, and I call this observance to the attention of all.

Robert A. Pettit, Mayor
City of North Augusta

ATTACHMENT #6

A HOUSE RESOLUTION

H. 4253 Introduced by Rep. Bill Hixon

TO RECOGNIZE AND HONOR THE CITY OF NORTH AUGUSTA FOR THE DEVELOPMENT OF RIVERSIDE VILLAGE AND TO CONGRATULATE THE CITIZENS AND LEADERS OF NORTH AUGUSTA FOR RECEIVING THE 2019 JOSEPH P. RILEY JR. ACHIEVEMENT AWARD IN ECONOMIC DEVELOPMENT.

Whereas, the members of the South Carolina House of Representatives are delighted to learn that the City of North Augusta will be honored by the Municipal Association of South Carolina at the association's annual meeting on July 20, 2019, at the Hyatt Regency Greenville for winning the 2019 Joseph P. Riley Jr. Achievement Award in Economic Development; and

Whereas, the association's achievement awards program began in 1987 in order to recognize innovative projects, share those projects with other municipalities, and demonstrate the value of cities and towns. The award, which includes community development and land-use planning, is named for the former mayor of Charleston who served ten terms beginning in 1975; and

Whereas, projects considered for the award are judged on innovation, efficient use of resources, role in the city's vision, effective use of partnerships, quantifiable results, and adaptability to other hometowns; and

Whereas, North Augusta received the statewide recognition for its work on the riverfront development of Riverside Village, originally named Project Jackson, which includes Savannah River Plant (SRP) Park, the home of minor league baseball's Augusta Green Jackets; the Crowne Plaza North Augusta hotel featuring the Salt + Marrow Kitchen restaurant and Jackson's Bluff rooftop bar and grill; Southbound Smokehouse restaurant; and The Clubhouse and Ironwood apartments; and

Whereas, the first conference hosted at the North Augusta Crowne Plaza in January 2019 was a conference for South Carolina City and County Management Association, part of the vision that the city planners had in mind as they formulated the project; and

Whereas, this year's award validates the intense work that two mayors, the city administrator, and a number of councilmen and staff contributed toward making the project a reality; and

Whereas, North Augusta is one of nine towns or cities recognized in different categories. The winners will be presented a trophy to keep for one year in addition to a permanent plaque and will be featured in a video that can be posted to their website and social media accounts. They will also be featured in the Municipal Association of South Carolina's *Uptown* newsletter and posted on its website; and

Whereas, the South Carolina House of Representatives values the enterprise and the municipal vision of the leaders of the City of North Augusta, and the members look to hear of the continued success of North Augusta's Riverside Village in the days to come. Now, therefore,

Be it resolved by the House of Representatives:

That the members of the South Carolina House of Representatives, by this resolution, recognize and honor the City of North Augusta for the development of Riverside Village and congratulate the citizens and leaders of North Augusta for receiving the 2019 Joseph P. Riley Jr. Achievement Award in Economic Development.

Be it further resolved that a copy of this resolution be presented to Mayor Bob Pettit and City Administrator Todd Glover.

*City of North Augusta, South Carolina
County of Aiken*

***OATH OF APPOINTMENT
MUNICIPAL JUDGE***

“I do solemnly swear that I am duly qualified, according to the Constitution of this State, to exercise the duties of the office to which I have been appointed, and that I will, to the best of my ability, discharge the duties thereof, and preserve, protect, and defend the Constitution of this State and the United States. I pledge to uphold the integrity and independence of the judiciary; I pledge, in the discharge of my duties, to treat all persons who enter the courtroom with civility, fairness, and respect; I pledge to listen courteously, sit impartially, act promptly, and rule after careful and considerate deliberation; I pledge to seek justice, and justice alone; So help me God.”

Thomas P. Murphy

SWORN to before me this the _____
day of February, 2020.

