

Aiken City Council Minutes

November 8, 1993

Present: Mayor Cavanaugh, Councilmembers Anaclerio, Clyburn, Papouchado, Perry, Price and Radford.

Others Present: Steve Thompson, Jim Holly, Frances Thomas, Roger LeDuc, Carrol Busbee, Ed Evans, Stanley Quarles, Anita Lilly, Terry Rhinehart, Sara Ridout, Philip Lord of the Aiken Standard, Michael Lee of the Augusta Chronicle, and 15 citizens.

Mayor Cavanaugh called the meeting to order at 7:35 P.M. Councilwoman Price led in prayer which was followed by the pledge of allegiance to the flag.

The minutes of the regular meeting of October 25, 1993, and the special meeting of October 27, 1993, were considered for approval. Councilwoman Price moved that the minutes be approved as written. The motion was seconded by Councilwoman Clyburn and unanimously approved.

CABLEVISIONUpdate
Programming

Mr. Larry Greenberg, of Palmetto Cablevision, appeared before Council to inform the city about new programming that is available to cable customers. He pointed out that the local TV stations were in Georgia. He said in working with WJBF a new program had been started that would focus on Aiken and South Carolina. He said the new program started last week giving news and special event programming for Aiken and South Carolina. He said the intentions were to rebroadcast that program each night with a new program each week. He said the program is new and the intentions are to expand this program. He said he wanted to be sure Council was aware of the program.

REZONING - ORDINANCE

Richland Avenue
Gregg Avenue
Royal, Celeste
U.S. 1 South
Tax Parcel No. 30-002-02-004

Mayor Cavanaugh stated that at the special meeting of Council held on October 27, 1993, Council had voted by a majority vote that the request for rezoning of 4.1 acres located at the northeast corner of Richland Avenue and Gregg Avenue owned by Celeste S. Royal be placed on the agenda again for first reading of the proposed ordinance.

Mr. Thompson read the title of the ordinance.

AN ORDINANCE CHANGING THE ZONING OF A 4.1064 ACRE TRACT OF LAND LOCATED AT THE NORTHEAST CORNER OF RICHLAND AVENUE AND GREGG AVENUE FROM R-1, SINGLE FAMILY RESIDENTIAL, TO R-2, MULTI-FAMILY RESIDENTIAL.

Mr. Thompson stated Council had received a petition from Ms. Celeste S. Royal requesting rezoning of 4.1 acres located at the northeast corner of Richland Avenue and Gregg Avenue. The property is currently zoned R-1 Single Family Residential. Ms. Royal is requesting rezoning to R-2 Multi-Family Residential, to allow a congregate care/assisted living facility for senior citizens.

Mr. Thompson stated the Planning Commission had reviewed the request and had voted 6 to 1 to deny the rezoning request. Rezoning issues are automatically forwarded to Council for a final decision. He stated Council had voted against approval of the rezoning on October 25, but in the special meeting of October 27, Council voted to reconsider the issue and asked that the request be placed on the November 8 meeting for consideration of first reading.

Councilwoman Papouchado stated she had received a letter from Mrs. Royal which clarifies a number of items for her. She said the letter stated there would be a maximum of 48 units in the assisted care project. She said she found it interesting that the developer could go from being unable to build the project without it being 96 units to now being able to construct 48 units.

Councilwoman Papouchado moved, seconded by Mayor Cavanaugh, that the ordinance to rezone the property at the corner of Richland and Gregg from R-1 to R-2 Multi-Family be passed on first reading and the second reading and public hearing be set for the next regular meeting of Council. The motion passed by a majority vote. Opposing the motion were Councilmembers Anaclerio and Radford.

Mayor Cavanaugh stated he had voted for a second reading and public hearing on the request for rezoning because he felt it was very important to allow people to come before Council to speak.

GARBAGE - ORDINANCE 110893

Commercial Rates
Industrial Rates
Garbage Rates

Mayor Cavanaugh stated this was the time advertised for the second reading and public hearing of an ordinance increasing fees for commercial and industrial garbage collection.

Mr. Thompson read the title of the ordinance.

