

**MINUTES OF THE LYMAN TOWN COUNCIL MEETING
LYMAN MUNICIPAL COMPLEX
October 6, 2014**

1. CALL TO ORDER:

Presiding Officer, Mayor Pro Tem Wyatt announced that have 6:00 PM and called the regularly scheduled meeting of the Lyman Town Council to order. Councilperson Shuler volunteered to conduct the invocation, an

2. FOIA:

Wyatt asked Dennis P. Drozdak, Clerk/Treasurer, if written notice of this meeting with an agenda was publicly posted, published and forwarded to the local newspapers no less than 24 hours prior to adjournment and he responded yes.

ROLL CALL:

Conducted by Dennis P. Drozdak.

Present: Tony Wyatt, Presiding Officer, Mayor Pro tem
Daisy Carter
Larry Chappell
Teresa Shuler
Rodney D. Turner, Mayor
Donnie Wetzel

Not present: Rita M. Owens

3. READING AND APPROVAL OF MINUTES:

Approval of the August 15, 2014 specially unscheduled called meeting minutes, motion by Shuler, seconded by Carter. There was no discussion, with no other additions, corrections or deletions with all present in favor, the minutes were accepted. Approval of the August 26, 2014 specially unscheduled called meeting minutes, motion by Chappell, seconded by Shuler. There was no discussion and with no other additions, corrections or deletions with all present in favor, the minutes were accepted. Approval of the September 8, 2014 regularly scheduled called meeting minutes, motion by Carter, seconded by Chappell. There was no discussion, with no other additions, corrections or deletions with all present in favor, the minutes were accepted. Approval of the September 16, 2014 specially unscheduled called meeting minutes, motion by Chappell, seconded by Carter. There was no discussion, with no other additions, corrections or deletions with all present in favor, the minutes were accepted. Approval of the September 23, 2014 specially unscheduled called meeting minutes, motion by Turner, seconded by Shuler. There was no discussion, with no other additions, corrections or deletions with all present in favor, the minutes were accepted.

4. TREASURERS REPORT:

Drozdak's treasurers' report is attached in the permanent file. Wyatt said had two questions, think the difference in staffing number between 13 and 14 on some of the staffing numbers was a matter of being below staffing levels, Drozdak agreed, thought that was the case. And the revenues the \$100,000 was a grant, yes. Motion by Chappell, seconded by Shuler, with all present in favor, the report was accepted.

5. APPEARING BEFORE COUNCIL:

- a. Hoyt Dottry, 110 Ridge Road, and owner of Walnut Lane stated appreciated another minute and that last time everyone seemed in agreement and wondering if anything done. Wyatt said that it was a fair question, one clarification that if a fair consistent method is conceptually not

opposed. Wetzel stated that we have talked on phone and explained my position that there are other businesses that use water, hydro seeders have to pay for it and that in his opinion not much difference but have no way to distinguish water, will open a can of worms, not see option to do a water tap. Turner asked what business had hydra seed, are they in the Town, but just buy a business license and principal place of business not in Town. Dottry said looked at additional meter here at \$800, but no way to get in meter, just a side drive, maybe opening a can of worms but wedding look at my landscape, a business that depends on yard. Wyatt said concern of objective way, understands the pain of costs, seems going down a slope without other folks, not one oppressive to you but not hurt Town. Turner added understand not have a right of way. Dottry responded that lot in front does not have water, Wyatt asked where is your water meter. Wetzel replied relatively new house and think line runs down Ridge Road, not a hydrant at corner, not opposed to any kind, don't see a break off at top, anyone have a suggestion. Shuler said that got call from people who paid for a tap fee. Turner said concerned you are land lock, a concern you do not have a right of way and if landlocked, if extraordinary then may have a different issue. Dottry said don't think of fair to charge me \$800. Wyatt said Mayor makes a good point need to get verified on the right of way. Turner responded think may have happened when land sold. Wyatt will do some research on right of way. Dottry said can be taken off sewer, Chappell responded that have an ordinance that have to be on sewer.

6. **DEPARTMENTAL REPORTS:**

Police Department –

Chief Hayes said have my monthly report before you, Wetzel see that gov deals moving along. Hayes said that preparing for Halloween and Red Ribbon Week.

Fire –

Sean Harter presented for Chief Redd and presented their report, ran a total of 95 911 calls past month 34 inside Town limits, but not any major losses. Wyatt said saw four structure fires, Harter replied most significant full room, electrical and heat. He continued that big news is Fire Prevention, a full week with day care visits and D R Hill, with theme a working smoke detector to check and can always call the Fire Department and fire tips on website. Shuler asked if still have a program to provide detectors if cannot afford. Harter answered yes, one will be provided. Wetzel asked how often do this, Harter said at least one a week. Wyatt said that response time better, Harter replied might be error that it takes the average of all equipment responding. Wyatt asked if need any support from Town on fire prevention week. Harter said looking at door hangers and working with Town. Shuler asked what are you doing for Halloween, blocking Locust Street, Harter said that support Town in Village and working with Chief Hayes.

Streets –

Maurice Hawkins mentioned that you have my report before you and the fourth bullet should be tons to landfill. Wetzel said that cannot believe number of light bulbs out in Town Hall, Hawkins replied 268. SJWD helping us with a mixer for manhole covers. Wyatt said just noticed one at Ridge Road, and Hawkins said on the list. Chappell said did you get lights in front of Town Hall, Hawkins answered might got cut in Streetscape. Shuler said there are leaves in the drains and Hawkins replied that been overlooked for years. Wyatt asked about the hollow trees on Upland, Hawkins replied that will be worked in and that the two homeowners are fine. Wyatt said acknowledges a thank you and Tyger River of the extra pole that they appreciated it. Shuler stated that the weed eating looking better.

Wastewater & Pre-treatment –

Brian Smith announced that you have my report and glad to answer any questions. Wyatt noticed slightly elevated numbers, Smith replied that not de-watered, with Shuler adding not de-watering basin. Smith answered that basin off line and accumulated rain water and basin Palmetto Water is almost finished.

7. PROJECTS:

- a. Streetscape & Trails enhancement=Drozdak said spoke with Rita Allison update me about trying to get some highway department money for repaving Groce Road for Streetscape and she said that will be back here in December to address us and have some information on that. Also, looking at the trees that having to replace in the Spring. Trails enhancement they are a little behind and been postponed for another month. Wetzel said that met with Brandon today at the Lyman Baptist Church of area that SJWD repaired and asked if we would be responsible to put in the curb and sidewalk and if to get a price. Wetzel added that was about an 8 foot section of curbing and maybe 4 or 5 feet of sidewalk that was damaged at some point. Wetzel also asked if anyone can think of any other issues.
- b. Lyman Event Center=Drozdak said has put call into Duke Energy to finish up the substation. Wetzel said it looks a lot better than it did.

8. EXECUTIVE SESSION:

At 6:40 PM, Wyatt asked for a motion to go into executive session for specific purpose for discussion of compensation and demotion of an employee, Chappell with the motion, Shuler seconded. At 6:53 PM, Wyatt asked for a motion to come out of executive session and that there were no votes made, Carter with the motion, Chappell seconded.

9. OLD BUSINESS:

- a. Wyatt asked for a motion on 2nd reading Ordinance to amend Budget of Fiscal Year July 1, 2014 – June 30, 2015, Turner made the motion, Chappell seconded and Wyatt asked for any discussion. In discussion Turner asked the Clerk to read in the detail of the changes to the Budget into the minutes. Drozdak responded that same as before we are demoting two people on Police side, giving a raise on the Wastewater side, demoting and eliminating a position for Police Clerk, demoting and eliminating a position part-time street and beginning January to have another Police Officer and eliminating the grapple truck at this time. Drozdak added that no changes have been made since the last time. Turner asked what the \$60,000 was for in Waste Water on one of the packets, one of the emails said something and I do not understand it. Drozdak said the eliminated the Infrastructure Manager, Wyatt said that for this fiscal year, that was the base plus the supplement. Wyatt asked for any other questions, hearing none, I call the question to order. Wyatt asked if all of those in favor say aye, any opposed, hearing none, it passes on 2nd reading.

10. NEW BUSINESS:

- a. Motion for discussion of Potential Church at Pacific Place contract, Wyatt asked Shuler if she wanted to make a motion on this, she said that have contract now and amend, Wyatt rephrased to amend the agenda to remove item A and under executive session add contractual matters. Wyatt mentioned that's the motion, asked for a second, Turner seconded. Asked for all of those in favor of making the amendment say aye, Turner said how about a little bit of discussion. Wyatt apologized and Turner asked if can listen to their part. Wyatt replied that now have a proposed contract from our attorney and want to hash out and get back to our attorney the position we want to take and would be appropriate to have them in the discussion. Wyatt added that we will have a discussion between our attorney and theirs as far as negotiating but this to finalize our position that did not have when put together the agenda got t in late that's the reason for the change. Turner added that so maybe you can share that with discussion because did not know what that was. Wyatt asked for any further discussion, hearing none, I will now ask for all in favor for amending the agenda say aye, all said aye, any opposed, none, so agenda so changed

- b. 1st reading of Ordinance amending Town Code 2-29 (a) to change the date of regularly scheduled meeting to 6:00 PM, the second Monday of each month. Motion by Chappell, seconded by Carter, and Wyatt asked for discussion. Carter said because have another meeting 2nd Monday, four times a year. Wyatt said that would vote by exception and change those that would create a conflict and leave the rest on the second Monday. Carter asked if that would be very confusing. Turner said it that it would certainly would since he needed to add in some concessions too. Wyatt asked okay what are yours. Turner said that he works and got a schedule for a year and changed it all to make sure I attend most of these meetings, now in January that will probably going to be out of my control. Turner continued that his suggestion to amend this to start this in 2nd week of January cause was going to be in 2nd Monday anyway. Wyatt asked for any other thoughts, and that Mayor Turner is proposing to keep it the rest of this calendar year, and start in January and that the way the ordinance reads that by the vote of Council can take a vote of exception to accommodate Miss Carter and asked Mayor to make a motion to amend to start date in January, asked for a second to amend, Chappell seconded, asked for any further discussion. Wyatt said will vote on the amendment then actual ordinance asked if all in favor of the amendment of the question say aye, any oppose hearing none. Wyatt said that now the ordinance would read starting in January, asked for any further discussion of the ordinance with that amendment, asked all in favor say aye, all ayes, any opposed, none, hearing none, the ordinance passes on 1st reading with the modifications of start date. Turner asked if we could get someone to work on that schedule now, Wyatt said that was a good idea and asked Tammy to iron that out and Miss Daisy can share with you her conflict dates and have sent out to all the Council members.
- c. Clerk read Proclamation read for National Disability Employment Awareness month.
- d. Clerk read Proclamation read for National Breast Cancer Awareness month.
- e. Wyatt announced auspicious opportunity to have Sheriff Chuck Wright, also a citizen of Town to administer the Oath of Office for Police Chief. After Hayes given oath Wyatt said thank you Chuck.

11. EXECUTIVE SESSION:

At 7:08 PM, Wyatt asked for a motion to go into executive session for specific purpose for discussion of contractual matters, Wetzell with the motion, Shuler seconded. At 8:25 PM, Wyatt asked for a motion to come out of executive session and that there were no votes made, Turner with the motion, Shuler seconded.

12. ANNOUNCEMENTS: Wyatt said

- a. Wyatt announced couple other items, Rita Allison wants to be here in December to share the past and future, also incoming Bob Walker. Also, have in front of you the MASC report and request that you take and review to think about tightening up procedures. An opportunity but some are over the top like the roll call vote. Carter replied that already have a copy, all have. Turner asked for report from Commissioners need to know. Wyatt asked for Events, Outreach and Economic Development to prepare. Wetzell mentioned that Spartanburg County Municipal meeting suppose to believe this month. Shuler said planned to have Veterans program, so not have this year but next year.
- b. Next regularly scheduled meeting, Monday, November 3, 2014.

12. ADJOURNMENT: Mayor asked for a motion to adjourn:

- a. At 8:28 PM Carter made a motion to adjourn, with all in favor.

Submitted by,

Dennis P. Drozdak, Clerk / Treasurer

Approved by,

Tony Wyatt
Tony Wyatt, Presiding Officer, Mayor Pro-tem

Date: _____