

**City of Cayce  
Regular Council Meeting  
June 5, 2012**

The June Regular Council Meeting was held this evening at 6:00 p.m. in Council Chambers. Those present included Mayor Elise Partin, Councilmen Steve Isom, Tim James, James Jenkins, and Kenneth Jumper, City Manager Rebecca Rhodes, Municipal Clerk Tammy Barkley and Municipal Treasurer, Garry Huddle. City Attorney, Danny Crowe, Frank Robinson, Director of Utilities, Shaun Greenwood, Director of Planning & Development, and Detective John Reese, Public Safety Department were also in attendance. Mayor Partin advised that members of the press and the public were duly notified of the meeting in accordance with the FOIA.

**Call to Order**

Mayor Partin called the meeting to order. Councilmember Jumper gave the invocation and the assembly recited the Pledge of Allegiance.

**Approval of Minutes**

Councilmember James made a motion to approve the minutes of the May 1, 2012 Regular Meeting, May 8, 2012 Special Meeting, May 16, 2012 Special Meeting and May 24, 2012 Special Meeting as submitted. Councilmember Isom seconded the motion which was unanimously approved by roll call vote.

**Presentations**

A. Presentation of Certificates of Appreciation

Mayor Partin, on behalf of Council, presented an engraved pen and pencil set to former Judge Melody James and thanked her for her 23 years of service to the City of Cayce.

Mayor Partin presented the Certificate of Appreciation for Mr. William Jeffcoat for volunteering to maintain the Cayce Museum's gardens. Mr. Leo Redmond, Director of the Cayce Museum accepted the certificate on behalf of Mr. Jeffcoat who was unable to attend the meeting.

B. Recognition of the South Carolina Regional Backhoe Rodeo Winners

Mr. Ben Wright, Manager of the City's Utility Field Crew addressed Council advising that on May 25, employees John Harsey, Jake Powell, and Phillip Moss

competed in the South Carolina Regional Backhoe Rodeo. There were 13 competitors from all over the Midlands area and one from Myrtle Beach. He stated that Mr. John Harsey placed first and Mr. Jake Powell placed third in the competition. Mr. Harsey has qualified to compete in the Nationals that will be held in Myrtle Beach later this year. Council recognized and congratulated the participants and thanked them for representing the City in such a positive way.

C. Presentation by Ms. Patricia Shull re Sewer Availability Charge

Ms. Patricia Shull appeared before Council to discuss the sewer availability charge and expressed her disappointment with the City's decision on this issue.

**Public Comment Regarding Items on the Agenda**

Ms. Barkley advised that no one had signed up to provide public comment.

**Ordinances**

A. Approval of Ordinance to Amend Sec. 6.10-2 of the City of Cayce Zoning Ordinance re Uses in the Overlay Districts – First Reading

Ms. Rhodes stated that this Ordinance addresses a potential conflict with other sections of the Ordinance. Councilmember Isom made a motion to approve the Ordinance to amend Sec. 6.10-2 of the City of Cayce Zoning Ordinance regarding Uses in the Overlay Districts on first reading. Councilmember Jumper seconded the motion which was unanimously approved by roll call vote.

B. Approval of Ordinance to Rezone Property Located at 2234 Taylor Road from C-2 (Neighborhood Commercial) to RS-3 (Single Family Residential) - First Reading

Councilmember Isom made a motion to approve the Ordinance to rezone property located at 2234 Taylor Road from C-2 to RS-3 as recommended on first reading. Councilmember Jenkins seconded the motion which was unanimously approved by roll call vote.

C. Approval of Amendment to Sec. 14-2 of the City of Cayce Code of Ordinances Concerning the Election of the Municipal Judge – Second Reading

Councilmember Isom made a motion to approve the Ordinance amending Sec. 14-2 of the City of Cayce Code of Ordinances concerning the election of the Municipal Judge on second and final reading. Councilmember James seconded the motion which was unanimously approved by roll call vote.

- D. Approval of Amendment to Sec. 2-201 and 2-203 of the City of Cayce Code of Ordinances Concerning the Election of and Duties of the City Attorney – Second Reading

Councilmember Isom made a motion to approve the Ordinance amending Sec. 2-201 and 2-203 of the City of Cayce Code of Ordinances concerning the election of and duties of the City Attorney on second and final reading. Councilmember Jenkins seconded the motion which was unanimously approved by roll call vote.