AN ORDINANCE AMENDING ORDINANCE NO. 052791 OF THE CITY OF AIKEN SO AS TO INCREASE THE USER RATE FOR REGULAR COMMERCIAL AND INDUSTRIAL CONTAINER REFUSE AND GARBAGE COLLECTION FROM \$1.54 TO \$1.65 PER CUBIC YARD DUE TO INCREASES IN LANDFILL CHARGES ADOPTED BY AIKEN COUNTY.

Mr. Thompson stated the city had received notification from Aiken County that the rates for use of the landfill will be increased for disposal of commercial and industrial wastes. The city has tried to keep commercial collection self supporting. During the budget discussions the possibility of raising commercial fees to pay for the service was discussed. The proposed ordinance would increase commercial garbage collection fees from \$1.54 to \$1.65 per cubic yard.

Mr. Thompson stated garbage fees are user fees, and the city does separate the costs between commercial and residential collection. With the increase in landfill charges by Aiken County, the city needs to increase the rates for commercial services to keep the service self supporting. The proposed increase will not affect collection fees for residential customers or for any business locations that do not require more than residential service. The rate for collection of recyclable refuse for commercial customers will not be affected by the proposed increase. It is proposed that the increased rate be effective December 1, 1993.

The public hearing was held and no one spoke.

Councilman Anaclerio moved, seconded by Councilman Radford and unanimously approved, that the ordinance to increase user fees for commercial and industrial garbage collection from \$1.54 to \$1.65 per cubic yard be passed on second and final reading to become effective December 1, 1993.

FINES - ORDINANCE 110893A

Municipal Court
Criminal Penalties
Civil Penalties
Violations

Mayor Cavanaugh stated this was the time advertised for the second reading and public hearing of an ordinance changing all criminal and some civil fines.

Mr. Thompson read the title of the ordinance.

AN ORDINANCE CHANGING ALL CRIMINAL PENALTY PROVISIONS FOR VIOLATIONS OF CITY OF AIKEN ORDINANCES FROM A FINE OF NOT MORE THAN \$200 OR IMPRISONMENT FOR THIRTY DAYS TO A FINE OF NOT MORE THAN \$500 OR IMPRISONMENT FOR THIRTY DAYS, OR BOTH, CHANGING SOME CIVIL PENALTY PROVISIONS TO A FINE OF NOT MORE THAN \$500 PER VIOLATION, AND OTHERWISE CLARIFYING THOSE PROVISIONS.

Mr. Thompson stated that since 1978 the maximum fine for a city violation has been \$200. He stated during 1993 the State Legislature amended the statutes increasing the maximum allowable municipal fine for violations of ordinances from a fine of not more than \$200 to a fine of not more than \$500, plus up to 30 days in prison. Other cities in South Carolina have amended their ordinances to allow the maximum fine. The State has also taken steps that will eventually increase the workload

in City Court by sending violations of State law for certain offenses to the city courts. The proposed increase in fines will help the city to recover a portion of the actual cost of the court system. The proposed ordinance increases the penalty for violation of several different types of criminal and civil laws.

The public hearing was held and no one spoke.

Councilman Perry moved, seconded by Councilman Anaclerio and unanimously approved, that the ordinance to increase the maximum fine for city violations to \$500 be passed on second and final reading to become effective December 1, 1993.

SOLICITING - ORDINANCE 110893B

Peddlers
Streets

Mayor Cavanaugh stated this was the time advertised for the second reading and public hearing of an ordinance to regulate streetside soliciting.

Mr. Thompson read the title of the ordinance.

AN ORDINANCE AMENDING CHAPTER 16 OF THE AIKEN CITY CODE ENTITLED PEDDLERS AND SOLICITORS SO AS TO REVISE COMPREHENSIVELY THE CHAPTER AND PROVIDE A REGISTRATION PROCESS IN PLACE OF THE PERMIT PROCESS THEREFOR, TO REQUIRE REGISTRATION AND PERMITS FOR SOLICITATIONS FROM VEHICLES, AND TO ESTABLISH LIMITATIONS ON SUCH SOLICITATIONS.