Notary Public of South Carolina

My Commission Expires: _____

ATTACHMENT #13

RESOLUTION NO. 2020-05

A RESOLUTION AUTHORIZING FUNDING ALLOCATION RECOMMENDATIONS OF THE ACCOMMODATIONS TAX ADVISORY COMMITTEE FOR THE DISBURSEMENT OF REVENUES FROM THE ACCOMMODATIONS TAX YEAR 2017-2018

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

WHEREAS, the City receives more than fifty thousand dollars in state accommodations taxes and pursuant to Section 6-4-25 Code of Laws of South Carolina, formed a local advisory committee consisting of seven members via Resolution 2019-32; and

WHEREAS, Section 6-4-10(4) provides, in part, that the funds received by a municipality collecting more than fifty thousand dollars from the state accommodations tax must allocate the remaining balance, 65% plus earned interest, to the special fund to use for tourism related expenditures; and

WHEREAS, the local accommodations tax advisory committee received four applications for funding for accommodations tax year 2017-2018; and

WHEREAS, the funding for accommodations tax year 2017-2018 to be allocated to applicants totals \$23,462.75; and

WHEREAS, the local accommodations tax advisory committee met and reviewed the applications, spoke with applicants and voted to recommend the following funding allocations for Council's consideration:

Organization	Project Category	Project Name	Amount Requested	Amount Recommended by Committee
Aiken County / Ashley Havird	Tourism-Related Events	Ad in Rowing News Magazine	\$1,377	\$1,377
FWB Fund Inc / Lisa Taylor	Tourism-Related Events	Spring Concert Amphitheater	\$20,000	\$15,439.31
Arts & Heritage / Mary Ann Bigger	Tourism-Related Events	Arts & Heritage Rack Cards	\$1,500	\$1,500
NAPRT/ Rick Meyer	Tourism-Related Events	Amphitheater Grand Opening	\$10,000	\$5,146.44
TOTAL			\$32,877	\$23,462.75

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council for the City of North Augusta, in meeting duly assembled and by the authority thereof that funding be allocated as recommended by the local accommodations tax advisory committee and that the funding source be the Accommodations Tax Fund for tax year 2017-2018.

DONE, RATIFIED AND ADOPTED BY THE MAYOR AND CITY COUNCIL
OF THE CITY OF NORTH AUGUSTA, SOUTH CAROLINA, ON THIS _____ DAY OF
FEBRUARY, 2020.

Robert A. Pettit, Mayor

ATTEST:

Sharon Lamar, City Clerk

ATTACHMENT #14

ORDINANCE NO. 2020-05

TO ACCEPT THE BID OF P & L PROPERTY HOLDINGS TO PURCHASE PROPERTY BELONGING TO THE CITY AND AUTHORIZE THE SALE AND CONVEYANCE OF SAID PROPERTY.

WHEREAS, the City received an inquiry during 2019 as to the possibility of the sale of property belonging to the City that contains 0.21 + or - acres and is an undeveloped portion of the property belonging to the City known as Sunset Hill Cemetery; and,

WHEREAS, the Mayor and City Council reviewed information related to the property which is known as Tax Map and Parcel No: 007-09-04-022 and determined that it was not suitable for inclusion within the developed cemetery property and was unable to determine any other beneficial use of the property by the city; and,

WHEREAS, the City determined that it would offer the property for sale as being surplus property of the City; and,

WHEREAS, upon further review of the property, the City also determined that it was not in the best interest of the City to provide any access to the property through the existing cemetery property; and,

WHEREAS, the City determined that the property being sold would be landlocked without such access being provided; and

WHEREAS, the City then determined that it would offer the property for sale to the adjoining property owners which would allow any of such property owners purchasing property to have access through their current property to the property being sold; and

WHEREAS, the City corresponded with the seven (7) adjoining land owners and advised of the intent by the City to accept bids for the potential purchase of the property, specifically informing the landowners that no access would be provided to the property through the cemetery; and,

WHEREAS, the City requested sealed bids to be delivered no later than 5:00 pm, January 16, 2020 to the City Clerk and further advised that a \$1,000.00 Cashier's Check deposit would be required with each bid; and,

WHEREAS, the City indicated that it reserved the right to reject all bids; and,

WHEREAS, the bids were opened on Friday, January 17, 2020 at 11:00 am, in accordance with the notice; and,

WHEREAS, the only bid received was a bid by P & L Property Holdings Inc. with such bid being in the amount of \$5,000.00; and,

WHEREAS, the proper Cashier's Check deposit was included with the bid; and,

WHEREAS, the property is valued by the Aiken County Tax Assessor as having a market value of \$5,250.00; and,

WHEREAS, the Mayor and City Council have determined that the bid as submitted by P & L Property Holdings Inc. is a reasonable offer for the purchase of the property; and,

WHEREAS, Mayor and Council, have determined it is in the best interest of the City that the property be sold to P & L Property Holdings Inc. for the sum of \$5,000.00.

