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LAINGSBURG CITY COUNCIL PROCEEDINGS

October 2, 2017

APPROVED

Mayor Micheal Culpepper called the meeting to order at 7:00 p.m. in the City Hall Council Chambers.

Councilor Nickols led the Pledge of Allegiance.

Present: Micheal Culpepper, Alan Ducastel, Marcie Nickols, David Rhodabeck, Larry C. Sparkes, Brian Fredline and Larry L. Sparkes. Members absent: None.

Public Comment – None

Moved by L.C. Sparkes, seconded by Rhodabeck to approve the minutes of September 11, 2017, as presented. Motion carried.

Moved by L.L. Sparkes, seconded by Fredline to approve the Treasurer's Report subject to audit. All in favor, Motion carried.

Moved by Rhodabeck, supported by Fredline to approve amendments to the City of Laingsburg Zoning Ordinance ("Ordinance"); the following is a list of the amendments and their effects.

- Amendment to Section 424 – Elimination of the "Residential Primary Caregiver" use.
- Amendment to Section 423 – To allow "Central Business Mixed-Use" operations by-right, as well as concerns regarding size, location and other factors.
- Amendment to Section 507 – To allow the Zoning Administrator to interpret applications of "similar uses". This allows for administrative interpretation of some uses, not explicitly permitted in the Zoning Ordinance.
- Amendments to Section 507, Section 509, Section 510, Section 511, and Section 512 – To eliminate the "Residential Primary Caregiver Use" from the list of permitted uses in the "RO", the "RL", the "RL-1", and the "RM" districts.
- Amendment to Section 515 – To change "Central Business Mixed-Use" operations from a special land use to a permitted use in the "C-1" district. Also, to eliminate the "Non-Residential Primary Caregiver Use" from the list of special land uses in the "C-1" district.
- Amendment to Section 516 – To eliminate the "Non-Residential Primary Caregiver Use" from the list of special land uses in the "C-2" district.
- Amendment to Section 601 – To establish an administrative site plan review for developments "in fact or appearance, [are believed] to contain important historical and/or natural features" within the "C-1" district.
- Amendment to Section 603 – To eliminate the preliminary site plan review process and to eliminate the mandatory twenty-one (21) day waiting period for Site Plan Review applications.
- Amendment to Section 604 – To eliminate the preliminary site plan review process and expand the duties of the administrative site plan review process.

- Amendment to Section 605 and Section 606 – To eliminate the preliminary site plan review process from the “Standards for Review” and to introduce minor text changes to the “Final Site Plan Review” process.
- Amendment to Section 702 and Section 703 – To eliminate the preliminary site plan review process and to eliminate the mandatory twenty-one (21) day waiting period for Site Plan Review applications.
- Amendment to Section 832 – To eliminate “Central Business Mixed-Use” operations from being classified as a special land use.
- Amendment to Section 834 – To eliminate the “Non Residential Primary Caregiver Use”.
- Amendment to Section 1303 – To change the parking requirements in the “C-1, Central Business District” in order to allow bicycle parking to count towards the total parking requirement for new developments.
- Amendment to Section 1404 – An amendment to permit awning and projecting signs in the “C-1, Central Business District”.

Medical Marihuana Primary Caregivers will now be permitted by-right under state law, as a result the City is removing its additional permitting regulations. The following sections of the Zoning Ordinance are being amended as a result: Section 424, Section 507, Section 509, Section 510, Section 511, Section 512, Section 515, Section 516, and Section 834. Roll call vote: Yeas: Culpepper, Ducastel, Fredline, Rhodabeck, L.C. Sparkes and Nickols. Nays: L.L. Sparkes. Absent: None. Motion carried.

Moved by Fredline supported by Rhodabeck to appoint Jessica Bayer to the Library Board to fulfill the unexpired term of Betty Holmer through June 2019, effective immediately. Ayes: Culpepper, Ducastel, Fredline, Rhodabeck and Nickols. Nays: None. Abstain: L.C. Sparkes and L.L. Sparkes. Motion carried.

