

MINUTES
PUBLIC WORKS COMMITTEE MEETING
NOVEMBER 7, 2022, 6PM
CITY HALL - COUNCIL CHAMBERS
5 E. BUTLER ROAD
2nd committee meeting

Committee Members present: Jason Kraeling (Chair), Carol King, Michael Reynolds
Others present: PW Director Matthew Fleahman and Interim City Administrator Rebecca Vance

1. Call to Order- Chairman Kraeling
2. Public Comment- Submitted by email (attached)
3. Reading and Approval of Minutes
 - a. Public Works Committee Meeting: September 6, 2022

Motion: Councilwoman King made a motion to accept the minutes with Councilman Reynolds seconding.

Vote: The vote was unanimous (3-0).

4. Reports or Communications from City Officers
 - a. Public Works Director Matt Fleahman
Budget Review- The departments are where they need to be. The vector truck was delivered and the Public Works employees love it. The boom truck was also delivered. The HVAC project continues and several departments have had theirs replaced.

5. Unfinished Business- There is no unfinished business.

6. New Business
 - a. On-Call Sanitary Sewer Engineer Contract- CHA has bought Frazier Engineering. Nothing in the City's contract will change. All employees of Frazier will stay the same. This item needs to be approved for a name change only.

Motion: Councilwoman King made a motion to send this item to Council with Councilman Reynolds seconding.

Vote: The vote was unanimous (3-0).

- b. Municipal State Highway Project Agreement- This action would approve and authorize the Municipal State Highway Project Agreement for the Butler Road P030553 repaving project.

Motion: Councilwoman King made a motion to send this item to Council with Councilman Reynolds seconding.

Vote: The vote was unanimous (3-0).

7. Public Comment- None

8. Committee Concerns- Councilman Reynolds mentioned committee could look at addressing bulk items so it will be clear in the ordinance and clear up any confusion.

9. Adjournment- Chairman Kraeling adjourned the meeting at 6:32 p.m.

Respectfully Submitted,
Cindy Miller
Municipal Clerk

~ PUBLIC COMMENT ~

For Mauldin City Public Works Committee Meeting Monday, November 7, 2022 at 6:00 PM.

11/6/22 Submit by *MJ Seeche*, Member- Bent Brook HOA, Inc. (non-profit), Private Investor & Taxpayer. Representing Self. Conformant to advisement from Cindy Miller- Municipal Clerk on: 9/30/2022 8:43 AM Will be glad to include your comments in minutes regardless of whether you can attend the meeting or not. A PDF will be fine.
9/29/2022 8:26 AM You may submit in writing your comment for the minutes to me. Any time would be fine.
9/26/2022 9:43 AM Public comment will be included in minutes and no, there is no requirement to submit any information regarding items beforehand.

Subject: Clarifications, Errors and Omissions to Agenda Item 6a, New Business. Written & presented by Mathew D. Fleahman, Public Works Director, shown in Mauldin City Public Works Committee Minutes Monday, July 6, 2020 6:00 p.m. 5th committee meeting. Respectfully submitted by Cindy Miller. Below numbers refer to paragraphs in Item 6a from July 6, 2020 PW minutes, that were not originally numbered.

1. Greg Fincher- PW Director (former) saw no reason in 2008 to remove City dumpster, despite City no longer offering dumpster service to commercial business. Bent Brook is non-profit. To convert to 95 gallon green cans, MJ Seeche {MJS} & Mr. Fincher agreed that Bent Brook HOA would require compensation for \$950 dumpster 2005 payment as credit to can cost if Public Works (PW) wishes to eliminate dumpster.

2. Clarification: Dumpster was removed Jan. 2014 from Bent Brook by City when HOA {Bent Brook Home Owners Association} bought green cans at \$60 each full price. Michael Lambert, former PW Director, refused to discuss credit toward can cost for dumpster removal. MJ Seeche in writing indicated to Lambert no objection to conversion to cans & only concern was partial credit for dumpster cost. Lambert disrespected 8/12/04 Tom Lynn, former PW Director, written agreement that provides dumpster to remain at Bent Brook for resident use with City no charge trash removal on circle into perpetuity. City trash removal started April 2005. Omission: Director Fleahman failed to mention reason for not expecting to pay for green cans: Bent Brook paid \$950 for city dumpster under 8/12/04 written agreement with Thomas Lynn- former PW Director.

MJ Seeche explained in person to both Codes Enforcement Officer Jen Ryan 6/17/20 & PW Director Fleahman 6/19/20, PW agreement 8/12/04 & Lambert 12/12/13 letter. Copies were sent by MJS to Mathew Fleahman- PW Director, Brandon Madden- City Administrator & Simon H. Kaye- Bent Brook Association Manager 6/17/20 11:39 PM.

