



DISCUSSION ITEMS FOR NOVEMBER 15, 2021 CITY COUNCIL MEETING

The documentation provided herewith consists of advance draft materials for review by Mayor and City Council. Such documents may be revised prior to the actual Council meeting before any formal consideration of same by Mayor and City Council. Said documents may also be revised by way of a proper amendment made at the Council meeting. These documents are informational only and not intended to represent the final decision of the Council.



Interoffice Memorandum

TO: Mayor and City Council

FROM: Jim Clifford, City Administrator

DATE: November 12, 2021

SUBJECT: Regular City Council Meeting of November 15, 2021

REGULAR COUNCIL MEETING

ITEM 5. PROCLAMATION: Small Business Saturday – November 27, 2021

Mayor Williams will proclaim Saturday, November 27, as "Small Business Saturday." Jenny Elliott, Chair of the North Augusta Chamber of Commerce Small Business Council and owner of Shoppe 3130 and Sweet Fig Market and Gifts, will be in attendance to accept the proclamation.

A copy of the proclamation is below:

PROCLAMATION

WHEREAS, small businesses form the backbone of our local economy, generating jobs and improving the quality of life for citizens; and

WHEREAS, the Mayor and City Council of North Augusta, South Carolina acknowledge and celebrate the City's small businesses and the contributions they make to our community; and

WHEREAS, the impact on local small businesses resulting from the COVID pandemic has been dramatic and, in many instances, devastating; and

WHEREAS, 2021 marks the twelfth year of Small Business Saturday, a nationwide campaign to encourage shopping at local businesses on the Saturday after Thanksgiving to stimulate the local economy; and

WHEREAS, local organizations such as the North Augusta Chamber of Commerce and many other organizations across the country endorse the Saturday after Thanksgiving as Small Business Saturday.

NOW THEREFORE, I, Briton S. Williams, Mayor of the City of North Augusta, South Carolina, do hereby claim November 27, 2021 as:

SMALL BUSINESS SATURDAY

AND encourage our citizens to recognize and support small businesses within our community by shopping locally on the Saturday following Thanksgiving.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of North Augusta, South Carolina, to be affixed this 15th day of November, 2021.

ITEM 6. PROCLAMATION: Arbor Day – December 3, 2021

Mayor Williams will proclaim Saturday, December 3, as “Arbor Day.” Roy Kibler, Superintendent of Property Maintenance, will be in attendance to accept the proclamation. A tree planting event is planned for that same day at 1:00 p.m. at Riverview Park.

A copy of the proclamation is below:

ARBOR DAY PROCLAMATION

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our City increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW THEREFORE, I, Briton S. Williams, Mayor of the City of North Augusta, South Carolina, do hereby proclaim December 4, 2021, as “Arbor Day” in North Augusta, South Carolina, and urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and further, I urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of North Augusta, South Carolina, to be affixed this 15th day of November, 2021.

ITEM 7. FINANCE: Ordinance No. 2021-20 – An Ordinance to Adopt a Revised Business License Ordinance in Accordance with the Business License Standardization Act (2020 Act No. 176); Ordinance – Second Reading

An ordinance has been prepared for Council's consideration on second reading to adopt a revised business license ordinance in accordance with the Business License Standardization Act (2020 Act No. 176).

Please see ATTACHMENT #7 for a copy of the proposed ordinance.

ITEM 8. BOARDS AND COMMISSIONS: State Accommodations Tax Advisory Committee Appointments – Recommendation by the Mayor

Mayor Williams wishes to make two appointments to the State Accommodations Tax Advisory Committee.

- Greg Greenawalt, General Manager of the Crowne Plaza Hotel, to the State Accommodations Tax Advisory Committee. David Sulak's previous position is vacant due to Mr. Sulak's departure from the City.
- Trish Beam, General Manager of the Holiday Inn Express Hotel, to the State Accommodations Tax Advisory Committee. Quinten Evans's previous position is vacant due to Mr. Evan's departure from the City.

ITEM 9 ANNEXATION: Ordinance No. 2021-21 – To Change the Corporate Limits of the City of North Augusta By Accepting the Petition Requesting Annexation by the Landowners and Annexing ±.98 Acres of Land Located at 1446 Hammond Pond Road and Owned by Henk De Graaf; Ordinance – First Reading

An ordinance has been prepared for Council's consideration on first reading to change the corporate limits of the City of North Augusta by accepting the petition requesting annexation by the landowners and annexing ±.98 acres of land located at 1446 Hammond Pond Road and owned by Henk De Graaf.

