

GREENWOOD CITY COUNCIL

February 23, 2004 - 5:42 p.m.

MINUTES

PRESENT

Mayor Nicholson; Council Members: Niki Hutto, Linda Edwards, Betty Boles, Herbert Vaughn, Johnny Williams, and Barbara Turnburke; City Manager; Assistant City Manager; City Clerk; City Attorney; Fire Chief Strange; Mike Hatfield of WCRS, and Wallace McBride from the Index-Journal.

MINUTES

Mayor Nicholson asked for a motion to approve the minutes of the City Council Public Hearing, Meeting, and Executive Session on February 2, 2004.

Motion was made by Johnny Williams, seconded by Linda Edwards, approving the minutes as presented.

The Mayor asked, "Any questions, discussion or corrections? All in favor raise your right hand. So moved."

Motion was carried unanimously.

REPORTS

Mayor Nicholson asked for a motion to accept as information the reports from the City Manager for January 2004, and the Commissioners of Public Works Consolidated Financial Report for the period ending December 31, 2003.

A motion was made by Herbert Vaughn, seconded by Betty Boles, to receive the reports as information.

The Mayor asked, "Any discussion or corrections? All in favor raise your right hand. So moved."

Motion carried unanimously.

CONSIDER

An Ordinance
Annexing a Strip of
Land Ten Feet (10')
Wide, Owned by
Commissioners of
Public Works for the
City of Greenwood,
Located off Emerald
Road.

(2nd reading)

Under old business, Mayor Nicholson read the first item and asked for a motion.

Motion was made by Johnny Williams, seconded by Niki Hutto.

The Mayor asked, "Any discussion? All in favor, raise your right hand. So moved."

Motion passed unanimously.

- attach -

CONSIDER

An Ordinance
Annexing 144.32
Acres of Property,
Owned by School
District 50, Located
off Emerald Road.

(2nd reading)

Mayor Nicholson read the second item and asked for a motion.

Motion was made by Johnny Williams, seconded by Barbara Turnburke.

The Mayor asked, "Is there any discussion? All in favor, raise your right hand. So moved."

Motion passed unanimously.

- attach -

CONSIDER

Ordinance
Annexing Karlie Hill
Townhouses,
Phase I and II, 7.20
Acres, Located off
East Laurel
Avenue.

(2nd reading)

Mayor Nicholson read the third item and asked for a motion.

Motion was made by Johnny Williams, seconded by Linda Edwards.

The Mayor asked, "Is there any discussion?"

NIKI HUTTO

"Yes. Is there going to be a Phase III? Is this all of Karlie Hill that's

going to be annexed into the City, or just Phases I and II? Are there any additional phases?"

STEVEN BROWN

"There is a Phase III."

NIKI HUTTO

"Will Phase III also be incorporated into the City? You know why I'm asking this, so we don't have the same situation that we had off of Hampton? Remember?"

STEVEN BROWN

"None of those roads are public roads. It is my understanding that they're all going to be private roads. We have been told that he anticipates annexing Phase III. I cannot completely assure you, but I do know that he has been in contact with the Commissioners of Public Works, and he already has CPW services in Phase I and Phase II. I assume that he will annex Phase III."

NIKI HUTTO

"Okay. I just didn't want that same situation where you had people who thought they were in the City because the front half of the subdivision was in the City, but the back half wasn't in the City, and the problems that arose. That's why I'm questioning what we have here."

STEVEN BROWN

"I cannot assure you that he will annex it because it has to be done by petition. He did get a little aggravated with us about some business licenses, but I think I have that resolved. As far as Phase III, I'm not aware of any deal right now, but we'll do everything we can. He's pretty much made a commitment to the CPW to use their services for all three phases."

NIKI HUTTO

"Okay."

STEVEN BROWN

"So once they're there, they pretty much have to annex."

NIKI HUTTO

"So he's stuck."

STEVEN BROWN

"I think he's made a commitment in writing."

MAYOR
NICHOLSON

"Is there any further discussion? All in favor of this annexation, raise your right hand. So moved."

Motion passed unanimously.

- attach -

CONSIDER

An Ordinance
Annexing 2.81
Acres of Property
off Genesis Circle
Owned by
Nehemiah
Corporation.

(2nd reading)

STEVEN BROWN

MAYOR
NICHOLSON

STEVEN BROWN

MAYOR
NICHOLSON

Mayor Nicholson read the fourth item and asked for a motion.

Motion was made by Barbara Turnburke, seconded by Betty Boles.

The Mayor asked, "Is there any discussion?"

"Mr. Mayor?"

"Yes, sir?"

"I would make City Council aware that the CPW staff and myself have met with Mr. Anderson and his representatives once or twice. We think there's a good possibility we will be able to annex all of that property. He has shown a great interest in our reimbursement program on the roadways. He also will have some utilities to those sites.

The reason we are asking you to consider the annexation of only one parcel is because Nehemiah has already purchased this property. They're wanting to begin construction. I will tell you that Nehemiah is non-profit, but we feel all the other parties that will purchase in there will probably be tax producing properties."

"Okay. Is there any further discussion? All in favor, raise your right hand. So moved."