Mr. Thompson stated in the past the city has required individuals and companies soliciting on the streets of Aiken to register with the Department of Public Safety to regulate the soliciting. Carrol Busbee, Director of Public Safety, and Jim Holly, City Attorney, have discussed the need to change the present laws governing interstate commerce and to adopt a regulatory ordinance that was the intent of City Council in the early 1970's to restrict soliciting from motorists.

The proposed ordinance requires vendors to register with the Department of Public Safety and restricts soliciting for private for-profit corporations and for non-profit organizations. The proposed changes will bring the city's ordinances in line with existing interstate commerce laws and will adopt the regulatory ordinance that restricts soliciting from motorists. Problems have been encountered recently, and it is felt the ordinance should be clarified for solicitors and for the city's enforcement officers.

Mr. Holly stated the proposed ordinance would simplify and clarify the permitting procedures of Chapter 16 of the City Code to make them conform with existing law providing persons in interstate commerce with certain rights and privileges. The ordinance would also adopt provisions regulating persons soliciting from motorists. In a City Council meeting in 1971, Council expressed its dislike of blocking city roads and streets for soliciting, but no regulatory ordinance was adopted. Chief Busbee has requested that such an ordinance be adopted because of activity of this nature which has caused problems at various intersections and locations in the city.

Mr. Holly stated the proposed ordinance had been amended since it was passed on first reading to clarify wording and the intent of the ordinance. Mr. Holly reviewed the proposed changes in the ordinance. He particularly pointed out subsection (e) which states that it shall be unlawful for any person, whether or not he has an established place of business in the city, to engage in soliciting or peddling as described in Section 16-1 of this Code any time other than between the hours of 8 A.M. and 7 P.M. when Eastern Standard Time is in effect and 8 P.M. when Daylight Savings Time is in effect. Mr. Holly pointed out the present ordinance states the hours are from 9 A.M. to sundown every day except Sunday. He said court decisions in this area had been very definitive that extensive hours of solicitation have to be allowed and it is difficult to justify ruling out soliciting any day of the week. Mr. Holly stated the ordinance set up a registration process rather than a permit process with the business having to provide certain information to solicit. Mr. Holly stated there were no application fees, but if the operation is for profit the business must get a city business license. If the organization is non-profit the organization does not have to get a business license. Mr. Holly stated the purpose of the proposed ordinance is to amend the existing ordinance to bring it up to date to comply with court decisions and to repeal the sections that are unenforceable. He said also Public Safety has been having problems lately with people coming in and soliciting and not getting permits to solicit.

Councilman Anaclerio moved, seconded by Councilwoman Price and unanimously approved, that the amendments to the ordinance regulating soliciting be adopted as proposed by the City Attorney.

The public hearing was held and no one spoke.

Councilwoman Price moved, seconded by Councilman Perry and unanimously approved, that the ordinance as amended to regulate soliciting be passed on second and final reading to become effective immediately.

HANDICAPPED PARKING - ORDINANCE 110893C

Uniform Parking Ticket Parking Ticket

Mayor Cavanaugh stated this was the time advertised for the second reading and public hearing of an ordinance establishing city handicapped parking violations and development of a uniform City of Aiken parking ticket.

Mr. Thompson read the title of the ordinance.

AN ORDINANCE AMENDING ARTICLE III OF CHAPTER 22 OF THE AIKEN CITY CODE SO AS TO ADD A SECTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY, WITH THE APPROVAL OF THE CITY MANAGER, TO DEVELOP A UNIFORM CITY OF AIKEN PARKING TICKET AND AMENDING SECTION 22-55 OF THE AIKEN CITY CODE ESTABLISHING HANDICAPPED PARKING VIOLATIONS.

Mr. Thompson stated the proposed ordinance would authorize the Department of Public Safety to develop a city uniform parking ticket to be used in charging persons with violations of parking ordinances of the city. The ticket could not be used for the arrest of persons for any offense.

