

City of Anderson  
Regular Meeting  
April 14, 2014

The regular meeting of City Council was held this date in City Hall Council Chambers at 6:00 pm. In attendance were Mayor Roberts, Council Members Roberts, Kirven, Chapman, Thompson Laughridge, and Harbin. Mayor Pro Tem Stewart was not present. Also in attendance were Assistant City Manager, Linda McConnell; Finance Director, Peggy Maxwell; City Attorney, Frankie McClain; Fire Chief, Dale Horne; and City Judge, Ken Mattison. The invocation was given by Councilman Steve Kirven with respects to the flag by Councilman Don Chapman.

SWEARING-IN OF COUNCIL MEMBER  
John M. Roberts – At-Large Seat 8  
Sworn-in by City Judge Kenneth M. Mattison

Mr. Roberts won the April 8, 2014 election. He filled the seat vacated by the resignation of Charles Anderson.

SPECIAL RECOGNITIONS  
Fire Department Life Saving Award  
Assistant Chief Randy Bratcher  
Lieutenant Ron Branyon

Fire Chief, Dale Horne said on February 26, 2014, Anderson firefighters were dispatched to an unconscious patient at 1206 Dooley Avenue. Car 2 and Engine 1 responded. Upon arrival, they found an unconscious male laying face up in the doorway of the kitchen. Upon assessment, it was clear he had no pulse and was not breathing. Lieutenant Branyon began chest compressions and Assistant Chief Bratcher, using the bag mask, gave the patient rescue breaths. After several rounds, it was found that the CPR performed was successful in restarting the patient's heart. Later the patient was moved to intensive care at AnMed Health Medical Center. His survival was directly related to the actions of Assistant Chief Randy Bratcher and Lieutenant Ronald Branyon.

Chief Horne presented Assistant Fire Chief Randy Bratcher and Lieutenant Ron Branyon a "Life Saving" certificate and pin.

PROCLAMATION  
Fair Housing Month – April

*Proclamation*

**WHEREAS**, the month of April is recognized throughout these United States of America as Fair Housing Month; and

**WHEREAS**, Title VIII of the Civil Rights Act of 1968, as amended, set forth a national policy of fair housing without regard to race, color, national origin, religion, sex, familial status or disability; and

**WHEREAS**, housing is a critical component of family and community health and stability; and

**WHEREAS**, both State and Federal offices of the Department of Housing and Urban Development continue their efforts to promote and educate as many citizens as possible about every person's right to enjoy equal opportunities in housing insuring that all Americans have the opportunity to achieve the American Dream of homeownership; and

**WHEREAS**, the City of Anderson continues to affirmatively further fair housing for its citizens.

**NOW, THEREFORE**, I, Terence V. Roberts, Mayor of City of Anderson, South Carolina, along with my fellow council members of City Council, do hereby proclaim April, 2014 to be

**FAIR HOUSING MONTH**

in the City of Anderson, SC for the significance of fair housing to our way of life and encourage all citizens to observe and support both the letter and spirit of the Fair Housing Law as an expression of the individual rights guaranteed by the United States Constitution and the Constitution of the State of South Carolina

Signed this 14th day of April, 2014



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Terence V. Roberts, Mayor

PROCLAMATION  
National Community Development Week – April 21-26

*Proclamation*

**WHEREAS**, the week of April 21-26, 2014 has been designated as National Community Development Week by the National Community Development Association to celebrate the Community Development Block Grant (CDBG) Program and the HOME Investment Partnerships (HOME Program); and

**WHEREAS**, the CDBG Program provides annual funding and flexibility to local communities to provide decent, safe and sanitary housing, a suitable living environment and economic opportunities to low- and moderate-income people; and

**WHEREAS**, the HOME Investment Partnerships (HOME) Program provides funding to local communities to create decent, safe, and affordable housing opportunities for low-income persons. Nationally, over one million units of affordable housing have been completed using HOME funds; and

**WHEREAS**, over the past five years, our community has received a total of \$3,504,620 in CDBG funds and \$688,951 in HOME funds; and

**WHEREAS**, the following activities including owner occupied housing rehabilitation, infrastructure improvements, economic development, acquisition of real property, relocation, and fair housing have been funded by CDBG; and

**WHEREAS**, in our community and in communities throughout the nation, 40 years of Community Development Block Grant program funding has developed a strong network of relationships among local governments, residents, businesses, and non-profit organizations.

