

City of Anderson  
Regular Meeting  
June 8, 2015

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 Stewart, Thompson, Kirven, Chapman, Harbin, Buck Roberts and John Roberts. Mayor Pro Tem Laughridge was not present. Also in attendance were City Manager, John Moore; Assistant City Manager, Linda McConnell; Finance Director, Peggy Maxwell; City Attorney, Frankie McClain and Police Chief, Jim Stewart. The invocation was given by Councilman Don Chapman with respects to the flag by Councilman Buck Roberts.

SPECIAL RECOGNITIONS  
Police Division – Detention Promotions  
Scott Walker - Sergeant  
Dewey Bramlett - Corporal  
Marshall Brock – Corporal  
Keely Callaway – Corporal

Police Chief, Jim Stewart recognized and swore-in the following:

**Sergeant Scott Walker** is a 1986 graduate of Western Carolina University, where he was a commissioned Second Lieutenant through the ROTC Program. He served as an Anderson City Patrol officer from 1987 until his retirement in 2013. He returned to the City of Anderson as a detention officer in May of 2013.

**Corporal Dewey Bramlett** has served as a detention officer for the City of Anderson since 2006. In his 9 year tenure, he has served as a Field Training Officer, has been Officer of the Month on several occasions, and recipient of the 2012 Good Conduct Award, and 2012 Community Service Award from the Anderson Police Department.

**Corporal Marshall Brock** has been in Law Enforcement for 26 years, including 10 years as an Anderson Patrol Sergeant. He retired from Patrol in 2012, returning as a detention officer with the city the same year. Corporal Brock also serves as one of the City's certified firearms instructors.

**Corporal Keely Callaway** began her Law Enforcement career in 1996 at the Rockdale County Sherriff's Department, and served in Walton County and Wilson County, Tennessee before joining the Anderson City Detention staff in 2011. She currently serves as the Prison Rape Elimination Act (PREA) Coordinator for the Anderson City Detention Center.

## APPROVAL OF MINUTES

A motion by Council Member Thompson seconded by Councilman Harbin carried unanimously (8-0) to approve the minutes of the May 11, 2015 meeting as presented.

### REQUEST CONSIDERATION OF AN ORDINANCE TO REZONE 1502 SOUTH MCDUFFIE STREET FROM R-5, SINGLE-FAMILY RESIDENTIAL TO NC, NEIGHBORHOOD COMMERCIAL

City Manager, John Moore announced the petitioner sent in a written request to withdraw her request to rezone 1502 South McDuffie Street from R-5, Single-Family Residential to NC, Neighborhood Commercial.

### REQUEST SECOND AND THIRD READING OF ORDINANCE 15-06 TO REZONE 1301 TRIBBLE STREET AND AN ADJACENT LOT FROM RM-10, MULTI-FAMILY RESIDENTIAL TO LO, LIMITED OFFICE

Mr. Moore said the applicant proposes to rezone the property in order to convert an unoccupied building into a Laundromat. The property has been vacant for a number of years and was formerly occupied by a church.

According to the zoning ordinance, Laundromats are considered to be a personal service, so they are permitted in the LO, Limited Office classification. Retail based commercial uses are not typically allowed in LO districts, but in addition to personal services, office-related uses are common.

The City Council approved this on first reading at their May 11<sup>th</sup> meeting. The Planning Commission also unanimously recommended approval. If rezoned, the proposed development will be subject to meeting building codes, parking and landscaping requirements prior to obtaining a Certificate of Occupancy.

A motion by Councilman John Roberts seconded by Councilman Harbin carried unanimously (8-0) to approve Ordinance 15-06 to rezone 1301 Tribble Street and an adjacent lot from RM-10, Multi-Family Residential to LO, Limited Office on Second Reading.

A motion by Council Member Thompson seconded by Councilman Buck Roberts carried unanimously (8-0) to approve Ordinance 15-06 on Third Reading as stated above.