Mr. Thompson stated Council had adopted a system allowing senior citizens and other volunteers to assist with the policing of handicapped parking regulations. This system was adopted under the State's laws governing handicapped parking. The City Attorney and Public Safety Director have been working to develop regulations that would restrict parking in handicapped spaces under the city's code. Policing of the city's handicapped parking violations would be with the uniform parking ticket to place judicial authority with the city's municipal court. The Public Safety Department would prepare a uniform parking ticket that would apply to all types of parking violations, but the ticket would not authorize the arrest of persons under these offenses. This would help clarify the role of the volunteers as they assist the city with parking violations. The ordinance also regulates the parking of vehicles in a parking space clearly designated for handicapped persons.

The public hearing was held and no one spoke.

Councilman Anaclerio moved, seconded by Councilwoman Clyburn and unanimously approved, that the ordinance be passed on second and final reading to establish city handicapped parking violation regulations and authorizing the development of a uniform parking ticket for the City of Aiken.

CONDITIONAL USE

Apartments 1210 Lee Lane Seeby, Loraine C.

Mayor Cavanaugh stated a request had been received for a conditional use to allow apartments at 1210 Lee Lane.

Mr. Thompson stated the Zoning Ordinance allows apartments in the Neighborhood Business zone only as a conditional use which requires approval by the Planning Commission and approval by City Council. Mrs. Loraine C. Seeby is requesting approval to allow apartments at 1210 Lee Lane in the Neighborhood Business zone. Mrs. Seeby would like to convert the existing home into two one bedroom apartments. The surrounding area is primarily single family residential with a duplex next door to the property under review.

The Planning Commission has reviewed the request and does recommend approval of the conditional use.

A public hearing was held and no one spoke.

Councilman Anaclerio moved, seconded by Councilwoman Clyburn and unanimously approved, that the request for a conditional use to allow apartments at 1210 Lee Lane in the Neighborhood Business Zone be approved as requested by Mrs. Loraine Seebly.

AUDIT 1992-93

Audit Report Baird & Company

Mayor Cavanaugh stated the 1992-93 audit report had been submitted to Council.

Mr. Thompson stated Council had received a copy of the audit report for fiscal year 1992-93 prepared by Baird & Company and had discussed the audit with Baird & Company in a work session. He stated Mr. Don McArdle of Baird & Company was present to answer any questions for Council concerning the audit report.

Councilman Anaclerio moved, seconded by Councilman Radford and unanimously approved, that the audit report for fiscal year 1992-93 be accepted as information.

BIDS

Gift Certificate City Employees Christmas Awards Luncheon

Mr. Thompson stated that for several years Council has provided a turkey to city employees at Christmas. For the past two years Council has given gift certificates to city employees. He said the staff had advertised for bids for providing a turkey or ham for city employees in the form of a Gift Certificate valued at \$8. He said the low bidder was Food Lion and the staff is recommending acceptance of the low bid of Food Lion. Mr. Thompson noted the city will purchase about 350 gift certificates at a value of \$8 per certificate.

<u>Vendor</u>	<u>Discount</u>	<u>Price Per Lb. Turkey</u>
Food Lion	6%	\$.59/lb.
Bi-Lo	5%	.59/lb.
Kroger	3%	.69/lb.

Mr. Thompson stated Food Lion provides the best value with the discount and current price on turkeys. The certificates would be distributed at the Awards Luncheon on December 10.

Councilman Radford moved, seconded by Councilwoman Clyburn and unanimously approved, that the low bid of Food Lion, at a price per pound for turkey at \$.59 with a 6% discount be accepted.

BIDS

Mower Recreation Department

Mayor Cavanaugh stated Council needed to consider bids for the purchase of a front cutting mower for the Recreation Department.

Mr. Thompson stated the city has accepted bids for the purchase of a front cutting mower in the Recreation Department. The staff is recommending acceptance of the lowest bid meeting specifications submitted by Outdoor Equipment Co. at a total bid price of \$12,906.40, including sales tax.

