

Regular Council Meeting
March 14, 2016
Council Chamber, Clemson City Hall

Call to Order: Mayor Pro-Tem Tim Fowler at 6:30 p.m.

Invocation and Pledge of Allegiance: Mayor Pro-Tem Tim Fowler

Members present: Mayor Pro-Tem Tim Fowler presiding, Council Members Chapman, Cox, Ducworth, and Hay; **Absent:** Mayor J.C. Cook, III and Oswald

Media present: No media present

Notification emailed: March 10, 2016 to the *Greenville News*, the *Journal*, the *Independent Mail*, the *Pickens Sentinel*, the *Easley Progress*; WSNW Radio, WYFF Channel 4, WSPA Channel 7 and Fox 21 TV News.

Public Session: Mayor Pro-Tem Tim Fowler presiding – Ms. Ethel Pettigrew, 109 Hillcrest Avenue spoke representing the Clemson Child Development Center and invited Council to the upcoming Tour of Homes on Sunday, May 1st from 11:00 a.m. to 5:00 p.m. She also requested to display the event on the City's Electronic Sign Board April 17th to May 1st.

Mr. Scott Arbena, 109 College Street spoke in reference to the Noise Ordinance and requested the times to allow construction be changed to 8:00 a.m. to 6:00 p.m. Monday through Saturday and not on Sunday or holidays.

Mr. Jeff Martin, 233 Riggs Drive spoke in reference to the recent trip to Kansas State and his visit to Ohio State University where he visited with co-writers of two books about Campus and Community Relationships. There will be a 3rd book in the near future about the Student Centered approach to Campus and Community Relationships. Mr. Martin stated that the Kansas State trip was outstanding, and thanked JCUAB for the foresight and initiative for building these relationships.

Mr. Tal Slann, 408 College Avenue spoke in reference to the Short Term Rental Ordinance. He requested clarification on the protection of public safety with the short term rentals. He compared the short term rentals, to a triplex and condos that have no safety inspections. He then talked about the Gameday Parking Ordinance and compared commercial to residential property and paying fees/taxes, i.e. business licenses, permits, county tax, hospitality tax, etc. He stated that this was financially penalizing individuals that have paid all of the fees/taxes for years.

Approval of Minutes: February 15, 2016 were approved as presented.

Reports/Discussion Agenda:

Receive a Summary Report from the City Council Annual Planning Retreat Work Session on February 26, 2016 – Mr. Rick Cotton, City Administrator provided the report for Council's review for the budget process starts in the upcoming weeks.

Review and discuss draft Ordinances and/or amendments related to: Game Day Parking; and Short-term Residential Rental Regulations – Council, City Attorney and staff had detailed discussion

about the draft Ordinances with concerns for fees, parking hours, due dates for the process penalties/violations and enforcement. Staff noted complaints received from neighboring properties and citations issued for violations.

Noise Ordinance – Council, the City Attorney and staff had detailed discussion about this draft Ordinance as well and noted that the construction noise is the most common complaint. Council noted weather related delays and peak traffic times that cause interference with contractors work schedules.

Comments from the public and Council will be considered for all three Ordinances in the next draft.

Staff and Council Reports:

Discuss the Joint City-University Exchange visit to Manhattan, KS and Kansas State University – Council Members Cox, Hay and Chapman, Jeff Martin, Madre Center, David Lane, Clemson Chamber and Rick Cotton, City Administrator all gave a brief overview of the trip and agreed it was a great, successful event meeting with counterparts, and touring the entire City.

Receive the Police Department Annual Report summary for Calendar year 2015 – Police Chief Jimmy Dixon presented the report and stated that this year the report shows a percentage of increase and decrease in Part 1 crimes and it shows an increase in 911 calls answered. It also includes the breakdowns by time of day and a demographics overview/comparison. Chief Dixon commended Officer Alex Kiliszewski who brought in \$34,000.00 for warrants served. Also the new Victims Advocate, Debra Shockley is very involved with Victims Right week April 10th – 16th and on April 12th Police and City staff will request approval to plant pinwheels on Police property to raise awareness and help prevent child abuse at the next meeting.

Mr. Cotton gave an update on the recent request for a referendum to vote on Sunday off-premise alcohol sales. City Attorney McCormac has found there is a provision in the statute that has time limits on how often this item can be placed on the ballot and it is 48 months. She has requested an opinion from SC Attorney General to be sure since the referendum of last election was for Sunday on-premise alcohol sales. Mr. Cotton also reported that SCDOT, Amtrak, and Norfolk Southern met this morning about the RR bridge project and the plan is to restart construction in next 45 – 60 days. The Friends of the Green Crescent Trail recently hosted public meetings for an update on the project and they are making good progress. Mayor Cook and Todd Steadman met with the developer of the Farm to discuss the reconstruction of the bike path and the extension of decorative street lights on this section of the path that will connect to the streetscape in the Old Calhoun District. The agreement

will be on the next agenda. Mr. Cotton also reported also reported that the State of Central is Tuesday, March 22 at 6:00 p.m. at SWU.

Council Member Chapman announced the kick-off for the Re-imagine CAT Route Study is tomorrow at 10:00 a.m. at CAT.

Policy/Action Agenda:

Consider the Purchase of 21 decorative streetlights from HCI for the Calhoun Streetscape Project – Mr. Andy Blondeau, Assistant City Administrator presented this item and stated there was a 6-8 week lead time and they need to be ordered as soon as possible. The lights are from the same company as the lights downtown but with more of a historic design. The cost for all 21 lights is \$36,162 plus an estimate of \$3,000 per street light to have them installed. Council Member Hay made a motion, seconded by Council Member Chapman to approve purchase of 21 decorative streetlights from HCI for the Calhoun Streetscape Project. Vote on this motion was unanimous. *(See attached.)*

Consider authorizing a Change Order for the College Avenue storm drain replacement project in the amount of \$127,051.00 to Fowler Corporation, and concurrently authorizing a transfer of funds in the same amount from the General Fund to the capital construction account – Council Member Fowler recused himself due to his direct involvement with the project. Mr. Rick Cotton, City Administrator presented the item with the detail for the change order. Council Member Cox made a motion, seconded by Council Member Hay to authorize a Change Order for the College Avenue storm drain replacement project in the amount of \$127,051.00 to Fowler Corporation, and concurrently authorizing a transfer of funds in the same amount from the General Fund to the capital construction account. Vote on this motion was unanimous. *(See attached.)*

Executive Session:

Council Member Ducworth made a motion, seconded by Council Member Cox to enter Executive Session for discussion of negotiations incident to proposed purchase of property (easement) SC Code of Law, Section 30-4-70(a)(2). Vote on this motion was unanimous. After discussion, Council Member Ducworth made a motion, seconded by Council Member Cox to exit Executive Session and return to the regular Council meeting. Vote on this motion was unanimous.

Following Executive Session, Council Member Chapman made a motion seconded by Council Member Ducworth to confirm an offer of \$10,000.00 to Mr. Cortese, owner of Rueben Square on an easement for the right of way at his property. Mayor Pro-Tem Fowler, Council Members Chapman, Cox and Ducworth voted in favor of this motion. Council Member Hay voted in opposition of this motion. Motion Passes 4 to 1 vote.

At this time City Clerk Coleman reminded Council to submit their Statement of Economic Interest (SEI) report by March 30, 2016.

There being no further business, a motion was made, duly seconded, and unanimously approved to adjourn the meeting at 9:17 p.m.

Respectfully submitted,

Approved

By: _____

Beverly A. Coleman, CMC

J.C. Cook III, Mayor