REQUEST CONSIDERATION OF ORDINANCE 15-09 TO ANNEX AND ZONE 1212 REED ROAD TO R-20, SINGLE-FAMILY RESIDENTIAL

Mr. Moore said the applicant, Concord Baptist Church, requests to annex the .58 acre parcel in order to expand a parking lot. A residential dwelling was previously on the site, but it has been demolished. The proposed parking area will be on property already inside the city limits along with the lot requested for annexation. Although they can develop the parking expansion by leaving the property in the County's jurisdiction, they wish to annex in order to simplify the plan review and development process. If they do not annex, plans would need to be reviewed by both the City and County.

The Planning Commission considered this request at their June 2<sup>nd</sup> meeting and unanimously recommended approval. There was no opposition at the public hearing.

A motion by Councilman Chapman seconded by Councilman Buck Roberts carried unanimously (8-0) to approve Ordinance 15-09 to annex and zone 1212 Reed Road to R-20, Single-Family Residential on First Reading.

REQUEST CONSIDERATION OF ORDINANCE 15-08 AMENDING THE 2014-2015 BUDGET

Mr. Moore requests approval of Ordinance 15-08 amending the 2014-2015 Annual Budget by increasing the General Fund budget \$251,511.

The City Council adopted the 2014-2015 Annual Budget by Ordinance 14-08 on June 23, 2014. During the second quarter of the fiscal year, council approved improvements to Roberts and Crayton Streets (\$136,212), Police Taser Grant (\$21,080), HVAC equipment for City Hall and Detention Center (\$16,442) and Detention Center equipment (\$14,577).

The amendments allow the budget and audit to more accurately reflect grant revenue received and expenditures made that were unknown when the budget was originally adopted. Therefore, comparisons between budget and actual are more meaningful.

The proposed amendments were approved by City Council during regular council meetings.

A motion by Councilman Harbin seconded by Council Member Thompson carried (7-1) with Councilman Kirven opposed to approve Ordinance 15-08 amending the 2014-2015 budget on First Reading.

REQUEST CONSIDERATION OF ORDINANCE 15-07 ADOPTING THE BUDGET FOR FISCAL YEAR  
2015-2016

Mr. Moore said the Finance Department requests approval of Ordinance 15-07 adopting the budget for fiscal year 2015-2016.

Each year City Council adopts a budget for the City of Anderson. Budget adoption is required by state law.

The City's budget is a policy and planning document that tells what the City's priorities are and where the City is going. The purpose of a budget is to control the money, directing it at projects identified by Council and providing basic municipal services.

The total budget for all funds is \$57,887,166. The budget does not include a tax increase but does include a 15% sewer rate increase. Each Council member has been invited to a budget work session. A public hearing was held on June 8, 2015 prior to the Council meeting.

A motion by Council Member Thompson seconded by Councilman Harbin carried unanimously (8-0) to approve Ordinance 15-07 adopting the budget for fiscal year 2015-2016 on First Reading.

REQUEST CONSIDERATION TO PURCHASE 4 VEHICLES FOR THE POLICE DEPARTMENT

Mr. Moore said the police department is requesting the purchase of (4) Ford Explorer SUVs for the Police Department.

The City of Anderson previously purchased (2) new vehicles for the Police Department Special Operations Division (SOD) in 2013. The SOD consists of Narcotics, Warrants, Recruiting/Training, Animal Control and Accreditation. There are 15 vehicles in the SOD, with 6 of those being assigned to Narcotics. In 2004, the Narcotics Unit was fortunate enough to secure funding for seven new vehicles through their work with a multi-jurisdictional task force. Recently the Narcotics staff has participated in a series of events as part of a large conspiracy case with the Federal Drug Enforcement Agency. As part of the investigation the Federal Government has seized U.S. Currency, vehicles, and other real property that will eventually be reduced to cash value, and subsequently shared amongst the agencies that participated. It is appropriate to utilize these proceeds to replace our fleet, which in turn will significantly reduce the number of vehicles that must be replaced through capital expenditures in the general fund budget. The Ford Explorer is a V-6, and will be under warranty a full 3/36 month year bumper to bumper (minus wearable items) and a 5/60 mile limited powertrain warranty as you would have on any new trucks.