Mr. Thompson stated two bids were received, but the bid submitted by Porter Brothers in the amount of \$10,900 did not meet specifications. With the demand on the mowers the staff feels that 35 HP is the minimum that the city can accept for the mower. Porter Brothers bid a very light 23 HP mower. The equipment from Porter Brothers has a very wide turning radius which makes it difficult to maneuver in the parks. The city has also experienced difficulty in receiving parts from Porter Brothers in the past and this does increase the down time for the equipment. The city has a number of Gravelly mowers which is the mower bid by Outdoor Equipment and the city has been extremely pleased with the performance.

The bids received were as follows:

<u>Vendor</u>	<u>Bid Price</u>
Porter Brothers, Inc.	\$10,900
Outdoor Equipment Co.	12,190

Mr. Thompson stated the staff is recommending acceptance of the lowest bid meeting specifications as submitted by Outdoor Equipment with a total bid price of \$12,906.40 including sales tax.

Councilman Anaclerio moved, seconded by Mayor Cavanaugh and unanimously approved, that the bid of Outdoor Equipment Co. in the amount of \$12,906.40, including sales tax, be accepted as the lowest bid meeting specifications.

COUNCIL MEETING

December

Mayor Cavanaugh stated Council needed to consider the meeting schedule for December.

Mr. Thompson stated the second meeting in December falls on December 27, immediately following the Christmas weekend. In the past Council has chosen not to meet on the fourth Monday in December, unless there are pressing items. He said Council needed to consider whether or not to have a Council meeting on December 27.

Councilman Perry moved, seconded by Councilwoman Price and unanimously approved, that the Council meeting scheduled for December 27, be cancelled unless some pressing matter comes up.

FUND RAISING PROGRAM

Downtown Development Corporation Chamber of Commerce Economic Development Partnership

Mr. Thompson stated for the past several months the Downtown Development Corporation has been coordinating a fund raising effort to include fund raising for the Development Corporation, the Chamber of Commerce, the Economic Development Partnership, and possibly some projects identified through the City's Strategic Plan. He said the staff has met with the groups and with a company that serves as a fund raising organization for these types of projects. Tim Simmons, Chairman of the Board of the Downtown Aiken Development Corporation, has suggested in his letter that the city sponsor a feasibility study on whether or not this company can assist with the fund raising efforts.

National Community Development Services, Inc., (NCDS), has conducted fund raising operations throughout the country and has specialized in economic development and similar projects. For the feasibility study the company will conduct personal interviews with different individuals in the city and will provide an evaluation to the city on the likelihood of the success of a fund raising effort. The feasibility study will take about six weeks and would cost approximately \$12,500, including the management fee of NCDS and the travel and expenses of the company.

Mr. Thompson stated this may be an opportunity to fund some of the items suggested through the Strategic Plan, including the pathway system, purchase of property to improve the entrances, a package to enhance education, or other regulations.

The Downtown Aiken Development Corporation and the Chamber of Commerce have both recommended acceptance of this proposal, with funding by the city for the feasibility study. If the feasibility study indicates that a full fund raising effort will be worthwhile the company will try to raise the full amounts targeted by the four different groups, and also try to recover the \$15,000 per month fund raising fee that will serve as the fund raising company's management fee for the program. The company states the campaign should take approximately six months with the revenues to be collected over a three or four year period.

Mr. Thompson stated Bill Cullum of Downtown Aiken Development Corporation was present to respond to any questions.

Mr. Cullum stated the proposal before Council resulted from a meeting about eight months ago which led him to NCDS as a professional fund raising organization. He said the company has raised \$1.1 million for a main street development program in Alabama. He said NCDS has completed over 600 fund raising projects throughout the country. Mr. Cullum stated in looking at the strategic planning process Aiken has

been going through for the last fifteen months and the projects that have been suggested he felt a fund raising project might help make some of the dreams come true. He said some of the potential projects discussed were: downtown development including the streetscape plan, the cultural arts center, funding for Downtown's operating budget, business and convention center, industrial park improvements, and possible additional industrial park space and educational issues such as relocating the school district headquarters.

Councilman Anaclerio stated it seemed the fund raiser would be like having a bond issue without incurring bond or debt. He said if the city were a sponsor of the fund raiser he wondered if the citizens would interpret it as a way of raising taxes.