Please see ATTACHMENT #9 for a copy to the proposed ordinance and supporting documents.

ITEM 10. MUNICIPALITY: Resolution No. 2021-45 – A Resolution Authorizing a Professional Services Agreement for Legislative Lobbying Services to Represent the City before the South Carolina General Assembly and Other Agencies of State Government

A resolution has been prepared for Council's consideration authorizing a professional services agreement for legislative lobbying services to represent the City before the South Carolina General Assembly and other agencies of State government.

Please see ATTACHMENT #10 for a copy to the resolution.

ITEM 11. ADMINISTRATIVE REPORTS

ITEM 12. PRESENTATIONS/COMMUNICATIONS/RECOGNITION OF VISITORS

ITEM 13. ADJOURNMENT

ORDINANCE NO. 2021-20
AN ORDINANCE TO ADOPT A REVISED BUSINESS LICENSE ORDINANCE IN
ACCORDANCE WITH THE BUSINESS LICENSE STANDARDIZATION ACT
(2020 ACT NO.176)

WHEREAS, in September 2020 the South Carolina General Assembly adopted the South Carolina Business License Tax Standardization Act (2020 Act No. 176), now codified at S.C. Code Sections 6-1-400 to 6-1-420 (the "Act"); and

WHEREAS, the Act requires all municipalities and counties that impose a business license tax to adopt a standard business license year of May 1 through April 30; and

WHEREAS, the Act requires all municipalities and counties that impose a business license tax to utilize the Act's standardized business licensing requirements and class schedule; and

WHEREAS, the Act requires all municipalities and counties to update their business license class schedules every odd year based on the latest available IRS statistics; and

WHEREAS, in order to comply with the requirements of the Act, the City of North Augusta (the "Municipality") has prepared the attached 2022 Business License Ordinance, which is incorporated herein by reference.

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 attached 2022 Business License Ordinance is hereby adopted and shall become effective beginning with the business license period commencing on May 1, 2022.
- II. All prior ordinance of the Municipality related to business licensing which are in effect at the time of this enactment are hereby repealed and replaced in their entirety with the 2022 Business License Ordinance; provided that any prior ordinances of the Municipality related to collections programs administered by the Municipal Association of South Carolina, including without limitation the Insurance Tax Collection Program (ITCP), the Brokers Tax Collection Program (BTCP), the Telecommunications Tax Collection Program (TTCP), and Setoff Debt Collection Program, shall remain in full force and effect in accordance with their terms except to the extent specifically amended by the 2022 Business License Ordinance.

DONE, RATIFIED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH AUGUSTA, SOUTH CAROLINA, ON THIS _____ DAY OF NOVEMBER, 2021.

First Reading _____

Second Reading _____

Briton S. Williams, Mayor

ATTEST:

Sharon Lamar, City Clerk

ORDINANCE NO. 2021-21
TO CHANGE THE CORPORATE LIMITS OF THE CITY OF NORTH AUGUSTA BY
ACCEPTING THE PETITION REQUESTING ANNEXATION BY THE
LANDOWNERS AND ANNEXING ± .98 ACRES OF LAND LOCATED AT 1446
HAMMOND POND ROAD AND OWNED BY HENK DE GRAAF

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 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 City Council hereby accepts the Petition for Annexation as submitted by the Property Owner.
- II. The following described property shall be annexed into the City of North Augusta:
 The property granted to Henk De Graaf, recorded in book 4346, page 1492-1494, February 2011, being the same conveyed to Deed from Enon C. Thompson and Lois H. Thompson to Henk De Graaf and Laurie De Graaf dated January 24, 2007 and recorded in Book 4115, page 1704-1707. Also deed of Laurie De Graaf dated February 15, 2011 recorded February 15, 2011 in Bok 4346 at page 1492.

Tax Parcel No. 006-05-02-002

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" dated October 21, 2019, and prepared by the City of North Augusta.

The property to be annexed shall be zoned R-14, Large Lot Single-Family Residential as shown on a map identified as "Exhibit B" titled "Zoning of Property Sought to be Annexed to the City of North Augusta." Said map is dated October 21, 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 second 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 _____, 2021.