Motion passed unanimously.

- attach -

CONSIDER

An Appointment to
the City/County
Planning
Commission Filling
the Unexpired Term

Mayor Nicholson read the last item and said, "Now I have spoken to an individual who would be interested in serving. His name is Mr. Michael Morozowich. Even though his wife is leaving, he's not leaving town because they have a son that's a junior at Emerald High School, and he's going to stay here to finish his senior year. Do I have a motion that we appoint Michael?"

of Laura Woodall.

Motion was made by Niki Hutto, seconded by Johnny Williams.

The Mayor asked, "All in favor raise your right hand. So moved."

Motion passed unanimously.

CONSIDER

Request from
Lander University to
Close a Portion of
Brice and Sanders
Streets.

Under new business, Mayor Nicholson read the first item and asked for a motion.

Motion was made by Johnny Williams, seconded by Niki Hutto.

The Mayor asked, "Is there any further discussion or questions? All in favor raise your right hand. So moved."

Motion passed unanimously.

- attach -

CONSIDER

Ordinance Annexing
.111 Acres off
Highway 72 Bypass,
Owned by Linda H.
Richardson.

(1st reading)

Mayor Nicholson read the second item and recognized the City Manager.

STEVEN BROWN

"Mr. Mayor and City Council, this matter came before you in March of 2003. If you recall, Mr. Richardson was speaking on behalf of his wife. This property is contiguous to the City. At that time, you postponed any action on this. He went to the County Planning Staff, and asked for a permit to place a billboard there. The County ordinance does not allow billboards in this zoning classification, but the City ordinance does. There's just a few differences in the old ordinance between the City and the County, and this is one of them. He tells me it is his intent, if it is annexed, to contract with someone to put a billboard there. It's virtually useless for any other use because of his inability to meet the setbacks. He came to my

office and said that he needed a response from City Council, so I placed it back on the agenda for your consideration.”

NIKI HUTTO

“In the new ordinances that we just reviewed, what do they say?”

STEVEN BROWN

“You have approved the text of the ordinance, but you haven’t approved the land use maps. When the land use maps are approved, he cannot put a billboard anywhere inside of the City.”

NIKI HUTTO

“So if that’s the case…”

JOHNNY WILLIAMS

“Unless he puts it up before the maps are approved.”

NIKI HUTTO

“Right. Which would then seem foolish for us to allow something that we won’t allow because of its nonconforming use.”

JOHNNY WILLIAMS

“I don’t like billboards.”

STEVEN BROWN

“As soon as possible, we need to get through those land use maps because we do have issues like this to come up even though we have a text that has been approved. Hopefully, by the middle of the year, we can have that in place.”

MAYOR
NICHOLSON

“Do I have a motion?”

Motion to deny the annexation was made by Niki Hutto, seconded by Johnny Williams.

“Is there any further discussion? All in favor of denying this request, raise your right hand. So moved.”

Motion passed unanimously

AUTHORIZE

Mayor Nicholson read the third item and recognized the City Manager.

The City Manager to Purchase A fire Truck for Station #3.

STEVEN BROWN

“Mr. Mayor and City Council, in the development of your 2004 budget, we discussed the issue of purchasing a new fire truck for the soon to be completed Station #3. Fire Chief Strange has requested bids for the fire truck and the lowest bid is \$278,042.26. Anderson Fire and Safety has submitted a bid of \$37,568.91 for

equipment, and we're hoping to gain other bids.

What we're asking you to do tonight is to authorize us to proceed with the procurement of this fire truck. It's something that we need to do now. If we ordered it in the next 30 to 60 days, it would be here probably late in the year. We hope to have our fire station up and running no later than the first of Fall.

As you know, you agreed to do this under a lease purchase proposal. At some time in the future, if you authorize it tonight, we will solicit lease purchase interest quotes. You would have to pass a resolution approving the lease purchase of this fire truck. We're just asking for permission to proceed."

MAYOR
NICHOLSON

"Okay. Do I have a motion?"

Motion was made by Herbert Vaughn, seconded by Linda Edwards.

"Any discussion or questions? All in favor, raise your right hand. So moved."

Motion passed unanimously.

City Manager, Steven Brown, left the meeting at 6pm.

CONSIDER

A Resolution
Regarding
Americans with
Disabilities Act.

Mayor Nicholson read the resolution and asked for a motion to adopt it.

Motion to was made by Johnny Williams, seconded by Niki Hutto.

The Mayor asked, "All in favor, raise your right hand. So moved."

Motion passed unanimously.

- attach -

REPORT

Mayor Nicholson read the last item's title and asked for a motion to discuss the contractual matter between the City of Greenwood and

On HUD \$1.00
Program.

the Housing Authority in an executive session.

Motion was made by Linda Edwards, seconded by Betty Boles.

The Mayor asked, "All in favor, raise your right hand. So moved."

Motion was passed unanimously.

The Mayor also extended condolences to Ms. Linda Edwards whose father passed away last week and thanked everyone for coming to the meeting.

Meeting adjourned at 6:02 p.m.

Floyd Nicholson, Mayor

ATTEST:

City Clerk and Treasurer