



Mayor Elise Partin	Mayor Pro-Tem James E. Jenkins	Council Members Ann Bailey-Robinson Phil Carter Tim James	City Manager Tracy Hegler	Assistant City Manager James E. Crosland
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City of Cayce
Public Hearing and Regular Council Meeting
June 1, 2021

A Public Hearing was held this evening at 6:00 p.m. via Zoom video and conferencing software. Those present included Mayor Elise Partin, Mayor Pro Tem James Jenkins, Council Members Ann Bailey-Robinson, Phil Carter and Tim James. City Manager Tracy Hegler, Assistant City Manager Jim Crosland, Municipal Clerk Mendy Corder, Planning Director Wade Luther, Finance Director Kelly McMullen, IT Director Jamie Beckham and City Attorney Danny Crowe were also in attendance.

Mayor Partin asked if members of the press and the public were duly notified of the Public Hearing in accordance with the FOIA. Ms. Corder confirmed they were notified. Mayor Partin stated that the meeting was being recorded through Zoom. She stated that the public was provided a call in number to be able to follow all of the City business as normal. She asked any caller to mute their audio so there would not be any feedback. She stated that the meeting organizer was also able to mute calls.

I. Opening Statement

Mayor Partin stated that Pursuant to Section 6-1-80 and Section 6-1-330 of the South Carolina Code of Laws, public notice was hereby given that the City of Cayce City Council would hold a Public Hearing on the proposed budget and establishment of a new fee and fee amount to be adopted as part of the Budget Ordinance. She stated that the 21-22 fiscal year revenues were \$15,326,977 and the expenses were \$15,326,977 and the new fee amount was a \$100 fee for infill development plan review.

II. Public Testimony

No one from the public offered any public testimony or comment.

III. Close Hearing

Mayor Partin closed the public hearing noting that no public comment was received.

The Council Meeting immediately followed the Public Hearing at 6:03 p.m. via Zoom. Those present included Mayor Elise Partin, Mayor Pro Tem James Jenkins, Council Members Ann Bailey-Robinson, Phil Carter and Tim James, City Manager Tracy Hegler, Assistant City Manager Jim Crosland, Municipal Clerk Mendy Corder, Planning Director Wade Luther, Finance Director Kelly McMullen, IT Director Jamie Beckham and City Attorney Danny Crowe were also in attendance.

Mayor Partin asked if members of the press and the public were duly notified of the Council Meeting in accordance with the FOIA. Ms. Corder confirmed they were notified. Mayor Partin stated that the public could speak on any item on the agenda if they prearranged speaking with the City's Municipal Clerk.

Call to Order

Mayor Partin called the meeting to order and Mayor Pro Tem Jenkins gave the invocation. Mayor Partin led the assembly in the Pledge of Allegiance.

Approval of Minutes

Council Member James made a motion to approve the May 3, 2021 Special Council Meeting, May 4, 2021 Regular Council Meeting and May 19, 2021 Regular Council Meeting minutes as written. Mayor Pro Tem Jenkins seconded the motion which was unanimously approved by roll call vote.

Public Comment Regarding Items on the Agenda

No one signed up for Public Comment.

Presentations

Annual Report by the Cayce Public Safety Foundation

Ms. Pamme Eades, Public Safety Foundation President, and staff liaison Ms. Kay Hutchinson, presented the Cayce Public Safety Foundation annual report to Council. The report covered their activity from 2019 to the present. Ms. Eades stated that prior to 2019, the Foundation provided \$85,413 in assistance to Cayce Public Safety and \$41,000 of that total was dedicated to the start-up of the K-9 Unit.

Ms. Eades stated that in 2019 the Public Safety Foundation raised \$5,087 through the Cayce Serves Tennis Tournament, \$4,348 through the Cayce Drives Golf Tournament and \$1,700 for Shop with a Cop. Ms. Hutchinson stated that in 2019 the Foundation gave funds for Stop the Bleed training kits, Back to School and National Night out events and tactical soft shells for the K9 unit. She stated that the Foundation also got two (2) new Foundation members that year.

Ms. Eades stated that in 2020 the Foundation's website got a new design, three (3) new Board members were appointed and a new logo was created. She stated that the Foundation participated in Midlands Gives and raised \$1,563. She stated that in 2020 they raised the largest amount ever for Shop with Cops, \$9,410. She stated that they received \$5,555 in cash donations, \$2,350 in gift card donations and \$1,505 worth of items were donated.

Ms. Hutchinson stated that the Foundation managed to accomplish a lot even during the pandemic. She stated that they funded a K9 Memorial for the City's new Art Lot. The memorial was designed by SWATCH Graphics and installed in early 2020. She stated that K9 Maverick was the first K9 to be memorialized. She stated that the Foundation provided disposable masks for local businesses. They were delivered by the C.O.P.S. Unit to assist in the transition of the City's face covering ordinance. She stated that businesses gave them to customers who did not have a mask when entering their establishment.