- E. Approval of Ordinance re Franchise Fee and Fee in Lieu of Taxes for City Water and Sewer System – Second Reading

Councilmember Isom made a motion to approve the Ordinance regarding the Franchise Fee and Fee in Lieu of Taxes for City Water and Sewer System on second and final reading. Councilmember James seconded the motion. Mayor Partin inquired if Council wanted to discuss the item after the Executive Session in that staff had recommended that the Ordinance be postponed. Councilmember Isom amended his motion to postpone the issue until after the Executive Session. Councilmember James amended his second to the motion to reflect the same which was unanimously approved by roll call vote.

### **Other**

- A. Continued Discussion of the FY12-13 Draft Budget

Ms. Rhodes stated that the balanced FY12-13 Draft Budget had been placed at each Councilmember's desk. She asked that they review the information in preparation for the June 7, 2012 Special Meeting at 5:30 p.m. She stated that the first reading on the budget will be held at a Special Meeting scheduled for June 13 at 3:30 p.m., and the Public Hearing and second reading will be held at a Special Meeting on June 22 at 3:30 p.m.

### **City Manager's Report**

In reference to the temporary sign ordinance, she stated that we are in the middle of the face to face meetings with those who received a violation notice and Mr. Greenwood has stated that it is going well.

She provided Council with photographs of projects being worked on by Code Enforcement. She stated that there is no money in the budget to tear down dilapidated structures, but the Code Enforcement officers do a good job in locating the property owners and getting them to take responsibility of their property.

Ms. Rhodes advised that the city did not receive the Brownfields Coalition grant that was applied for in conjunction with Columbia, West Columbia and others, but felt they would apply again next year. She stated that the City did receive a \$5,000 grant from DHEC solid waste recycling and it is for us to put in four concrete two-bin recycling containers at the Riverwalk, one for aluminum and one for plastic.

Ms. Rhodes stated that as part of the budget, we have included the funding level of 88% of what the State Local Government funding should be. She stated that provides us with \$285,000 of funding from the State. She stated that does not guarantee we will receive it as it is now being considered by the House Ways and Means Committee who is considering reducing the amount. She asked Council to speak to the City's representative and encourage them to keep the funding level as is.

### **Committee Matters**

- A. Approval to Enter the following approved Committee Minutes into the City's Official Record

Councilmember Jenkins made a motion to approve that the following Committee Minutes be entered into the City's official record. Councilmember Jumper seconded the motion which was unanimously approved. Councilmember Isom pointed out that in the Events Committee minutes, the title should be "Dr." for Rudy Mancke.

Cayce Housing Authority – February 21, 2012  
Board of Zoning Appeals – February 27, 2012  
Planning Commission – March 19, 2012 and March 26, 2012  
Cayce Historical Museum Commission – April 3, 2012  
Beautification Board – April 10, 2012  
Cayce Events Committee – April 19, 2012

- B. Committee Recommendations

1. Discussion and Approval of the Board of Zoning Appeals' recommendation to amend the Bylaws

Councilmember Jumper made a motion to approve the recommended changes to the Board of Zoning Appeals By Laws. Councilmember Jenkins seconded the motion. Mr. Greenwood stated that the by laws had been cleaned up and included attendance information in compliance with the City Code. The motion was unanimously approved by roll call vote.

2. Discussion and Approval of the Accommodations Tax Committee's Recommendation for distribution of funding for FY12-13

Ms. Barkley provided Council with an overview of the Accommodations Tax Account and a comparison of funds received from 2006 to present noting that the funds have decreased by 40% since 2006. She stated that the members of the Committee review each application carefully to ensure that the event meets the criteria for funding as set by State law. She provided Council with the Accommodations Tax Committee's recommendations for distribution of funding for FY12-13 as follows:

- Replenish Supply of Advertising Specialties - \$950
- Airport High School Boys Soccer Tournament - \$2,500
- Airport High School Girls Soccer Tournament - \$2,500
- Christmas Traditions – Cayce Museum - \$2,500
- Cayce Museum Acquisitions - \$756
- Cayce Museum Aide's Salary - \$10,000
- Christmas In Cayce - \$4,500
- Congaree Bluegrass Festival - \$12,500
- Columbia Metro Convention & Visitors Center - \$1,500
- Guided Nature Tours - \$500
- Palmetto Cup Soccer Classic - \$2,500
- West Metro Visitors Center - \$18,000

Councilmember Isom made a motion to approve the recommendations as submitted. Councilmember Jumper seconded the motion which was unanimously approved by roll call vote.