Mr. Cullum stated the fund drive would be over a four or five year pledge arrangement with the business community. He stated he did not feel it would be interpreted as raising taxes as the commitments would be on a volunteer basis. He stated in other communities where NCDS has operated that many of the communities have had them back for the second and third event. He said the fund raiser builds the type of cooperation and feeling with the citizens and business owners where they feel they have the ability to be a part of the ownership of the projects.

Mr. Steve Dorough, of National Community Development Services, Inc., explained the process of NCDS in fund raisers. He said NCDS was seventeen years old and based in Atlanta with a 26 member staff. He said the staff is skilled in working with communities and non-profit organizations to develop funding for specific projects. He said the feasibility study involves about six weeks of research and study and interviews with 70 to 75 business and professional community leaders. A comprehensive report and recommendation will be presented to the joint organizations requesting the study as to whether the goals desired are feasible. Then an agreement would be presented for service in conducting the funding campaign. He said about 75% of the time the feasibility analyses are positive. About 25% to 35% of the time the company recommends against funding for various reasons.

Council discussed the proposal with Mr. Dorough at length asking questions about the process of the campaign. Mr. Dorough stated the company would work with the four organizations involved in the study to develop a prospective interviewing pool. Personal interviews would be conducted for the completion of an interview questionnaire for the feasibility analysis which is a six week research that would lead to the report recommendation for a funding campaign. If the feasibility study is positive, then a contract will be offered for the funding campaign. The proposal presented to Council at this time is for approval for the feasibility study. Mr. Dorough stated two things that lead to a successful campaign are the compelling vision for the community and strong leadership. He said both are evident in Aiken.

Councilmembers asked why the campaign could not be conducted by volunteers in the community by talented citizens rather than paying a company to do the campaign. Mr. Dorough stated he felt the talent was available in Aiken, but in most cases the talent is not available seven days a week for the duration of the campaign. He said the service offered by his company was not magic, but one of experience and expertise and a full time service.

Councilmembers also expressed concern about the city being a sponsor of the campaign and wondered if other cities had conducted fund raising campaigns using NCDS. Mr. Dorough stated one other city had used his company along with other sponsors, and it was successful. It was pointed out that projects for the campaign are well defined, and people are willing to support something when they know what the project will be.

Councilman Perry moved, seconded by Councilman Anaclerio and unanimously approved, that the City of Aiken engage the firm of NCDS to conduct a feasibility study for a fund raising effort to benefit the Chamber of Commerce, the Economic Development Corporation, the Downtown Development Corporation, and the City of Aiken for a cost of \$12,500, including the management fee of NCDS and the travel and expenses of the company.

EMPLOYEE INCENTIVE PROGRAM

Incentive Program

Mr. Thompson stated that at the 1993 Horizons meeting Council had suggested that the city staff develop an employee incentive program to recognize and reward employees for effective cost saving ideas and suggestions. He said the staff has

developed a program outline and is recommending that Council consider authorizing the City Manager to institute and administer the program.

Mr. Thompson stated the incentive program would serve as Council's formal recognition of cost savings suggestions. The program suggested would distinguish between the cost savings that an employee should identify as part of his regular job and cost savings that are above and beyond the call of duty. The Assistant City Manager and the department heads would make recommendations on the merit of the suggestions.

Mr. Thompson stated Frances Thomas, the Assistant City Manager, developed the program from the comments of the Department Heads and from programs in place in other local governments and companies. He said an employee would be eligible for up to 10% of the savings identified within a single year, up to a maximum of \$1,000. He said the team savings may need to be adjusted to support the team management system.

Mr. Thompson stated the staff will bring any substantial cost savings identified through City Council for formal recognition and award. He said there may be many smaller awards presented under the program, and Council may wish to recognize those as a group at the annual awards luncheon.

Mr. Thompson stated the staff was recommending that Council authorize the City Manager to establish the employee incentive program to recognize and reward cost saving suggestions submitted beyond the employee's normal range of duties.

Council discussed the program and how the staff would determine a real savings. Mr. Thompson stated each circumstance will be different and each submittal will have to be considered individually by a review committee.