**NOW, THEREFORE BE IT RESOLVED**, that the City of Anderson designates the week of April 21 through April 26, 2014 as National Community Development Week in support of these two valuable programs that have made tremendous contributions to the viability of the housing stock, infrastructure, public services, and economic vitality of our community.

**BE IT FURTHER RESOLVED**, that this community urges Congress and the Administration to recognize the outstanding work being done locally and nationally by the Community Development Block Grant Program and the HOME Investment Partnerships Program by supporting increased funding for both programs in FY15.

Signed this 14th day of April 2014.

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Terence V. Roberts, Mayor

## APPROVAL OF MINUTES

A motion by Councilman Buck Roberts seconded by Council Member Thompson carried unanimously (8-0) to approve the minutes of the March 24, 2014 meeting as presented.

### REQUEST SECOND AND THIRD READING OF ORDINANCE 14-04 TO REZONE 710 EAST GREENVILLE STREET FROM LO, LIMITED OFFICE TO NC, NEIGHBORHOOD COMMERCIAL

Assistant City Manager, Linda McConnell said this item was first considered by the Planning Commission on January 7th. Because of a lack of information, they recommended denial of the request. After the meeting, the applicant created a site plan of the proposal for City Council consideration. On February 10th the request was passed on first reading. At the February 24<sup>th</sup> meeting, the Council determined that since the Planning Commission did not have the opportunity to review the newly submitted information and because public concern was voiced after the Commission meeting, it would be appropriate to allow them to reconsider.

The applicant proposes to construct new tenant space and to improve the existing building. Under LO, Limited Office guidelines, this is permitted without a rezoning, but the applicant has plans for a restaurant to occupy one of the spaces. LO zoning does not allow restaurants or retail sales (unless it is associated with medical). NC, Neighborhood Commercial zoning is the lowest intensity zoning that will allow a restaurant.

On April 1st, the Planning Commission reconsidered the request. Six residents in attendance were opposed to the rezoning. The applicant's attorney and architect spoke on behalf of the request and indicated that a solid fence would be built along the property lines and that rezoning the site provides development flexibility for a challenging site. The Planning Commission recommended denial based on the following factors:

- The restaurant dumpster could attract vermin and emit odors
- Developing the site as proposed may increase pedestrian cut-through traffic
- Uses in the NC zoning classification may create more traffic than the LO zoning

Attorney, Robert Lusk representing the applicant, spoke in favor of the rezoning. He wanted Council to be aware that his client would offer a restrictive covenant, along with building a solid fence along the property lines if Council would approve the rezoning request.

Councilman Buck Roberts said residents in his ward were against the rezoning and he felt it would not benefit the area he represents.

A motion by Councilman Buck Roberts seconded by Councilman Laughridge carried unanimously (8-0) to not approve Ordinance 14-04 to rezone 710 East Greenville Street from LO, Limited Office to NC, Neighborhood Commercial.

REQUEST CONSIDERATION OF CONTRACT FOR BICYCLE, PEDESTRIAN AND GREENWAY PLAN FOR THE DOWNTOWN AREA

Mrs. McConnell said in 2007, Arbor Engineering updated the Recreation Master Plan. A portion of the Master Plan included proposed routes for a bike/pedestrian/greenway system. The Downtown and Recreation Committees met in October 2013 to prioritize upcoming projects and identified enhancing the original plan as a main area of focus. The Committees directed the staff to take the next step to enhance the original plan.

