

**TOWN COUNCIL
REGULAR SESSION
APRIL 3, 2006
7:30PM**

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) Approval of Minutes:

Bruce Kalley stated the Recusal Statement that was signed by Frank Crenshaw, abstaing him from voting on Agenda item #8 at the March Regular Session meeting was not attached to the minutes. With this correction, Frank Crenshaw made a motion to approve the minutes as read. Sandra Gantt seconded. Unanimous.

Mayor Burdette stated that 345 windows were left to be replaced at the Doghouse at an approximate cost of \$8,800.

2) Update of Agenda Items:

Mayor Burdette gave a brief overview of agenda items.

Mayor Burdette presented citizens with an update of the Master Plan of Veterans Park with the new playground. She also stated the new restroom/concession stand facility will cost approximately \$180,000 or much less to complete. And stated Council will be working on guidelines for the Master Plan work due to organizations interested in completing more projects.

Bruce Kalley made a motion to add the following items to the agenda. Denise Jackson seconded. Unanimous.

*Survey for Multi-Agency Building

*Request from Merchants Guild to hold Easter Egg Hunt and Easter Parade and to close Exchange Street from 8:30am – 11:00am.

*First Reading of An Ordinance To Amend Ordinance No. 77-02 Providing For Council Rules Of Order And Procedure At Meetings And Procedures For The Enactment Of Ordinances And Resolutions.

3) Public Comments:

Bill Kester stated he felt that if public money was going to be spent on the new investment at Veterans Park he would like more specific information. He thanked the Town Council and the Town Administrator on the new well written Newsletter. He also thanked the Planning Commission members on their work on the Land Use Plan.

Timothy Hume asked what was the town's plan for the access road to the water tower. He also asked what is the beautification or landscape plan and how big will the road be and when will any of this go into effect? Also he stated that there was a street light that he had installed many years ago and has been paying for it which is located at the entrance of the access road and requested the town inherit it from him.

Scott Ward commended the work on the water tower over the past couple of months. Unfortunately they begin work as soon as the sun comes up on Sunday mornings. He would like zoning restrictions to be adopted and he stated maybe they could follow the Blue laws to avoid this. He also stated that he would appreciate it if the water tower paint blends into the surroundings as best it can. He also commended the town for participating in the Bluegrass night at Tri-County Tech.

Mayor Burdette commended the neighbors living near the water tower and thanked them for their patience.

Pam Rowland stated her concern about all the vacant mobile homes in town and asked what the towns plans are for these. Mayor Burdette stated it was an extreme concern for the town but a very expensive one. She also stated that mobile homes were even more complicated to demolish than homes due to the mobile home belonging to one person and the property the mobile home sits on may belong to another person which leaves no way for the town to attach a demolition bill to a tax bill, therefore not recouping the money. Pam Rowland stated she felt this should be a priority and is an urgent matter. She also stated that Pendleton presently has a tree ordinance and asked if this was enforced? Mayor Burdette stated that most times it depends on how the property is being used. Pam Rowland also asked what the Appearance Committee was. Mayor Burdette stated that the town does not have one. Pam Rowland asked if the Beautification Committee was similar. Mayor Burdette stated that the Town has a Beautification Endowment Committee that is not related to the town government other than the individual that donated the money stated that the Mayor will be the chairperson. Pam Rowland stated that her other concern is where the Land Use Map is now and have the minutes from the November Public Hearing been read or processed yet? Town Administrator stated she would check on this. Pam Rowland stated she hoped the public comments from the November Public Hearing are being considered for the land use map.

Michael Sherrill stated he appreciated that council had decided on a color that would allow the water tower to blend into its surroundings.

Suzanne Harney stated she wanted to clarify her last month's public comments regarding the Police Department Update. She stated she felt the details needed to be read not just the numbers. She also stated that on East Queen Street, by the recycling center, there is a vacant trailer that she is concerned about. Also someone living on Lee Street is dumping garbage on the side of the road. Can the town issue a fine to someone doing this? Mayor Burdette stated yes. Suzanne also stated she attended the last Council Work Session on the discussion of the Land Use Map and mentioned she loved the green space of the town and the historic character of Pendleton and was happy to hear the Mayor mention her concern about the corridors. She is also interested in hearing what the other members of Town Council's feelings are. And hopes council asks good questions of the Planning Commission members of the proposed changes at the next Work Session.