Jan. 2014 Lambert gave no consideration for 2005 Bent Brook HOA Dumpster \$950 payment per 8/12/04 PW agreement. Bent Brook HOA bought (not MJS) 8 green cans Jan. 2014 & 2 more subsequently. Lambert 12/12/13 letter to Bent Brook HOA indicates City to provide trash removal at circle, about 325 feet from Miller Rd., when green cans bought. Trey Eubanks- City Administrator, approved Lambert 12/12/13 letter to Bent Brook HOA, despite Mathew Fleahman 6/19/20 error assertion that Lambert 12/12/13 letter was not approved. Real Estate tax paid by 19 individual deeded unit owners, not HOA, covers City trash service. Not free. Same as single family house. Bent Brook HOA is victim of City PW dictated prior agreements being breached by PW, despite HOA good faith compliance. Bent Brook is not apartments.

3. Error: *“residents at the Bent Brook Town Homes have been disposing of loose hypodermic needles.”*

There was never any evidence or proof linking any Bent Brook resident to needle disposal in trash. Director Fleahman was not present 6/17/20 when Ms. Ryan required no notice meeting with MJS. Director Fleahman account of conversation is hearsay & factually inaccurate. Several owners reported to MJS seeing non residents dumping trash in cans. MJ Seeche was shocked, dismayed & pledged cooperation to all aspects of needles in trash & illegal dumping, when first informed 6/17/20 by Codes Enforcement Officer Jen Ryan. Same at meeting 6/19/20 commit to Director Fleahman on needles & illegal dumping. Signs were promptly

~ PUBLIC COMMENT ~

posted by MJS on medical waste & illegal dumping per Director Fleahman request. There had never been illegal dumping prior & none since signs posted. Cans were never dumped along road.

Contention was MJS being told on 6/17/20 by Ms. Ryan that claimed Bent Brook was not entitled to City trash service per ordinance. MJS advised professionally, three former PW Directors attested to Bent Brook right to City trash service. July 7, 2020 letter to Bent Brook HOA from Director Fleahman confirmed HOA right to City trash service. Ms. Ryan is no longer employed by City.

Ms. Ryan correctly cited excluded construction trash {flooring} placed street side for Bulk pickup. MJ Seeche removed items from curb days ahead of deadline, as Officer Ryan confirmed June 29, 2020 3:12 PM. Unit 104, T.L.H Lawson, inherited owner, had been warned twice prior with no fine, that City will not remove construction trash, per ordinance. Mr. Lawson was fined by HOA & paid \$50 per Bent Brook HOA, Fine Resolution For Violation of Trash Policy, notarized April 2, 2015. Recorded Instrument Number: 2019083434. Book Type: DE Book: 2578 Page: 4515. Recorded Date: 10/21/2019 03:28:07 PM Greenville County Register of Deeds. SC HOA Act 2018 compliant.

6/17/20 Josh Roberts- Sanitation Supervisor, was present with Ms. Ryan. MJS had to request there (3) time that he offer business card to know his authority. MJS does not entertain or consult persons that refuse to identify them self as is indecorous & combative. Mr. Roberts did not participate in conversation.

4. Omission: No citation. "To empty cans, City trash truck is required to back into the property and all the way to the backside of the parking lot, in order to retrieve cans in the dumpster storage area. This current pick up method is in violation of City Ordinance."

9. "Mayor Merritt asked if one-armed bandit would be able to get back to the dumpsters. Mr. Fleahman said it is hit or miss whether you can pull in and turn around. If you go in the morning, everyone is still home, and the cars are in the parking spaces.

Error & Omission: "pull in and turn around" does require use of parking spaces. Proof is City rear load trash truck backed in from April 2005 to July 2020 with no issues. From 1990 to April 2005 front load contractor trash truck had no access issue. From April 2022 to present contractor front load trash truck has no issue. Some residents brought cans to Miller Rd. from July 2020 to April 2022 for City trash removal dictate. HOA was forced to hire private service for bagged trash removal on circle, that it can ill afford. Some owners are too old to bring can to street, majority of owners refused to bring cans to street as Convents, Conditions & Restrictions require HOA to handle trash as part of monthly HOA fee. Board of Directors tried for 1 year to hire casual labor 1 hour per week to bring cans to/from street. Nobody wants job.

{Review End: Monday, July 6, 2020 6:00 p.m. Mauldin City Public Works Committee Minutes Monday, July 6, 2020 6:00 p.m. 5th committee meeting.5th committee meeting.}

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11/7/22 Current: Mauldin City Public Works Committee is asked for written confirmation by 11/30/22 for Bent Brook Bulk & Brush ordinance allowed items placed by street by owners to be City removed. Not contractors. City approved in 2002 & never objected until 6/17/20, then relented. Single family homes are allowed to place Bulk & Brush by street for City removal as usual & customary. Examples of bulk items include: major appliances, furniture, mattress, vacuum cleaner, TV & water heater. Director Fleahman has recently asserted "all or nothing" in reference to City household trash service required to obtain street side Bulk & Brush removal. No written, signed & approved "policy" has been forth to support what MJS considers arbitrary unwarranted contingency. General trash & Bulk/Brush are not mutually exclusive. HOA- non profit sole income is member owners that are entitled to Bulk & Brush City service that is highly valued.