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 bid in the amount of \$5,000.00 from P & L Property Holdings Inc. is accepted.
- II. That the City authorizes the sale of the property known as Tax Map and Parcel No. 007-09-04-022 consisting of + or - 0.21 acres for the sum of \$5,000.00 to P & L Property Holdings Inc.
- III. That the city Administrator is authorized to execute any and all documents necessary in order to conclude the sale of this property.
- IV. That the proceeds received from the sale of said property shall be deposited to the General Fund.
- V. 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 FEBRUARY, 2020.

First Reading: _____

Second Reading: _____

Third Reading: _____

ROBERT A. PETTIT, MAYOR

ATTEST:

SHARON LAMAR, CITY CLERK

Rachelle Moody, Interim City Administrator

Kelly Zier, City Attorney



Sealed Bids for Property Owned by City of North Augusta
at Alta Vista Avenue
Aiken County Tax Parcel #007-04³-09⁴-022

BID OPENING
Friday, January 17, 2020 at 11:00 am

BIDDER	TOTAL
1. P & L Property Holdings	\$5,000.00
2.	
3.	
4.	
5.	

NOTES: \$1,000 earnest ~~money~~ ^{cashiers} money check included with bid.

December 19, 2019

CITY OF NORTH AUGUSTA

100 GEORGIA AVENUE, NORTH AUGUSTA, SC 29841

Dear City of North Augusta,

Please accept this as a formal bid for the following property:

Tax Map and Parcel Number: 007-09-04-022

Bid Amount: Five thousand dollars. (\$5,000.00)