#### C. Appointments and Reappointments

##### Accommodations Tax Committee – One Position

Mr. Mark Burt's term has expired. He has been contacted and would like to serve again. His reappointment application is attached and it is recommended that he be reappointed to the Committee. Councilmember James made a motion to reappoint Mr. Burt to the Committee. Councilmember Isom seconded the motion which was unanimously approved by roll call vote.

##### Beautification Board – One Position

Ms. Sue Perry's term has expired. The Board will discuss at their upcoming meeting. There is no recommendation at this time. Councilmember Isom made a motion to postpone the item until a recommendation is submitted. Councilmember James seconded the motion which was unanimously approved by roll call vote.

##### Beautification Foundation – One Position

Mr. Mark Gardner's term expired in April 2012 and he will be unable to serve again. Mayor Partin recommends the appointment of Mr. Blake Taylor for this position. Mayor Partin advised that a copy of Mr. Taylor's potential member application had been provided to Council. Councilmember James made a motion to approve the appointment

of Mr. Taylor to this position. Councilmember Isom seconded the motion which was unanimously approved by roll call vote.

#### Board of Zoning Appeals – One Position

Mr. Leo Dryer's term has expired and he would like to serve again. His reappointment application is attached. The Board recommends the reappointment of Mr. Dryer. Councilmember Isom made a motion to reappoint Mr. Dryer to the Board. Councilmember Jenkins seconded the motion which was unanimously approved by roll call vote.

#### Cayce Events Committee – Three Positions

The following members' terms have expired: Danny Creamer, Pete Cassidy, Frankie Newman. All have been contacted and would like to serve again. Reappointment applications are attached for your review. The Committee recommends the reappointment of all three. Councilmember Isom made a motion to reappoint all three members to the Committee. Councilmember Jumper seconded the motion which was unanimously approved by roll call vote.

#### Public Safety Foundation – One Position

Ms. Cynthia Lampley's term has expired and she would like to serve again. Her potential member reappointment application is attached for your review. Councilmember James inquired if attendance records for reappointments to the Foundations were available. Ms. Rhodes advised that this information could be provided. Councilmember Isom made a motion to postpone the item until attendance records are provided. Councilmember Jenkins seconded the motion which was unanimously approved by roll call vote.

### **Executive Session**

Councilmember Jumper made a motion to move into Executive Session to discuss the matters below. Councilmember Isom seconded the motion which was unanimously approved by roll call vote.

- A. Discussion of negotiations incident to proposed contractual arrangements for wastewater treatment services between the Town of Lexington, Joint Water & Sewer Commission and the City of Cayce
- B. Receipt of legal advice relating to claims by the City and other matters covered by the attorney-client privilege
- C. Discussion of negotiations incident to proposed contractual arrangements between the City of Cayce and Lexington Two School District

### **Reconvene**

Councilmember James made a motion to move out of Executive Session and reconvene the Regular Meeting. Councilmember Isom seconded the motion which was unanimously approved by roll call vote.

Mayor Partin announced that no vote was taken in Executive Session other than to adjourn and resume the Regular meeting.

### **Possible Actions by Council in follow up to Executive Session**

No action was taken by Council in follow up to the Executive Session.

In reference to Item IV. E. Approval of Ordinance re Franchise Fee and Fee in Lieu of Taxes for City Water and Sewer System – Second Reading, Councilmember James made a motion to postpone the issue until the next Regular Meeting. Councilmember Isom seconded the motion which was unanimously approved by roll call vote.

There being no further business, Councilmember James made a motion to adjourn the meeting. Councilmember Jenkins seconded the motion which was unanimously approved. The meeting adjourned at 8:15 p.m.

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Elise Partin, Mayor

ATTEST:

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Tammy P. Barkley, CMC, Municipal Clerk