Moved by L.L. Sparkes, seconded by Fredline to close Grand River Road from S. Laing Street to High Street and Crum Street from N. Laing to Grand River Road and S. Woodhull Street from Williams Street to Grand River Road on Saturday, December 2, 2017, from 3:00 p.m. until 9 p.m. for the LBCA Winterfest. Roll call vote: Yeas: Ducastel, Fredline, Nickols, Rhodabeck L. C. Sparkes, L.L. Sparkes and Culpepper; Nays: none; Absent: None. Motion carried.

Moved by Rhodabeck, seconded by Ducastel to pay the bills in the amount of \$354,182.74, using General Fund check numbers 39632 – 39676 and electronic payments of \$351,691.56 for September. Roll call vote: Yeas: Culpepper, Ducastel, L.L. Sparkes, Fredline, Rhodabeck, L.C. Sparkes and Nickols. Nays: None. Absent: None. Motion carried.

Moved by Rhodabeck, supported by L.C. Sparkes to appoint Rob Frank to select the roof contractor based on price and his experience. All Nays, motion failed.

Moved by Fredline, supported by L.L. Sparkes to accept the roof quote from Merrell Roofing. Roll call vote: Yeas: Ducastel, Fredline, Nickols, Rhodabeck, L. C. Sparkes and L.L. Sparkes. Nays: none. Abstain: Culpepper. Absent: None. Motion carried.

Moved by L.C. Sparkes, supported by Fredline to use Bid Corp to sell the 2006 Ford Crown Vic and some equipment with a minimum bid of \$1,500. Roll call vote: Yeas: Ducastel, Fredline, Nickols, Rhodabeck, L. C. Sparkes, L.L. Sparkes and Culpepper; Nays: none; Absent: None. Motion carried.

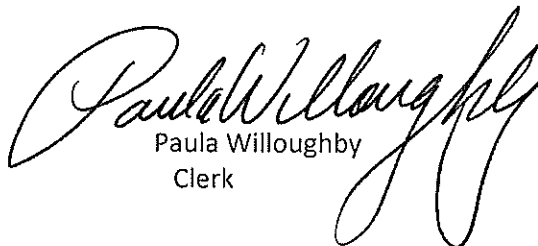
Moved by Rhodabeck supported by Nickols to appoint Linda Culpepper to the Board of Review for a three year term beginning December 1, 2017 through November 30, 2020. Ayes: Ducastel, Rhodabeck, L.C. Sparkes, L.L. Sparkes and Nickols. Nays: Fredline. Abstain: Culpepper. Absent: None. Motion carried.

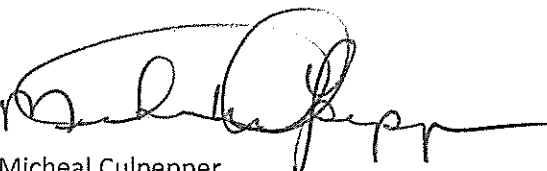
Councilmen L.C. Sparkes presented the City Council with a resignation that would be effective November 1, 2017 due to the fact that he will be moving out of the City.

L.L. Sparkes moved to accept the resignation of Larry C. Sparkes, supported by Ducastel. Ayes: Ducastel, Rhodabeck, L.L. Sparkes and Nickols. Nays: Fredline and Culpepper. Abstain: L.C. Sparkes. Absent: None. Motion carried.

Fredline moved, seconded by Rhodabeck to reconsider the resignation of Larry C. Sparkes and not accept the letter of resignation received at this meeting until the next regularly scheduled meeting per the City Charter. Ayes: Ducastel, Rhodabeck, L.L. Sparkes, Fredline, Culpepper and Nickols. Nays: None. Abstain: L.C. Sparkes. Absent: None. Motion carried.

Moved by Fredline, seconded by Rhodabeck to adjourn. The motion was unanimous and the meeting adjourned at 7:46 p.m.


Paula Willoughby
Clerk


Micheal Culpepper
Mayor