



# MINUTES

## FORMAL MEETING OF CITY COUNCIL

City Hall, 206 S. Main Street, Council Chambers

Monday, September 11, 2023 - 5:30 p.m.

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1. **CALL TO ORDER**

Mayor Knox H. White

2. **INVOCATION**

Mayor White invited meeting attendees to stand for a moment of silence to honor the 22<sup>nd</sup> anniversary of September 11.

The Communications and Neighborhood Relations Department presented a video documenting the 2023 Greenville City 9/11 Memorial Stair Climb. Mayor White offered his gratitude to the Greenville Fire Department and thanked those who participated in the event.

3. **PLEDGE OF ALLEGIANCE**

4. **ROLL CALL**

The following members of City Council were in attendance: Mayor Knox White, Lillian Flemming, Ken Gibson, Wil Brasington, Russell Stall, and Dorothy Dowe.

Absent: John DeWorken

5. **APPROVAL OF THE MINUTES**

August 28, 2023; Approved as submitted.

6. **COMMUNICATIONS / ANNOUNCEMENTS FROM THE MAYOR AND COUNCIL**

None

7. **CITIZENS WISHING TO ADDRESS COUNCIL**

Alan Ethridge, Metropolitan Arts Council, extended an invitation to City Council for the Metropolitan Arts Council (MAC) 50<sup>th</sup> anniversary celebration taking place on Thursday, September 21. Mr. Ethridge reported that MAC has recently received a \$1,000,000 donation as well as a \$250,000 naming opportunity for a gallery in the West End. Mr. Ethridge also reported that MAC has recently created an endowment for the education of aspiring artists. Mr. Ethridge thanked Council for their support of MAC and for their support of the arts within the City.

8. **PRESENTATION**

- a. Juneteenth Essay Scholarship Recipient  
Mackenzie McDuffie was recognized as the National Council of Negro Women Juneteenth Essay Scholarship recipient and recited her essay during the meeting.

9. **PUBLIC HEARING**

None

**10. RECOGNITIONS AND APPOINTMENTS – Boards and Commissions**

None

**CONSENT AGENDA**

*There will be no discussion of Consent Agenda items unless a Council member so requests in which event the item in question will be considered separately.*

Councilmember Gibson moved, seconded by Councilmember Flemming, to approve second and final reading of agenda items 11a, 11b, and 12a of the Consent Agenda. The motion carried unanimously.

**11. UNFINISHED BUSINESS – (Ordinances – Second and Final Reading)**

- a. Ordinance to appropriate \$100,000 in the Miscellaneous Grant Fund and Capital Projects Fund for Sliding Rock Creek Trail Phase 2
- b. Ordinance to approve the FY2023 Operating Budget for the South Carolina Technology and Aviation Center Board of Directors and to accept the FY2022 Annual Auditor's Report

**12. NEW BUSINESS – (Ordinance – First Reading)**

- a. Ordinance to authorize the City Manager to execute a fourth amendment to the Lease Agreement for the operation of a restaurant in the Falls Park Building

**13. NEW BUSINESS – (Resolutions – First and Final Reading)**

None

**REGULAR AGENDA**

**14. UNFINISHED BUSINESS – (Ordinances – Second and Final Reading)**

None

**15. NEW BUSINESS – (Ordinances – First Reading)**

- a. Ordinance to appropriate \$82,000 in the Miscellaneous Grant Fund for the Emerald Ash Borer Mitigation Program

Councilmember Dowe moved, seconded by Councilmember Stall, to approve first reading. The motion carried unanimously.

- b. Ordinance to annex approximately 0.372 acre of real property and 0.389 acre of adjacent right-of-way located at Calder Street and Pendleton Street and to provide the zoning designation of RNX-C, Neighborhood Flex C District (Tax Map Numbers 0121000700200, 0121000700300, 0121000700400) (AX-21-2023)

Councilmember Stall moved, seconded by Councilmember Gibson, to approve first reading.