Councilman Anaclerio moved, seconded by Councilman Radford and unanimously approved, that Council approve the proposed employee incentive program for the City of Aiken.

CABLEVISION

Robin Cable Systems
Palmetto Cablevision
Woodside Cablevision
Palmetto Federal

Mr. Thompson stated Council needed to consider approval of the transfer of Woodside Cablevision to Robin Cable Systems.

Mr. Thompson stated Robin Cable Systems which owns and operates Palmetto Cablevision is proposing to purchase Woodside Cablevision. The franchise granted to Woodside Cablevision by the city requires that any transfer or assignment of rights under the franchise must first be approved by City Council.

Under the agreement between Woodside Development and Robin Cable Systems, Robin Cable is purchasing the assets, franchise and license of Woodside Cable and this is regulated by the city's franchise ordinance. Mr. Holly, City Attorney, has stated that Council's review of the transfer needs to consider whether the buyer, Robin Cable System, has the legal, financial, technical and other qualifications to properly acquire and operate the Woodside system. The city has requested additional information through Woodside Development concerning the operations of the former Woodside Cablevision System, including the name and the specifics of how this system will be operated under the franchise agreement.

Mr. Thompson stated the Cable Communications Ordinance adopted by the city does levy a \$3,500 application fee for the approval of a transfer. He said Council needs to consider approval of the transfer of the assets and franchise of Woodside Cablevision to Robin Cable Systems and whether to charge or waive the \$3,500 fee. He said usually there would be expenses involved in a transfer, but with the transfer of a local operation there would be very little expense involved.

A public hearing was held on the proposed transfer of Woodside Cablevision to Robin Cable System and no one spoke.

Mr. Holly stated according to information received from Mr. Greenberg, of Palmetto Cablevision, as soon as feasible Robin Cable Systems will operate the Woodside Cablevision system under the name of Palmetto Cablevision and through its franchise which is city-wide. There will not be a change over in the equipment used until Palmetto has had an opportunity to fully evaluate and understand the

existing Woodside equipment. Once that is done Palmetto will switch over to using their own equipment in the Woodside system. He said Robin Cable Systems and Woodside Cablevision were of the opinion that they did not have to get City Council approval for the transfer. However, after reviewing the documents he said he felt the companies did have to get Council's approval for the transfer.

Councilman Perry moved, seconded by Councilman Anaclerio and unanimously approved, that Council approve the transfer of Woodside Cablevision to Robin Cable Systems, Inc. and that Council waive the \$3,500 fee but if the city has any expenses involved in the transfer that Robin Cable Systems be asked to pay the expenses involved.

RECOGNITIONS

PACT Team

Mr. Thompson recognized David Myers, of the Public Safety Department. He stated Officer Myers was a member of the PACT Team in the Community Oriented Policing program. As part of his routine Officer Myers will attend Council meetings when he is on duty.

Davis, Wendell

Councilwoman Price recognized Captain Wendell Davis. She pointed out Captain Davis will be leaving the City of Aiken, going to Orangeburg as their Public Safety Director. She stated Captain Davis had served the City of Aiken well and would be missed.

Massey, Greg

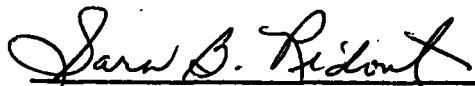
Councilwoman Price also recognized Greg Massey for his efforts in working on the Washington Circle annexation. She stated he had worked very hard and diligently in getting the necessary signatures for annexation of the Washington Circle area.

Recreation Department

Mayor Cavanaugh recognized the Recreation Department for its recognition in the Southeastern Regional Center for Drug Free Schools and Communities. He stated Aiken's Recreation Department was mentioned in this publication for its "Just Say No Rally and Walk" and the "Gym Jams" programs.

ADJOURNMENT

There being no further business, Councilman Anaclerio moved, seconded by Councilwoman Price and unanimously approved, that the meeting adjourn. The meeting adjourned at 9:10 P.M.


Sara B. Ridout
City Clerk