First Reading: _____

Second Reading: _____

Briton S. Williams, Mayor

ATTEST:

Sharon Lamar, City Clerk

EXHIBIT A



ANX19-005
MAP OF PROPERTY
SOUGHT TO BE ANNEXED
TO THE CITY OF NORTH AUGUSTA

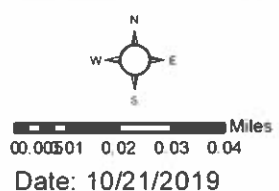


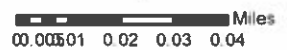
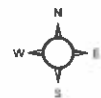
EXHIBIT B



TPN 006-05-02-002
R-14, LARGE LOT
SINGLE-FAMILY RESIDENTIAL



ANX19-005
ZONING OF PROPERTY
SOUGHT TO BE ANNEXED
TO THE CITY OF NORTH AUGUSTA



Date: 10/21/2019

STATE OF SOUTH CAROLINA)	PETITION FOR ANNEXATION OF ±.98 ACRES
)	OF LAND LOCATED AT
)	1446 HAMMOND POND RD
COUNTY OF AIKEN)	AND OWNED BY HENK DE GRAFF
)	

I, the undersigned, as freeholder of property located at 1446 Hammond Pond Road, do respectfully petition the City Council for the City of North Augusta, South Carolina, for annexation of the hereinafter described property into the municipal corporate limits of the City of North Augusta, South Carolina. This petition is submitted in accordance with Title 5-3-150(3) of the Code of Laws of South Carolina, 1976, as amended.

The property sought to be annexed is described as follows:

The property granted to Henk De Graff, recorded in book 4346, page 1492-1494, February 15, 2011, being the same property conveyed to Deed from Enon C. Thompson and Lois H. Thompson to Henk De Graff and Laurie De Graff dated January 24, 2007 and recorded in Book 4115, page 1704-1707. Also deed of Laurie De Graaf dated February 15, 2011, recorded February 15, 2011 in Book 4346 at page 1492.

Tax Parcel Number 006-05-02-002

This petition dated the 19th day of Oct., 2021.

Tax Map Parcel Numbers

006-05-02-002

Property Owner Signature



Henk De Graff

AIKEN COUNTY ASSESSOR
Tax Map:
006-05-02-002

2011003553
DEED
RECORDING FEES \$10 00
STATE TAX \$0 00
COUNTY TAX \$0 00
PRESENTED & RECORDED
02-15-2011 12:25 PM
JUDITH WARNER
REGISTER OF DEEDS CONVEYANCE
AIKEN COUNTY, SC
BY: JULIE STUTTS DEPUTY RMC
BK: RB 4346
PG: 1492 - 1494

State of South Carolina)
)
County of Aiken)

TITLE TO REAL ESTATE

KNOW ALL MEN BY THESE PRESENTS, that **Laurie De Graaf**, (hereinafter called "Grantor"), in consideration of Decree of Family Court filed in JR 2010CP0202565, to the Grantor in hand paid at and before the sealing of these presents, by

Henk De Graaf (hereinafter called Grantee)
1446 Hammond Pond Road
North Augusta, SC 29841-2039

in the State aforesaid, the receipt of which is hereby acknowledged, has granted, bargained, sold, and released, and by these presents does grant, bargain, sell and release all my right, title and interest in the property, unto **Henk De Graaf**, his heirs and assigns, the following described property:

All that lot or parcel of land, with improvements thereon, situate, lying and being located in the State of South Carolina, in the County of Aiken, being shown and designated as **containing 0.98 acres, more or less**, as shown on a plat prepared for Enon C. Thompson and Lois H. Thompson by Joe L. Grant, Surveyor, dated August 7, 1975, and recorded in the Office of the RMC for Aiken County, South Carolina, in Misc. Book 206, page 350; reference being made to said plat for a more complete and accurate description as to the metes, bounds and location of said property.

This being the same property conveyed to Henk De Graaf and Laurie De Graaf by deed of Enon C. Thompson and Lois H. Thompson dated January 24, 2007, and recorded January 31, 2007, in Record Book 4115 at Page 1704, records of Aiken County, South Carolina.