Councilmember Dowe inquired if the houses located on a proposed Woven site would be relocated to this property. Planning Administrator Mary Douglas Hirsch responded affirmatively.

After discussion, the motion carried unanimously.

- c. Ordinance to annex approximately 0.364 acre of city owned right-of-way on Market Point Drive (AX-22-2023)

Councilmember Gibson moved, seconded by Councilmember Stall, to approve first reading. The motion carried unanimously.

- d. Ordinance to amend Section 19-4.2, Development Bonus, of the Code of Ordinances of the City of Greenville by clarifying the development bonus applicability requirements, providing a fee in lieu payment option for small mixed-use projects, and clarifying rounding requirements (Z-7-2023)

Councilmember Dowe moved, seconded by Councilmember Stall, to approve first reading.

Ms. Hirsch advised that after receiving feedback from local developers, staff has determined necessary text amendments are needed for clarification. Ms. Hirsch provided the following amendments:

1. Development bonus will apply to the entire project, not just to extra levels;
2. For small mixed use developments, a fee in lieu payment option will be offered;  
and
3. Rounding clarification so the 30 unit threshold will be removed.

After discussion, the motion carried unanimously.

- e. Ordinance amending Chapter 16, Article II, Division 3, of the Code of Ordinances of the City of Greenville regarding noise

Councilmember Brasington moved, seconded by Councilmember Dowe, to approve first reading.

City Attorney Leigh Paoletti stated extensive growth within the City and increased complaints regarding noise prompted a re-evaluation of the existing Noise Ordinance. Ms. Paoletti referenced to the advancements in noise measurement technology which has been used to conduct a sound study to collect data that assisted with the proposed amendments. Ms. Paoletti stated the amendments will affect measurements that determine violations, standards for law enforcement, and establishment of minimum fines for violations.

Councilmember Dowe inquired for confirmation that minimum fines for violations would not be able to be suspended. Ms. Paoletti responded affirmatively. Councilmember Dowe requested confirmation of whether the noise ordinance affects the entire City. Ms. Paoletti responded affirmatively. Councilmember Dowe also inquired if there were

exemptions in the Ordinance for high school sports fields and stadiums. Ms. Paoletti responded affirmatively and advised that the proposed amendments were not expected to change the existing exemptions. Councilmember Dowe suggested that the language addressing these venues be presented at second and final reading of the Ordinance. Chief Thompson advised the Police Department welcomes the proposed amendments and that they will allow for appropriate enforcement for the growing number of complaints and violations.

Councilmember Brasington stated he receives noise complaints from constituents that involve aural sound as well as low-frequency sound vibrations. Ms. Paoletti advised that the technology used in the study measures A-weighted decibels, referred to as dB(A), rather than frequency. Ms. Paoletti also advised that, while the Ordinance does not specify a decibel threshold for low-frequency sound vibrations, the Code of Ordinances prohibits any noise that substantially interferes with the comfortable enjoyment of persons of ordinary sensibilities.

After discussion, the motion carried unanimously.

- f. Ordinance to appropriate \$1,340,000 from the Capital Projects Reserve in the Capital Projects Fund for the acquisition of a parcel (and improvements thereon) totaling approximately 0.154 acre of real property identified as 15 Reedy View Drive (Tax Map Number 0058000200201)

Councilmember Flemming moved, seconded by Councilmember Gibson, to approve first reading.

Councilmember Dowe inquired if the maintenance of the property would fall under the responsibility of the Parks, Recreation, and Tourism Department. City Manager Shannon Lavrin responded affirmatively.

After discussion, the motion carried 5-0, with Councilmember Stall abstaining. (See *attached statement*.)

## 16. NEW BUSINESS – (Resolution – First and Final Reading)

- a. Resolution consenting to the annexation of approximately 0.364 acre of right-of-way owned by the city of Greenville on Market Point Drive (AX-22-2023)

Councilmember Gibson moved, seconded by Councilmember Brasington, to approve first and final reading. The motion carried unanimously.