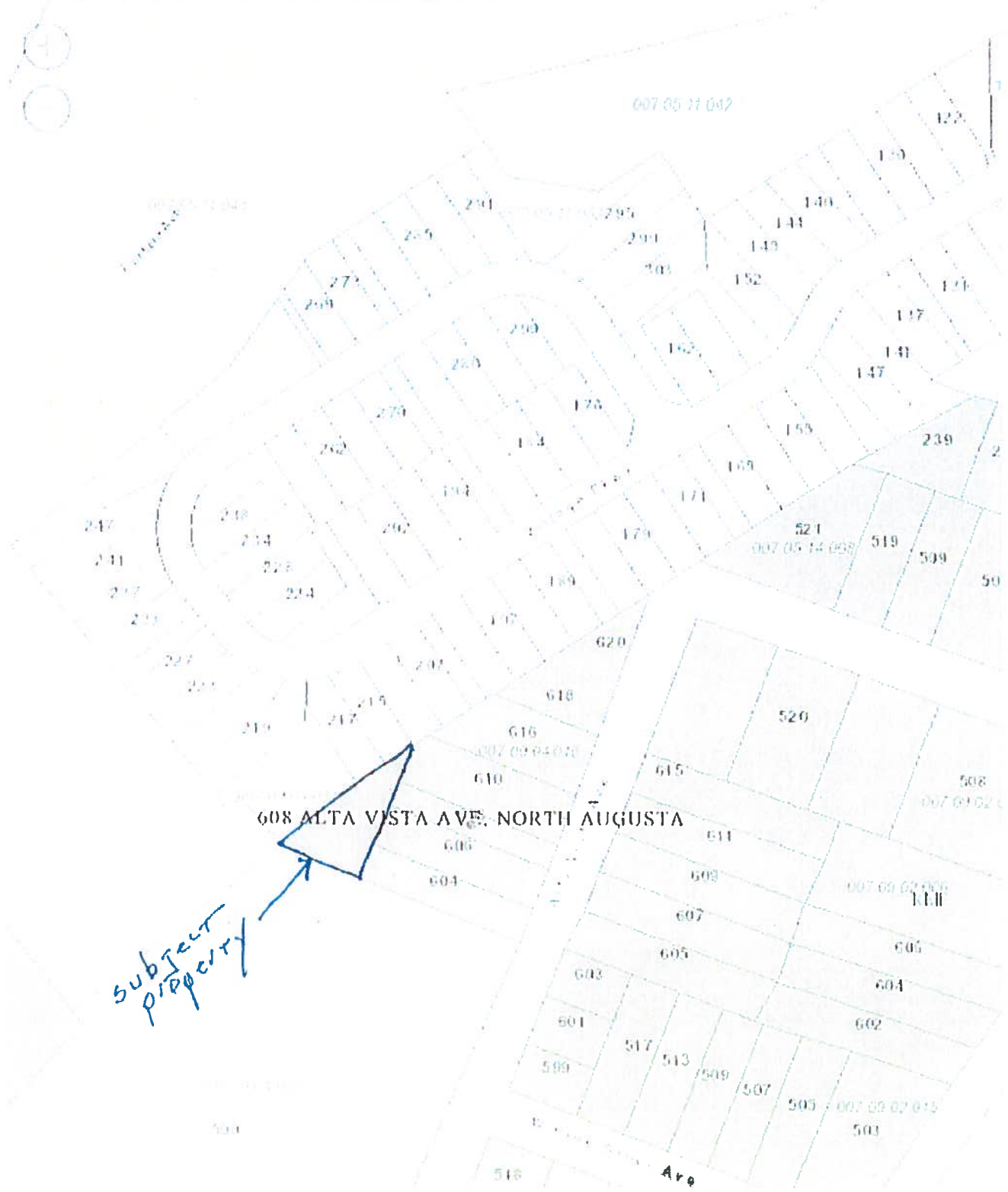
SINCERELY,

P&L PROPERTY HOLDINGS, LLC

608 ALTA VISTA AVE, NORTH X



City of North Augusta



subject property

608 ALTA VISTA AVE, NORTH AUGUSTA

TMS

Zoning

Current Land Use

CITY OF NORTH AUGUSTA

KELLY F. ZIER
CITY ATTORNEY
602 WEST AVENUE
NORTH AUGUSTA, SC 29841

Post Office Box 6516
North Augusta, SC 29861

kzier@northaugusta.net

(803) 279-5998 Office
(803) 278-4586 Facsimile

December 9, 2019

The Village Association
805 A. Oakhurst Drive
Evans, Georgia 30809

Antonio Grant
1033 Skyview Drive
North Augusta, South Carolina 29841

Virginia Spitzer, Trustee
10 Adulas Drive
Piedmont, South Carolina 29673

Ronald Meardy, II
Post Office Box 6531
North Augusta, South Carolina 29861

Irene Abernathy
215 Village Parkway
North Augusta, South Carolina 29841

Minnie Sullivan
1577 7th Avenue
Pompano Beach, FL 33060

Mr. Phuong Nguyen
P & L Property Holdings, LLC
Post Office Box 633
Evans, Georgia 30809

RE: POTENTIAL SALE OF PROPERTY OWNED BY CITY OF NORTH AUGUSTA
TAX MAP AND PARCEL NO.: 007-09-04-022 – MAP ATTACHED

Dear All:

The City of North Augusta owns real estate located in the vicinity of Alta Vista Avenue and Sunset Hill Cemetery. The property consists of 0.21 plus or minus acres and is landlocked. Such property borders on property belonging to each of the individual's, entities, etc. that are addressed by this correspondence.

The City has determined that it has no current or future use for such property and has been approached about the possibility of selling same. Due to the fact that the property is landlocked and the City does not intend to provide any type of ingress and/or egress access easement to the property through the cemetery property, it would appear that the seven (7) entities or individual's that this letter is being forwarded to would be the only parties that could potentially have some use for said property. As a result, the City is providing notice of the intent to receive bids for the potential purchase of the property.

Bid specifications/requirements are as follows:

1. Sealed bids are to be delivered to the Municipal Clerk no later than January 16, 2020. The Clerk's office is located on the third (3rd) floor of the Municipal Building located at 100 Georgia Avenue, North Augusta, South Carolina 29841. Bids may be hand delivered or mailed to the clerk but must be received no later than 5:00 pm January 16, 2020. The bids will be opened on January 17, 2020 at 11:00 am. The bids will be opened in the Conference Room on the third (3rd) floor of the Municipal Building at that time. Bidders are welcome to be present but do not need to be present at the time of the bid opening.
2. In order for a bid to be considered a bank/cashier's check payable to the City of North Augusta in an amount of \$1,000.00 must be included with the bid. Upon awarding of the bid to the highest bidder, such check would be deposited to the City's account as earnest money. All checks on non-accepted bids would be returned.
3. The City reserves the right to reject all bids.
4. Notice to the successful bidder will be given in written form with the bidder required to close such transaction within thirty (30) days from notice of bid award.

Specifics related to deeding of property:

1. The deed by the City would specify that the property is conveyed without any access with the exception of access through the Grantees property.
2. The City would deed by way of Special Warranty Deed without any warranty as to specific acreage.
3. Such property is currently zoned R-5 Mixed Residential

Any questions related to bids and the sale of this property can be addressed to the undersigned with contact information as set forth in the heading of this letter.

Sincerely,



Kelly F. Zier
City Attorney

KFZ:ml

