

**MINUTES
MAULDIN CITY COUNCIL
AUGUST 21, 2017
7:00 PM
COUNCIL CHAMBERS**

Members present were Mayor Dennis Raines, Council members Taft Matney, Terry Merritt, Carol King, Scott Crosby, Larry Goodson and Dale Black. City Attorney John Duggan and City Administrator Trey Eubanks were also present.

1. Call to order. – Mayor Raines
 - a. Invocation- Councilman Merritt
 - b. Pledge of Allegiance- Councilman Merritt
 - c. Welcome- Mayor Raines
2. Proclamations and Presentations-Mauldin Chamber; Firefighter recognitions

Trey reminded council of Memberfest next month and upcoming business after hours events.

Chief Stewart recognized 14 members of the fire department who had been involved in cardiac saves, and two who saved a lady from a house fire.

Councilman Goodson said he noticed a little girl who had hyperextended her neck at a community pool. The fire department was called and came out to help her. They were extremely professional and knew exactly what to do. Councilman Goodson said he would like to see ALS at three stations.

3. Reading and approval of minutes.- Council minutes July 17, 2017; Special Called Council July 25, 2017; Special Called Council August 7, 2017; Special Called Council August 9, 2017

Councilman Merritt made a motion to approve the council minutes from July 17, 2017. Councilman Crosby seconded the motion. Councilman Merritt asked Ms. Miller to review the minutes regarding a comment that was attributed to Councilman Crosby regarding the budget. With the understanding the minutes would be checked, the vote was unanimous (7-0).

Councilwoman King made a motion to approve the council minutes from July 25, 2017. Councilman Merritt seconded the motion. Councilman Black recused himself from the vote since he was not in attendance at the meeting. The vote was unanimous (6-0).

Councilman Crosby made a motion to approve the council minutes from August 7, 2017. Councilman Black seconded the motion. The vote was unanimous (7-0).

Councilman Merritt made a motion to approve the council minutes from August 9, 2017. Councilman King seconded the motion. Councilman Matney recused himself

from the vote since he was not in attendance at the meeting. The vote was unanimous (6-0).

4. Public Comment.- None
5. Report from City Administrator- The project at the cultural center is going well and should be complete before some scheduled September events. The concession stand at Springfield Park is nearing completion.

Trey introduced Mark Putnam, our new Human Resources Director.

6. Reports from Standing Committees- Reports are on file. Councilman Merritt asked about the judicial report. Trey said he would get one to council. Angela Martin is out on sick leave.
 - a. Recreation (Chairman Merritt)- Chairman Merritt reminded council that the event Coaches for Character would be held tomorrow at the Senior Center at 6:00 p.m.
 - b. Finance and Policy (Chairwoman King)
 - c. Public Safety (Chairman Crosby)
 - d. Public Works (Chairman Goodson)- Chairman Goodson said he received a Public Works on call list. He asked if they were paid on-call. Trey said they are not classified as Class 1 employees under the FLSA. Chairman Goodson asked that the list be forwarded to all council members.
 - e. Economic Planning and Development (Chairman Matney)
 - f. Building Codes (Chairman Black)

7. Unfinished Business

- a. Consideration and action on annexation at 603 Brooks Road (Building Codes)- Chairman Black made a motion to accept this ordinance on second reading. Councilman Goodson seconded the motion and the vote was unanimous (7-0).
- b. Consideration and action on an ordinance to establish a moratorium to prohibit the issuance of building permits for new development or redevelopment of property located on Main Street and specifically described in the proposed ordinance (Committee of the Whole)- Councilman Merritt made a motion to consider this item informally. Councilman Crosby seconded the motion and the vote was unanimous (7-0).

This is a moratorium for 120 days to stop the issuance of permits and business licenses for new development or redevelopment of property on Main Street as described in the ordinance. Chairman Black made a motion to accept this ordinance on second reading. Councilman Matney seconded the motion. Chairman Black stated this does not prohibit someone from selling their property or transferring owners in the same type of business as long as they do not tear

the structure down or completely remodel the building. Councilman Merritt said during this 120 days we will have public meetings to talk about the plan and he asked that the meetings not be squeezed in between other long meetings or advertised last minute. He would like to coordinate these meetings like the landscaping workshops when the public was invited to come look at drawings and ask questions. Chairman Black reiterated this is not a rezoning of the properties, only a moratorium. The vote on the ordinance was unanimous (7-0).

8. New Business

- a. Consideration and action on Freedom Church lease (Rec)- Freedom Church has been renting portions of our senior center on Sundays and Wednesdays. They have been a great tenant. Chairman Merritt made a motion to renew the lease with the Church for Sunday mornings and some Wednesday evenings. Councilman Black said when we redo the gym floor at the Senior Center, we need to help them find another place to meet. Councilman Matney seconded the motion. Chairman Merritt said the rental agreement talks about the whole senior center, but the church actually just rents the gymnasium, the meeting room downstairs and then the upstairs room.

Councilman Goodson asked the fire department if there had been a codes inspection of the meeting spaces. The pastor said an inspection was done before the church initially moved in. Chief Stewart said the department could do an inspection. The church does not meet for long enough hours to warrant a mandatory inspection, but the department would be glad to do one if council chooses.

Chairman Merritt said he had the pleasure of attending a service there and was impressed. The vote to renew the contract was unanimous (7-0).

- b. Consideration and action on vehicle logos (Finance)- Chairwoman King made a motion to approve the logos provided. Councilman Merritt seconded the motion and the vote was unanimous (7-0). Councilman Black pointed out that the agenda summary states no employees take vehicles home. Public Safety does have take home vehicles.
- c. Consideration and action on Greenville County mutual aid agreement (Public Safety)- Chairman Crosby made a motion to allow the mutual aid agreement with the municipalities of Greenville County. John Duggan has reviewed the agreement. Councilman Goodson seconded the motion and the vote was unanimous (7-0).
- d. Consideration and action on Clemson University mutual aid agreement (Public Safety)- Chairman Crosby made a motion to allow the mutual aid agreement with Clemson University . This allows our officers to continue working the Clemson football games. Clemson University pays us for officer coverage. John Duggan has reviewed the agreement Councilman Goodson seconded the motion and the vote was unanimous (7-0).
- e. Consideration and action on interoperable radio agreement (Public Safety)- Chairman Crosby made a motion to accept the radio agreement. A grant will be used to purchase the radios. This agreement will allow all fire departments in Greenville County to communicate with other on the same frequency. John

Duggan has reviewed the agreement. Councilman Matney seconded the motion and the vote was unanimous (7-0).

- f. Consideration and action on recycling container (Public Works)- Chairman Goodson said the trash outside the recycling container on Jenkins Street has gotten out of control. He went by today and the trash was everywhere in Hefty bags. Chairman Goodson made a motion to remove the Greenville County recycling containers. Councilman Merritt went by yesterday afternoon and watched a couple breaking down boxes and putting them up into the container and there was no trash when he was there. Councilman Merritt said if we move the containers, then people will stop recycling. We could put up cameras to monitor the activity. The police department can start enforcing against the littering and illegal dumping. The property does not belong to the City, it belongs to the railroad. Councilman Merritt said the public works department can throw the trash into their trucks and get rid of it.

Chairman Goodson said he understands because he uses the containers as well. The problem is getting worse. Public Works is short handed and does not have time to go clean the trash up. The department has to be focused on trash, limbs and brush pickup for the residents. Mayor Raines asked where the closest recycling facility is. Gary said either Simpsonville or Fountain Inn. Mayor Raines said he is getting calls from people saying the trash is blowing into their yards. Chairman Goodson said when Public Works is fully staffed he would love to see us get a manned recycling station like is on Stone Avenue in Greenville. It stays immaculate.

Councilman Merritt said even if we move the containers people will still dump their trash. Councilman Black said he doesn't want to get rid of them either since people like to use them. No matter what you do people won't be satisfied. Councilman Crosby asked about the lower parking lot next to the fire department. Could we move the containers there? Trey said he would like to point out that we would be moving forward with the downtown master plan and it would have to be relocated again when that happens. The containers are under surveillance now. The police department is writing citations. Public Works gets out there regularly to pick up trash and the problem is increasing. Our PW Director worked in another jurisdiction that removed a container like this and there was no dumping after it was removed. Councilman Crosby said he doesn't like the idea of moving the container around and is not sure we have a long term solution.

Councilman Merritt said instead of taking the time to come up with a solution, we are talking about taking this away and saying maybe we can bring it back later. This suddenly became a pressing issue that has to be taken care of right now instead of taking time to consider what really can be done. Chairman Goodson said he has seen more mattresses in the last three months left there than he has ever seen. Councilman Merritt said the city is growing. Traffic is increasing.

The vote was 5-2 to remove the container with Councilman Merritt and Councilman Black dissenting.

- g. Consideration and action on zoning board appointment (Building Codes)- Paul Calabrese was appointed to the zoning board by council ballot.
- h. Consideration and action on text amendment to allow multifamily housing by conditional use (Building Codes)- This will permit residential as a conditional use on the top of a commercial building in C1, C2 and S1 zonings. Chairman Black made a motion to accept this ordinance on first reading. Councilwoman King seconded the motion and the vote was unanimous (7-0).
- i. Consideration and action on text amendment for off-street parking requirements (Building Codes)- Chairman Black made a motion to accept this ordinance on first reading. Councilman Crosby seconded the motion and the vote was unanimous (7-0).
- j. Consideration and action on text amendment regarding building height and height bonuses (Building Codes)- Chairman Black made a motion to accept this ordinance on first reading. Councilwoman King seconded the motion and the vote was unanimous (7-0).
- k. Consideration and action on text amendment for flexible setbacks (Building Codes)- Chairman Black made a motion to accept this ordinance on first reading. This ordinance will allow for front or street side dining and parking can be in the back. Councilwoman King seconded the motion and the vote was unanimous (7-0).

Trey said these four ordinances promote design standards and provides flexibility with our ordinances for new developments.

9. Public Comment

Leo Joyce: On the recycling bin, it appears that it is inconvenient for public works, police and you people. If someone throws garbage in the street, is it a crime? We have cameras, trucks. Why aren't the people doing this in jail? Let them be inconvenienced. I think it would soon disappear. That is not just saying there is nothing we can do. We can.

- 10. Consideration and action on executive session- State Statute Section 30-4-70 (a) (2), Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened or potential claim, or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary positions involving the assertion against the agency of a claim.- Development agreement and intergovernmental agreements

Councilman Matney made a motion to go into executive session with Councilman Crosby seconding. The vote was 6-1 with Councilman Merritt voting against.

Councilman Matney reported no votes were taken and no decisions were made.

11. Possible action on items discussed in executive session
12. Council requests
13. Adjournment.- Mayor Raines adjourned the meeting.

Respectfully Submitted,

Cindy Miller
Municipal Clerk