Ms. Hutchinson stated that the Woman's Club of Cayce adopted Cayce Public Safety for the 2020-2021 term and donated funds for IPADS for monitoring fire hydrants throughout the system. Ms. Eades stated that in May 2021 the Foundation had its best Midlands Gives performance to date. She stated that they more than doubled their past donations with a total of \$3,640. She stated that between 2014 and 2021 the Public Safety Foundation had given \$116,393 in support of Cayce Public Safety. Mayor Partin thanked the Foundation for their hard work and using every opportunity to raise funds for Cayce Public Safety. She stated that they were absolutely amazing.

Annual Report by the Cayce Beautification Foundation

Mr. Larry McKenzie, President of the Cayce Beautification Foundation, stated that the Foundation had a fund balance of approximately \$23,400. He stated that the Foundation planned to hold an adult Spelling Bee in the fall to raise more money. He stated that the Foundation funded the murals in the City's Art District and the wrapping of the streetlight panels at the City's major intersections. He stated that they also funded the refurbishing of the chainsaw carvings in the City's Riverwalk. Mr. McKenzie stated that another project the Foundation was working on was to honor past members with a plaque.

Mr. McKenzie stated that the Foundation was working on improving their presence on the City's website and creating a Facebook page to allow the public to know more about what their mission was. He stated that they were also in the early stages of clearing an area that had a historic graveyard. He stated that they were working with the landowners to improve the appearance of the graveyard. Mr. McKenzie stated that the Foundation had discussed improving the appearance of the CSX rail crossing similar to what was done to the one in Five Points. He stated that the regulatory restrictions and the high cost of the project were why the Foundation was not currently actively working on the project. He stated that the Foundation had also discussed improving the appearance of the COMET bus shelters and possibly getting more shelters. Mayor Partin thanked Mr. McKenzie for all the Foundations hard work.

Presentation by Mr. Ron Wright re the City's Harvesting Project

Mr. Wright stated that he lived at Otarre Pointe apartments by the City's Timmerman Trail. He voiced concern over the City's harvesting project that took place by the Timmerman Trail. He stated that he did not agree with the extent of the clearcutting and stated more of a buffer should have been left around the paved trail in the Riverwalk especially by the sidewalk near Otarre Pointe Apartments. Mr. Wright stated more public input should have been collected from people looking at the issue from an environmental aspect. He stated that the person who handled the sale of the timber made 7% of the total amount sold therefore he could not offer an unbiased opinion on the amount of timber to cut. He stated that reforestation needed to be done.

Presentation by Mr. Zachary Whiteman re the City's Harvesting Project

Mr. Whiteman stated that he lived at Otarre Pointe Apartments immediately adjacent to the Timmerman Trail. He stated that he felt that the harvesting project was not a transparent process. He stated that posting information on the harvesting project on the City's website and social media did not let anyone that uses the Trail know and have an opportunity for input. He stated that the proximity of the clearcutting to the trail and the Guignard Heritage Preserve left no buffer at some spots. Mr. Whiteman stated that trees were falling onto the trail and into the creek and river. He stated that he was concerned over future plans for the area and hoped it was not clear cut again in the future. He stated that he did understand that the trees were planted to be forested. He stated that he hoped that the area would be protected in the future and asked Council to help protect it.

Ordinances and Resolutions

- A. Discussion and Approval of Ordinance 2021-14 to adopt an Annual Budget, Levy a Property Tax, and Provide Revenue for the City of Cayce for the Fiscal Year Ending June 30, 2022 and To Adopt and Establish Certain New Fees and Charges with Amounts – Second Reading

Council Member Bailey-Robinson made a motion to approve Ordinance 2021-14 on Second Reading. Council Member James seconded the motion which was unanimously approved via roll call vote.

- B. Discussion and Approval of Ordinance 2021-15 Extending the 2021 Deadline for Registration and Renewal of Rental, Non-Owner Occupied Residential Property Required by the City Code of Section 10-18 – Second Reading

Mayor Partin stated that in light of the language of the Ordinance and the circumstance that she may fall into the class of those eligible for a refund she stated wished to recuse herself from the discussion and consideration of the Ordinance. She asked Mayor Pro Tem Jenkins to preside over this portion of the meeting and stated she would provide a written recusal to the City Clerk. Council Member James stated

that he had asked for recusal and had submitted a recusal statement form as well due to a possible conflict of interest so he would abstain from the vote. Council Member Carter made a motion to approve Ordinance 2021-15. Council Member Bailey-Robinson seconded the motion.

