

**TOWN COUNCIL
REGULAR SESSION
SEPTEMBER 8, 2009
7:00PM**

MINUTES:

After due notice to the press, Mayor and Town Council met in the Council Chambers of Town Hall. Mayor and all Council were present.

1) COUNCIL UPDATES:

Mayor Burdette gave the following updates:

~A town-wide clean up is scheduled for this Saturday morning. If interested, meet on the Village Green at 8:30am.

~The PRA is hosting Super Saturday this Saturday.

~The Planning Commission has scheduled a Public Meeting for October 1, 2009, 7pm to discuss Town Square Standards.

~ The Fall Harvest Festival will begin at 10am on October 3, 2009.

~ At 2pm during the Fall Harvest Festival, PPIM will unveil the plaque to designate the Health & Heritage Walking Trail.

~ September 26th is the last day for the Farmers Market for this season.

Mayor and all Council were in agreement to give the Administrator authority to obtain an Arborist. Mayor and all Council were also in agreement to obtain three bids to take care of the Village Green.

The Administrator provided Mayor and Town Council with two draft ordinances; loitering ordinance and noise ordinance, if no changes are requested, first reading will be scheduled for the October meeting.

2) REVIEW OF AGENDA ITEMS:

Mayor Burdette gave a brief overview of agenda items.

3) APPROVAL OF MINUTES:

Frank Crenshaw made a motion to accept the minutes from the August 3, 2009, Executive Session; August 3, 2009, Regular Session and the August 17, 2009, Called Meeting. Bruce Kalley seconded. Unanimous.

4) UPDATE OF WATER PROJECT PHASE 2 – BEN WOFFORD, DESIGN SOUTH:

Ben Wofford, Design Sough, gave an update of Phase 2 of the Water Project.

5) SPECIAL PRESENTATIONS:

Mayor Burdette crowned Nancy Hellams, Queen of Squidoo, for all her work promoting Pendleton on her Squidoo Lens.

The 2009 FreedomFest committee chairs were recognized and presented a certificate of appreciation for all their hard work in making FreedomFest “09” a huge success.

6) PUBLIC COMMENTS:

There were no public comments at this time.

7) PENDLETON/CLEMSON WWTP UPGRADE PROJECT – CHUCK JOYE, DESIGN SOUTH, UPDATE OF THE FOLLOWING:

a. Loan Ordinance for the Phase 1A SRF loan:

Frank Crenshaw made a motion to accept the loan ordinance for phase 1A. Sandra Gantt seconded. Unanimous.

b. Contract award in the amount of \$4,198,241 to South Atlantic Construction, Inc.:

Frank Crenshaw made a motion to award the contract to South Atlantic Construction. Bruce Kalley seconded. Unanimous.

c. Change Order No. 1 which reduces the Phase 1B bid price by \$460,759:

Bruce Kalley made a motion to accept change order no. 1 Frank Crenshaw seconded. Unanimous.

d. Agreement Modification for Design South to add Phase 1B engineering services:

Sandra Gantt made a motion to accept the agreement modification from Design South. Frank Crenshaw seconded. Unanimous.

e. Purchase of Clemson University property in the amount of \$52,000:

Frank Crenshaw made a motion to purchase the property. Sandra Gantt seconded. Unanimous. Pendleton’s share is 45%. These funds will come from the Waste Treatment Facility retained earnings.

8) CAROLE NOBLES – LIBERTY NATIONAL LIFE INSURANCE COMPANY:

Mr. Harris was present due to Mrs. Nobles being sick. A packet was left with the Administrator regarding Liberty National Life Insurance.

9) REQUEST TO ANNEX PROPERTY TMS#062-00-08-009 – VILLAGES AT TOWN CREEK:

Bruce Kalley made a motion to grant this request. Frank Crenshaw seconded. Unanimous. First reading of this Ordinance will be held at the October meeting.