Through an RFP process, professional firms were sought to submit proposals for a plan that originates in the core of the City Downtown and expands outward to various activity generators such as, but not limited to, AnMed’s main campus, Anderson University, Recreation Complex, Westside Community Center, former McCants/transit center, etc.

Four proposals were submitted by the March 19th deadline. Staff reviewed and graded the proposals using a scoring system outlined in the RFP. The scores of the firms ranged from a high with Alta at 97.5 to the low of 65.5.

Members of the Downtown and Recreation Committees met on April 9th to review the proposals of the two highest scoring firms Alta and Toole. The Committees recommended that Alta Planning + Design (the firm with the highest rating by the staff) be considered by the full Council.

Below are the firms who submitted proposals and their fees:

Alta Planning & Design, Greenville, SC.....	\$45,000
Toole Design Group, Spartanburg, SC.....	\$64,300
Arbor Engineering, Greenville, SC.....	\$40,000 approx.
Design Workshop, Asheville, NC .....	\$94,000

The plan will provide the opportunity to develop a complete, connected and inviting bikeway and pedestrian network for the City. The plan will be specific enough to determine locations, necessary rights-of-way, permitting requirements and costs. This is the type of defined information that is needed to move toward construction. The project will take about 4 months to complete.

Hospitality and Transportation Funds will fund this plan.

The Recreation and Downtown Committees, along with staff, recommend that the Council approve a contract with Alta Planning and Design for \$45,000 with the possibility of adding options not to exceed a total contract amount of \$84,000. Any additional options that are needed will be brought to Council for consideration.

A motion by Councilman Laughridge seconded by Council Member Thompson carried unanimously (8-0) to approve a contract with Alta Planning and Design for \$45,000 with the possibility of adding options not to exceed a total contract amount of \$84,000.

## ADMINISTRATIVE BRIEFING

### QUARTERLY PROGRESS REPORT

Mrs. McConnell asked Council to review the quarterly progress report.

### UPCOMING EVENTS

The Assistant City Manager reminded Council of the following upcoming events and all meetings in April 2014.

April 10<sup>th</sup> – Public Safety Committee Meeting

April 23<sup>rd</sup> – Westview Cemetery Ribbon Cutting

April 25<sup>th</sup> – National Community Development Week Celebration Drop-In

### EXECUTIVE SESSION

A motion by Councilman Buck Roberts seconded by Councilman Harbin carried unanimously (8-0) to move into Executive Session to discuss Contractual Matter – Request for Proposals for 127 East Whitner Street and to discuss Legal Advice – Possible Litigation.

A motion by Councilman Buck Roberts seconded by Council Member Thompson carried unanimously (8-0) to move out of Executive Session.

A motion by Councilman Harbin seconded by Councilman Buck Roberts carried unanimously (8-0) to add request for contract for the purchase of 127 E. Whitner Street to agenda.

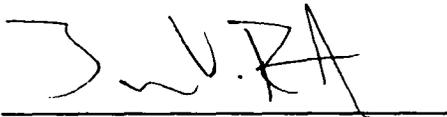
Mrs. McConnell said the City proposed a request for proposal to purchase property adjacent to Wren Park. A contract was submitted to purchase 127 E. Whitner Street from NAI Earle Furman, LLC for \$175,000. The purchase of the property would meet an intense desire by the City to have this property in private ownership. It would also be a benefit to Downtown Anderson.

A motion by Councilman Chapman seconded by Council Member Thompson carried unanimously (8-0) to approve a contract with NAI Earle Furman, LLC to purchase 127 E. Whitner Street in the amount of \$175,000.

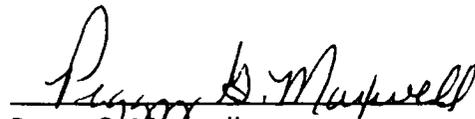
#### ADJOURNMENT

A motion by Councilman Buck Roberts seconded by Councilman Laughridge carried unanimously (8-0) to adjourn.

ATTEST:



Terence V. Roberts  
Mayor



Peggy G. Maxwell  
City Clerk Treasurer