The City of Anderson Police Department is recommending the purchase of (4) Ford Explorers for the Police Department for law enforcement use from Vic Bailey Ford under the South Carolina State contract price \$100,620.00. The vehicles will be funded from the revenue sharing account as stated above.

A motion by Councilman Chapman seconded by Councilman John Roberts carried unanimously (8-0) to approve the purchase of (4) Ford Explorers for the Police Department from Vic Bailey Ford under the South Carolina State contract price of \$100,620.00.

REQUEST CONSIDERATION OF RESOLUTION 15-04 IN OPPOSITION TO H3490, A HOUSE BILL  
REGARDING BUSINESS LICENSES

Mr. Moore said last January, Rep. Rick Quinn from Lexington filed House Bill 3490 which caps at \$100 each the amount that cities and towns can charge for business licenses. Businesses throughout South Carolina pay a license fee based upon a percentage of the gross income of that business as permitted under state law. Business license rates vary according to classification and the profitability of the business. Businesses both resident and non-resident receive direct benefits from working in the City and using City resources (police, fire, streetlights, etc.). Thus, the business license helps to support the City and the provision of services.

Businesses locate in cities because of the concentration of commercial activity centered in a city. This commercial activity is supported by city services including police services, fire services, zoning, street lights, sidewalks and many others that can't be paid for on an individual usage basis. Through a business license tax, businesses together help pay for the city services that all businesses benefit from receiving. If our cities, towns and state are going to thrive, public services must be delivered, and the public must cover the cost to provide those services.

The resolution requires no funding. Changes as suggested by Rep. Quinn and others will be detrimental to city services. Business licenses comprise 29% or \$7.8 million of the City's General Fund budget. To institute a \$100 cap equates to \$3.2 million in reduced revenue. There is no alternative means to recoup this revenue. In addition, the State's passage of Act 388 placed millage and reassessment caps and restrictions on the use of other revenue sources. Thus, without other revenue sources to bridge the gap, the balance lies in reducing or eliminating services.

The Municipal Association of SC representing all cities and towns in the state opposes this legislation and encourages municipalities to adopt a resolution stating the detrimental impacts of this proposed legislation.

A motion by Councilman Harbin seconded by Council Member Thompson carried unanimously (8-0) to approve Resolution 15-04 in opposition to H3490, a House bill regarding business licenses.

## ADMINISTRATIVE BRIEFING

### UPCOMING EVENTS

City Manager, John Moore reminded Council of the following upcoming events and all meetings in June 2015.

June 9<sup>th</sup> – Sounds in the Park – Carolina Wren Park

June 11<sup>th</sup> – Chamber Small Business Awards Luncheon

June 16<sup>th</sup> – Movie Night – Maleficent – Carolina Wren Park

June 19<sup>th</sup> – Shakespeare in the Park – Carolina Wren Park

### EXECUTIVE SESSION

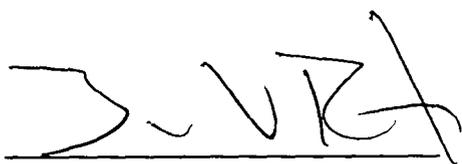
A motion by Councilman Buck Roberts seconded by Councilman Chapman carried unanimously (8-0) to move into Executive Session to discuss Development Agreement – Homes of Hope.

A motion by Councilman Buck Roberts seconded by Council Member Thompson carried unanimously (7-0) to move out of Executive Session. Councilman John Roberts was not present.

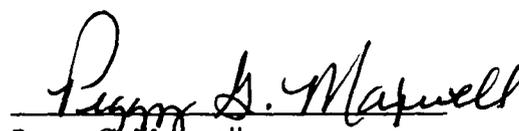
ADJOURNMENT

A motion by Council Member Thompson seconded by Councilman Harbin carried unanimously (7-0) to adjourn.

ATTEST:

Handwritten signature of Terence V. Roberts in black ink, consisting of stylized initials and a surname.

Terence V. Roberts  
Mayor

Handwritten signature of Peggy G. Maxwell in black ink, written in a cursive style.

Peggy G. Maxwell  
City Clerk Treasurer