10) APPOINTMENT TO THE FOLLOWING:

a. MUNICIPAL ELECTION COMMISSION – TERM ENDING DECEMBER 2010:

Mayor Burdette made a motion to nominate Andrew Thompson to fill this vacancy. Sandra Gantt seconded. Unanimous.

b. DESIGN REVIEW BOARD – TERM ENDING DECEMBER 2012:

This item will be continued to the October 5, 2009, agenda.

11) FIRST READING OF “AN ORDINANCE AUTHORIZING THE NEGOTIATION, EXECUTION, AND DELIVERY OF A DEBT SERVICE PAYMENT AGREEMENT AMONG THE CITY OF CLEMSON, SOUTH CAROLINA, THE TOWN OF PENDLETON, SOUTH CAROLINA, AND ANDERSON COUNTY, SOUTH CAROLINA; AND OTHER MATTERS RELATING THERETO:

Sandra Gantt made a motion to accept Ordinance 09-13 for first reading. Denise Jackson seconded. Unanimous.

12) SECOND AND FINAL READING OF THE FOLLOWING:

a. “An Ordinance to Amend the Zoning Ordinance and Official Zoning Map Regarding the Corridor Overlay Design District and Establishing “Section 1216 COD- Corridor Overlay Design District”:

Frank Crenshaw made a motion to accept Ordinance No. 09-08 for second and final reading. Denise Jackson seconded. Unanimous.

b. “An Ordinance to Amend the Zoning Ordinance Regarding Parking Regulations”:

Bruce Kalley made a motion to accept Ordinance No. 09-09 for second and final reading. Denise Jackson seconded. Unanimous.

c. “An Ordinance to Amend Section 1102.1 of the Zoning Ordinance to Allow Rental, Leasing, or Sales Offices as an Accessory Use in MF-Multi-Family Districts”:

Sandra Gantt made a motion to accept Ordinance 09-10 for second and final reading. Denise Jackson seconded. Unanimous.

d. “An Ordinance to Amend Section 902.2.3(g) of the Zoning Ordinance Regulating Off-Premise Directional Signs for Non Profit Organizations”:

Frank Crenshaw made a motion to accept Ordinance 09-11 for second and final reading. Bruce Kalley seconded. Unanimous.

e. “AN ORDINANCE APPROVING THE FINANCING OF THE IMPROVEMENT, CONSTRUCTION AND EQUIPPING OF CERTAIN SEWER TREATMENT FACILITIES IN THE TOWN OF PENDLETON, SOUTH CAROLINA, THROUGH THE BORROWING OF NOT EXCEEDING ONE MILLION SIX HUNDRED TWENTY THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$1,620,850), PLUS SUMS NECESSARY TO CAPITALIZE INTEREST, IF ANY, FROM THE STATE WATER POLLUTION CONTROL REVOLVING FUND, BY AGREEMENT WITH THE SOUTH CAROLINA WATER QUALITY REVOLVING FUND AUTHORITY, PURSUANT TO TITLE 48, CHAPTER 5, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; PROVIDING FOR THE AGREEMENT TO MAKE AND TO ACCEPT A LOAN, THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE TOWN OF

PENDLETON, SOUTH CAROLINA AND THE SOUTH CAROLINA WATER QUALITY REVOLVING FUND AUTHORITY, THE EXECUTION AND DELIVERY OF A PROMISSORY NOTE FROM THE TOWN OF PENDLETON, SOUTH CAROLINA TO THE SOUTH CAROLINA WATER QUALITY REVOLVING FUND AUTHORITY; THE EXECUTION AND DELIVERY OF A LOAN ASSISTANCE AGREEMENT; AND OTHER MATTERS RELATING THERETO”:

Frank Crenshaw made a motion to accept Ordinance No. 09-12 for second and final reading. Denise Jackson seconded. Unanimous.

13) ADJOURNMENT:

There being no further business, the meeting adjourned at 7:56pm.

Respectfully Submitted: _____

MAYOR: _____

COUNCIL:

WARD 1: _____

WARD 2: _____

WARD 3: _____

WARD 4: _____