C. Consideration and Approval of Resolution Approving Law Enforcement Assistance and Support Agreement with Town of Gaston Police Department

Council Member James made a motion to approve the Resolution. Mayor Pro Tem Jenkins seconded the motion which was unanimously approved by roll call vote. Council Member James made a motion to authorize the City Manager to sign the agreement on behalf of the City. Mayor Pro Tem Jenkins seconded the motion which was unanimously approved by roll call vote.

Discussion Items

A. Bid Award – Septage and Grease Facility Upgrade SRF

Ms. Hegler stated that Council approval was needed in order to accept the proposal from M.B. Kahn Construction for the Septage and Grease Receiving Station Improvements for the Utility Department and to authorize the City Manager to execute a contract between the City of Cayce and M.B. Kahn Construction. She stated that the project was being fully funded by a loan from the State Revolving Fund (SRF). She stated that at the August 21, 2019 Council Meeting Council approved the City Manager to proceed with negotiations for acceptance of the SRF loan.

Ms. Hegler stated that the City had been steadily outgrowing its current facility and septage/grease treatment demand. She stated that in August 2019, the City was approved for a low interest \$3.5 million loan from the State Revolving Fund (SRF) to design and construct several improvements to the facility. The City has contracted with American Engineering (AEC) to design and manage this project. The project includes but is not necessarily limited to structures, equipment, site work, yard piping, valves, mechanical piping, electrical and appurtenances all associated with the following parts of the project: the addition of a second truck receiving bay and associated septage/oil/grease receiving equipment and controls; removal of septage/oil/grease receiving equipment and controls in existing receiving bay and replacement with new septage/oil/grease receiving equipment and controls; modifications to existing concrete and piping in existing receiving bay to accommodate new equipment; new septage/oil/grease holding tank and associated mixing equipment; septage/oil/grease transfer pump station for new holding tank; addition of second belt filter press and associated polymer feed system and accessories; expansion of existing belt press building to accommodate new belt filter press; a conveyor system for new belt filter press; replacement conveyor system for existing belt filter press; modifications to existing SCADA system to accommodate

new equipment; and all necessary appurtenances as specified and depicted in the Contract Documents. Ms. Hegler stated that having completed the upgrade designs, City staff and AEC obtained quotes from five reputable, fully bonded and insured construction companies for the project. Those companies were BRW Construction Group, Harper Corp General Contractors, MB Kahn Construction, Republic Contracting Corporation and Wharton-Smith. She stated that in addition to the base bid, there were four (4) additive alternates requested.

Ms. Hegler stated that the Staff recommendation was for Council to approve the lowest base bid from M.B. Kahn Construction in the amount of \$2,699,100.00 as well as to include Additive Alternates 2, 3, and 4 for a total contract amount of \$3,240,600.00 and authorize the City Manager to execute a contract between the City of Cayce and M.B. Kahn Construction. She stated that Alternate 1 was not recommended at that time based on need and cost.

Council Member Bailey-Robinson made a motion to approve the lowest bid from M.B. Kahn Construction along with the three (3) additive alternates and authorize the City Manager to execute the contract. Mayor Pro Tem Jenkins seconded the motion which was unanimously approved by roll call vote.

Committee Matters

- A. Approval to Enter the following Committee Approved Minutes in the City's Record
 - Planning Commission – February 22, 2021
 - Museum Commission – April 7, 2021
 - Board of Zoning Appeals – April 19, 2021

Mayor Pro Tem Jenkins made a motion to enter the Committee approved minutes into the record. Council Member Bailey-Robinson seconded the motion which was unanimously approved by roll call vote.

- B. Appointments
 - Events Committee – One (1) Position

Council Member James made a motion to appoint Mr. Robert Cathcart to the Events Committee. Council Member Bailey-Robinson seconded the motion which was unanimously approved by roll call vote.

City Manager's Report

Ms. Hegler stated that the SCDOT resurfacing schedule for the City of Cayce was Glenn Street on the Hwy 321 side, Haynes Lane, Dogwood Lane, 2nd Ave, 3rd Ave, 1st Street, 10th Street, Railroad Street, Memorial Drive and Jumper Street for a total

mileage of 2.57 miles and should start in the fall. She stated that staff member Bob Hawks would be featured in a new publication from Esri called "Measuring Up Volume 3." She stated that this was an educational book intended to teach new GIS professionals how to inform their organizations on the uses, costs, and benefits of GIS, and therefore increase investment into GIS solutions. She stated that Mr. Hawks was featured in it as an example of how communication, presentations, and sound organization can increase the penetration of GIS in an organization. She stated that the book would be coming out sometime over the summer.