Tax Parcel Number: 006-05-02-002

This conveyance is made subject to restrictions recorded in Misc. Book 229 at Page 137, records of Aiken County, South Carolina, and any reservations, zoning ordinances or easements that may appear of record on the recorded plats or on the premises.

Grantor acknowledges receipt from Grantee of the proceeds ordered in the above Judgment Roll.

TOGETHER with all and singular the rights, members, hereditaments and appurtenances to said premises belonging or in any wise incident or appertaining;

TO HAVE AND TO HOLD all and singular the premises before mentioned unto **Henk F. De Graaf**, his heirs and assigns forever. And the Grantor does hereby bind the grantor and the grantor's heirs or successors, executors and administrators to warrant and forever defend all and singular said premises unto the Grantee and the Grantee's heirs or successors and against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Any reference to this instrument to the singular shall include the plural, and vice versa. Any reference to one gender shall include the others, including the neuter. Such words of inheritance shall be applicable as are required by the gender of the Grantee.

WITNESS the Grantor's hands and seals this the 15th day of February, 2011.

SIGNED, SEALED AND DELIVERED
in the presence of:

Nancy M. Starks _____
Vander L. Beard _____
Laurie De Graaf _____

State of South Carolina)
County of Aiken)

PROBATE

PERSONALLY APPEARED BEFORE ME the undersigned witness and made oath that (s)he saw the within-named sign, seal, and, as his, her, their or its act and deed, deliver the within-written Title to Real Estate, and that (s)he, with the other witness subscribed above, witnessed the execution thereof.

SWORN to before me this 15th day of February, 2011.

(Signature) (SEAL) Nancy M. Starks

Notary Public for South Carolina
My Commission Expires: 3/1/12



State of South Carolina)
)
County of Aiken)

Affidavit of Consideration

Personally appeared before me, the undersigned, who being duly sworn deposes and says that the following is a true and correct statement concerning the consideration for the conveyance set forth below:

GRANTOR: Laurie De Graaf

GRANTEE: Henk De Graaf

DATE OF DEED: February 15, 2011

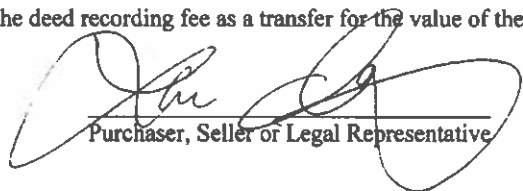
VALUE OF PROPERTY: (EXEMPT)

PROPERTY DESCRIPTION (TAX MAP/PARCEL NO.): 006-05-02-002

EXEMPTION (if Applicable)

 X This transfer is exempt from the deed recording fee based on Paragraph 4.

 This transfer is subject to the deed recording fee as a transfer for the value of the property listed above.



Purchaser, Seller or Legal Representative

Sworn to before me
this 15th day of February, 2011.

Nancy M. Starbo
Notary Public For South Carolina
My Commission Expires: 01/20/2014

OFFICIAL

RESOLUTION NO. 2021-45

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT FOR
LEGISLATIVE LOBBYING SERVICES TO REPRESENT THE CITY BEFORE THE
SOUTH CAROLINA GENERAL ASSEMBLY AND OTHER AGENCIES OF STATE
GOVERNMENT

WHEREAS, Administration has identified a professional services need to assist the City with comprehensive strategies to impact the public policy process at all levels of government; and

WHEREAS, the legislative lobbyist will provide mutually agreed upon services representing the City before the South Carolina General Assembly and other agencies of state government; and

WHEREAS, Administration has reviewed qualifications of professional service providers along with their submitted proposals and recommends Steven Fooshe & Associates be retained by the City for legislative lobbying services; and

WHEREAS, City Council believes it to be in the best interest of the City to finalize an agreement with Steven Fooshe & Associates for legislative lobbying services to support representation of the City before the South Carolina General Assembly and other agencies of state government.

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 an agreement be entered into for legislative lobbying services not to exceed \$24,000 to be charged to administrative contingencies in the Administration Department of the General Fund.

BE IT FURTHER RESOLVED that the City Administrator shall be authorized to sign all documents relating to the identified professional services.

DONE, RATIFIED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH AUGUSTA, SOUTH CAROLINA, ON THIS THE ___ DAY OF _____, 2021.

Briton S. Williams, Mayor

ATTEST:

Sharon Lamar, City Clerk