Timothy Hume stated at the last Planning Commission meeting he asked about the minutes of the November public hearing and if new Planning Commission members who voted to forward the map to Council have seen them and they stated that they have not. What is the point of public input if it is not circulated? Mayor Burdette stated she would make sure they were circulated between Council and Planning Commission.

4) Police Department Update:

Chief Dyar was on vacation – Mayor Burdette stated a report is available if anyone would like to see the March Report.

5) Request Refund of Tax Penalty – Mr. & Mrs. Harry E. Evans

Frank Crenshaw made a motion to deny this request. Sandra Gantt seconded. Unanimous.

6) Request Waiver From Solid Waste Tipping Fee – Don Plotnik:

Frank Crenshaw made a motion to grant this request if Mr. Plotnik obtains a letter from Anderson County stating this fee may be waived since it is a fee the Town collects on behalf of Anderson County. Bruce Kalley seconded. Unanimous.

7) First Reading of the Following Ordinances:

a) “An Ordinance to Amend Ordinance No. 05-10 for the Town of Pendleton’s Personnel Manual”

Bruce Kalley made a motion to accept Ordinance 06-03 for first reading. Denise Jackson seconded. Unanimous.

b) “An Ordinance to Amend Ordinance No. 05-06, Providing for a Local Hospitality Tax on the Sales of Prepared Meals and Beverages in

**Establishments and on Establishments Licensed for On-Premise
Consumption of Alcoholic Beverages, Beer or Wine”**

Sandra Gantt made a motion to accept Ordinance 06-04 for first reading. Frank Crenshaw seconded. Unanimous.

**8) Second and Final Reading of “An Ordinance to Amend the Official Zoning
Map of the Town of Pendleton and to Rezone Property Located at Micasa
Drive, Lot 28, 1.59 Acres, A Portion of Tax Map #040-12-02-010 From R-2 ,
Low Density Residential to M-F, Multi Family Residential”**

Frank Crenshaw made a motion to accept Ordinance 06-01 for second and final reading. Bruce Kalley seconded. Unanimous.

**9) Recommendation to Approve Preliminary Plat for Merchant’s Gate (Micasa
Drive) – Pendleton Planning Commission**

Frank Crenshaw made a motion to accept the recommendation. Sandra Gantt seconded. Bruce Kalley opposed. The final vote was 4 to 1.

10) Proclamation – “National Public Works Week”

Sandra Gantt made a motion to allow the Mayor to sign the proclamation. Bruce Kalley seconded. Unanimous.

11) Survey for Multi Agency Building:

Frank Crenshaw made a motion to allocate funds not exceeding, \$2400 for a new survey for the proposed Multi Agency Building. Bruce Kalley seconded. Unanimous. This money will come from the General Fund Fund Balance

**12) Request from Merchants Guild to hold Easter Egg Hunt and Easter
Parade and to close Exchange Street from 8:30am – 11:00am on 4/15/06:**

Denise Jackson made a motion to grant this request. Frank Crenshaw seconded. Unanimous.

**12) First Reading of “An Ordinance to Amend Ordinance No. 77-02 Providing
for Council Rules of Order and Procedure at Meetings and Procedures for
the Enactment of Ordinances and Resolutions”:**

Frank Crenshaw made a motion to accept Ordinance No. 06-04 for first reading. Bruce Kalley seconded. Unanimous. This Ordinance will change Town Council meeting time to 7pm with no work session held before meetings.

Mayor Burdette stated that it was her desire for Town Council to work together on this ordinance. She submitted a letter to be attached to the minutes.

Frank Crenshaw stated that the ordinance should include residents, property owners and anyone who has a current business license may speak during public comments.

There being no further business, the meeting adjourned at 8:40pm.

Respectfully Submitted: _____

MAYOR: _____

COUNCIL:

WARD 1: _____

WARD 2: _____

WARD 3: _____

WARD 4: _____