Ms. Hegler stated that the City had been awarded the Special Achievement in GIS (SAG) Award from Esri. She stated that it was one of the most prestigious awards within the GIS industry. Only 180 winners are chosen from across the globe out of over 100,000 potential winners. The City was nominated, and won, based on recommendations from other GIS professionals that were impressed with Cayce. She stated that Mr. Hawks work on dramatically moving forward the City's GIS capability within a short time, as well as his integration of brand-new GIS technologies into the City's day-to-day operations, was the contributing factor in the City winning the award.

Ms. Hegler stated that the Department of Public Safety would escort the Museum's 1936 firetruck on June 9th at 11am from City Hall for the state fire convention. She stated that the firetruck would be rolled into the building near the convention registration desk and would be seen by everyone attending the convention. She stated that June 3rd was prom promise and Cayce Public Safety would be doing a demonstration showing how dangerous it was to drink and drive.

Council Comments

Council Member James stated that he wanted to applaud City staff for balancing a budget without any tax or fee increases or causing any undue stress on taxpayers after the year everyone just went through was just phenomenal. He stated that he and the rest of Council were in awe. He congratulated Mr. Hawks on his accomplishments and accolades. Mayor Partin stated that she was floored by that night's meeting. She stated that the meeting started with acknowledging the City's citizens who donate their time to better the City and take care of the Public Safety Department and the meeting ended with Bob's amazing accomplishments. Mayor Partin stated that the speakers who spoke about the City's harvesting project care and want to make sure the Riverwalk is taken care of. She stated that no one has to ask the City to take care of the Riverwalk because it is one of the City's top priorities. She stated that she told Mr. Wright that anyone who loves plants and animals should be angry with the City if the trees by Timmerman Trail were not cut down. Mayor Partin stated that it was erroneously said in an email communication that the Congaree Riverkeeper was concerned about it but that was not true. She stated that the Congaree Riverkeeper was on board with it. She stated that the South Carolina Department of Natural Resources (SCDNR) harvested their land first

because it was the right thing to do for plants and animals. Mayor Partin stated that while the City goes through a resting period with the property staff had already been in contact with SCDNR and the National Park Services to determine what the best next steps for the property were. She stated that the City was very transparent and communicated all the time and would continue to communicate about what the next steps would be. Mayor Partin stated that staff would continue to be incredibly careful in determining next steps just like they were incredibly careful about what was harvested. She stated that it did not diminish what a shock it was to see that many trees cut. She stated that it felt wrong to see that many trees missing but the trees were monoculture pines and were not the healthiest thing for the environment. She stated that biodiversity was healthy for the environment and that was where the City was headed.

Executive Session

- A. Receipt of legal advice relating to claims and potential claims by and against the City and other matters covered by the attorney-client privilege

There were no items to be discussed in Executive Session.

Adjourn

Mayor Pro Tem Jenkins made a motion to adjourn the meeting. Council Member Carter seconded the motion which was unanimously approved by roll call vote. There being no further business, the meeting adjourned at 6:55 p.m.

Elise Partin, Mayor

ATTEST:

Mendy Corder, CMC, Municipal Clerk

RECUSAL STATEMENT

Member Name: Elise Partin

Meeting Date: June 1, 2021

Agenda Item: Section III. Number B.

Topic: Deadline extension for registration
& Renewal of non-owner/rental property

The Ethics Act, SC Code §8-13-700, provides that no public official may knowingly use his office to obtain an economic interest for himself, a family member of his immediate family, an individual with whom he is associated, or a business with which he is associated. No public official may make, participate in making, or influence a governmental decision in which he or any such person or business has an economic interest. Failure to recuse oneself from an issue in which there is or may be conflict of interest is the sole responsibility of the council member (1991 Op. Atty. Gen. No. 91-37). A written statement describing the matter requiring action and the nature of the potential conflict of interest is required.

Justification to Recuse:

Professionally employed by or under contract with principal

Owns or has vested interest in principal or property

Other: _____

7/1/21 | Elise Partin
Date | Member Signature

Approved by Parliamentarian: _____

RECUSAL STATEMENT

Member Name: Tina James

Meeting Date: June 1, 2021

Agenda Item: Section IV. Number B

Topic: DEADLINE EXTENSION FOR
Reg. & Renewal of Non-OWNER/Rental prop

The Ethics Act, SC Code §8-13-700, provides that no public official may knowingly use his office to obtain an economic interest for himself, a family member of his immediate family, an individual with whom he is associated, or a business with which he is associated. No public official may make, participate in making, or influence a governmental decision in which he or any such person or business has an economic interest. Failure to recuse oneself from an issue in which there is or may be conflict of interest is the sole responsibility of the council member (1991 Op. Atty. Gen. No. 91-37). A written statement describing the matter requiring action and the nature of the potential conflict of interest is required.

Justification to Recuse:

Professionally employed by or under contract with principal

Owns or has vested interest in principal or property

Other: _____

June 1, 2021
Date
Tina James
Member Signature

Approved by Parliamentarian:
