

**MINUTES  
MAULDIN CITY COUNCIL  
NOVEMBER 21, 2016  
7:00 PM**

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

1. Call to order.- Mayor Raines
  - a. Invocation- Councilman Goodson
  - b. Pledge of Allegiance- Councilman Goodson
  - c. Welcome- Mayor Raines
2. Proclamations and Presentations-Mauldin Chamber; Marine Corps band presentation; Police Department support-Moonstruck; Audit presentation- Greene, Finney and Horton

Trey reported that the Chamber banquet was a great event. Pat had previously sent out a calendar of events for the chamber.

The Mayor received the framed picture the Marine Corps band sent to Mauldin. It will be placed prominently in the lobby.

Jimmy and Pam Harris from Moonstruck presented Back the Blue necklaces to the female police officers in the department. The necklaces are available for purchase and 20% of the proceeds go our police department. Moonstruck is the only store in South Carolina selling the necklaces. The Harris' thanked the police department for all they do to help protect our community.

David Phillips from Greene, Finney and Horton presented the audit. We received an unmodified opinion, which is the best. We are very strong financially.

3. Reading and approval of minutes.- Council minutes October 17, 2016; Special called council November 7, 2016. Councilman Matney made a motion to accept the October 17<sup>th</sup> minutes as distributed with Councilman Goodson seconding. The vote was unanimous (7-0). Councilman Matney made a motion to accept the special called November 7<sup>th</sup> minutes with Councilman Merritt seconding. The vote was unanimous (7-0).
4. Public Comment.- None
5. Report from City Administrator- Trey thanked council for the comments on our new monthly report. Keira Kitchings is doing a great job with the newsletter.

Starting tomorrow, the skylights at city hall will be repaired.

The stage cover at the cultural center will be installed next week.

The 12 Days of Christmas will start December 1<sup>st</sup> as a cooperation between the City and the Chamber.

The employee Christmas lunch is December 8<sup>th</sup> and the boards and commission dinner is December 6<sup>th</sup>.

6. Reports from Standing Committees

- a. Economic Planning and Development (Chairman Matney)- The report is on file.
- b. Public Works (Chairman Goodson)- The report is on file.
- c. Finance and Policy (Chairwoman King)- The report is on file.
- d. Building Codes (Chairman Black)- The report is on file. Kim Hamel was out for the Thanksgiving holiday.
- e. Recreation (Chairman Merritt)- The report is on file.
- f. Public Safety (Chairman Crosby)- The report is on file. Chief Stewart was out helping with the forest fires in northern Greenville County.

7. Unfinished Business- None

8. New Business

- a. Consideration and action on 2017 health insurance. (Finance)- Chairwoman King made a motion to accept the 2017 insurance programs. Health, dental and vision premiums will stay the same and we had a 0% increase. Councilman Goodson seconded the motion and the vote was unanimous (7-0).
- b. Consideration and action on FILOT for Project Siberian (EPD)- This will bring \$8.17 million investment to the area. This is an agreement for FILOT for this project. Chairman Matney made a motion for this tax credit for Project Siberian. Councilman Merritt seconded the motion and the vote was unanimous (7-0).
- c. Consideration and action on road resurfacing list (PW)- Chairman Goodson made a motion to approve the match for road paving and approve the list. Some of the roads that were on the 2016 list are still being worked on. Councilman Crosby seconded the motion. Councilman Matney asked if there was anyway to push the projects. A road striping project took over a year. They said we could encourage them to move quicker. The vote was unanimous (7-0).
- d. Consideration and action on honor/memorial policy (Finance and Policy)- Chairwoman King made a motion to accept the honor/memorial policy. Councilman Merritt seconded the motion and the vote was unanimous (7-0).

- e. Consideration and action on smoking ordinance (Finance and Policy)-  
Chairwoman King made a motion to accept this ordinance on first reading. Councilman Matney seconded the motion. Councilman Black said there is a discrepancy in the ordinance. Part of it says smoking and smokeless tobacco are prohibited in municipal properties or equipment. We do have designated smoking areas at city hall. We need to add a phrase for designated smoking areas. They said we could add the phrase “except in designated smoking areas as defined.”

Councilman Goodson said 18-39-2 says property owned by the city. He asked if that would be lawnmowers, tractors, etc. We have a lot of people who have quit smoking and dip instead. We don't have a designated dipping area for them. He would like an implementation period of a year to let the employees know they have to quit and cannot dip while driving the equipment. He does not want to lose a good employee just because they are addicted to dipping. Councilman Crosby asked if municipal property would apply to Chicora Alley. It could also include the Jenkins Street warehouses. John Duggan suggested adding a phrase “except properties leased for private businesses.”

Councilman Goodson asked about his question on an implementation date. John Duggan said the City could build in an implementation date if they wanted to, allowing the employees to begin a cessation plan.

Councilman Crosby said he has issues with making this a misdemeanor. He doesn't like it personally, but does not want to outlaw it altogether. He doesn't see any justification for stopping spitting. It doesn't look good, but should not be against an ordinance.

Councilman Merritt said any time he goes to a doctor or applies for anything, they ask if you smoke. You pay a higher life insurance rate if you smoke. The Surgeon General has a warning on the side of cigarettes. We are one of the only municipalities that do not have an ordinance against smoking.

Chairwoman King said we are definitely not the first or last municipality to approach this issue. Over 50 municipalities in South Carolina already have an ordinance prohibit smoking on public property.

Councilman Crosby said he worked in the insurance business and knows that smokers pay higher premiums, but that is a choice they make. Insurers might not insure airplanes or other risky endeavors, but that doesn't mean they should be outlawed. Smoke does not affect everyone in the same way. Councilman Crosby said his mother smoked for 40 years and she is still alive and none of her children have had any ill effects.

Mayor Raines said an implementation date can be discussed in committee before council takes second reading in December.

The vote was 5-2 with Councilman Goodson and Councilman Crosby dissenting.

- f. Consideration and action on Springfield Park/Cultural Center construction bids (Rec)- Chairman Merritt made a motion to accept the bid from Capital Construction in the amount of \$881,000. \$731,000 will come from hospitality and accommodations and \$150,000 from the Greenville County recreation allocation we received this year. Councilman Black seconded the motion and the vote was unanimous (7-0).
  
- g. Consideration and action on Springfield Concession/RR bids (Rec)- Chairman Merritt made a motion to award a bid for the concession stand and restroom to International Construction in the amount of \$185,509. This will be paid for from the Greenville County Recreation allocation. Councilman Black seconded the motion. Councilman Goodson asked that we make sure that the subcontractor amounts are included in that total and not a separate expense. Van Brannon will verify that. Chairman Merritt amended his motion to add that total amount be verified. The vote as amended was unanimous (7-0).

9. Public Comment- None

10. Council requests.- None

Councilman Merritt thanked Janice Holcombe for all her help on the Veteran's Day ceremony.

11. a. Consideration and action on executive session pertaining to SC Code 30-4-70 (a) (1)- Discussion of employment, appointment, compensation, promotion, demotion, discipline or release of an employee. – City Administrator’s evaluation  
Councilman Crosby made a motion to go into executive session.  
Councilwoman King seconded the motion and the vote was unanimous (7-0).

Councilman Crosby reported out no action was taken and no decisions were made in executive session.

12. Possible action on items discussed in executive session - None
13. Adjournment.- Mayor Raines adjourned the meeting.

Respectfully Submitted,

Cindy Miller  
Municipal Clerk