- b. Resolution to authorize the acquisition of a parcel of real property (and improvements thereon) totaling approximately 0.154 acre identified as 15 Reedy View Drive (Tax Map Number 0058000200201)

Councilmember Flemming moved, seconded by Councilmember Gibson, to approve first and final reading. The motion carried 5-0, with Councilmember Stall abstaining. (See *attached statement*.)

**17. STAFF REPORTS**

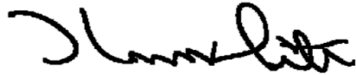
City Manager Shannon Lavrin provided information on the following items:

- a. Greenville Fire Department's Opioid Response Team. Ms. Lavrin introduced the new Opioid Response Team and reviewed the goals of the Team in conducting research on substance use in the City that will aid in training personnel in substance use response and treatment. Ms. Lavrin advised the Team will also serve to promote substance use education, prevention, and support.

Councilmember Dowe inquired about the Team's relationship with schools in the community. Ms. Lavrin advised that the Team was recently created and plans are to develop those relationships as the Team progresses.

- b. 9/11 Memorial Stair Climb. Ms. Lavrin thanked the Communications and Neighborhood Relations Department for producing the 2023 Greenville City 9/11 Memorial Stair Climb video.

- 18. ADJOURN.** There being no further business, the meeting adjourned at 6:08 p.m.



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KNOX H. WHITE, MAYOR

ATTEST:



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CAMILLA G. PITMAN, MMC, Certified PLS  
CITY CLERK

MEETING NOTICE POSTED AND MEDIA NOTIFIED ON SEPTEMBER 8, 2023.



## STATEMENT OF POTENTIAL CONFLICT OF INTEREST

**TO:** Mayor, or Presiding Officer of Greenville City Council  
**FROM:** Mayor Knox H. White

Pursuant to the Code of Ordinances of the City of Greenville, Section 2-266, "I make this statement concerning the matter described below, action or decision upon which will directly affect an economic interest as contemplated by the Ethics, Government Accountability and Campaign Reform Act of 1991:"

A. The matter requiring action or decision is as follows:

### Formal Meeting Agenda Items

- 15f. Ordinance to appropriate \$1,340,000 from the Capital Projects Reserve in the Capital Projects Fund for the acquisition of a parcel (and improvements thereon) totaling approximately 0.154 acre of real property identified as 15 Reedy View Drive (Tax Map Number 0058000200201)
- 16b. Resolution to authorize the acquisition of a parcel of real property (and improvements thereon) totaling approximately 0.154 acre identified as 15 Reedy View Drive (Tax Map Number 0058000200201)

B. The nature of my potential conflict is as follows:


- I have an economic interest which will be affected by the action.
- A member of my immediate family has an economic interest which will be directly affected.
- An individual with whom I am associated has an economic interest which will be affected.
- A business (either for profit or not for profit) with whom I am associated has an economic interest which may be affected directly or indirectly.
- A member of my immediate family, or by marriage relationships, is recommended for appointment to a municipal Board or Commission creating a conflict.

C. As a result of my potential conflict:

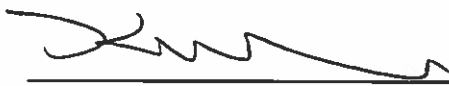
- I hereby withdraw/abstain/recuse from any votes, deliberations or other actions on this matter and request that my disqualification and the grounds therefore be noted in the minutes.
- I hereby left the meeting during the vote, deliberation or other action on this matter and request that my absence and the grounds therefore be noted in the minutes.

Date: 9/11/2023

Signature:  
Print Name:

  
Russell H. Stall

Accepted:

  
Mayor

The City Clerk attests the above action has been noted and is reflected in the Minutes.

  
City Clerk