

## **MINUTES**

Lyman Town Council Meeting  
Monday, May 13, 2024, at 6:00 p.m.  
Lyman Town Hall, 81 Groce Road, Lyman, S.C.

### **CALL TO ORDER**

The meeting of the Lyman Town Council was called to order at 6:01 p.m. by Mayor Glenn Greer.

### **FOIA**

Notice of the meeting with an Agenda was publicly posted, published, and forwarded to the media no less than 24 hours prior to adjournment.

### **ROLL CALL**

Conducted by the Town Clerk and a quorum was present.

### **Present:**

Glenn Greer, II  
Jack Bellaire  
Adam Crisp  
Rick Hellams  
Rebecca Martin  
Phil McIntyre  
David Petty

### **Reading and approval of Minutes from the Meeting on April 8, 2024**

Rebecca Martin made a motion to approve the minutes as read. Adam Crisp seconded the motion, and all were in favor.

### **Presentation by Allen Smith of One Spartanburg pertaining to the Power Up Spartanburg Program**

Allen Smith was not present; however, Jay Jenkins appeared on his behalf and spoke to Council about the Power Up Spartanburg Program that assists small and minority businesses with development.

Dr. Ronald Garner also spoke to Council regarding the Redegree Program through One Spartanburg that provides resources to residents of Spartanburg County with completing their education degrees.

### **Requests to appear before Council:**

### **Barry Ward, Chief of Startex Fire Department, and Jerry Jackson, Founder of Bless Our Neighbors, a Non-Profit Organization**

Mr. Ward and Mr. Jackson were not present for the meeting.

**Andrew Karas, 32 Crescent Street, Lyman, SC 29365**

Mr. Karas addressed the Council regarding the Residential Solid Waste Collection Ordinance. He feels that if you disregard the Ordinance, you should be fined or penalized. He states that other communities in the area enforce fines and have a code enforcement officer that can enforce this Ordinance. Further, he feels that if an elderly or disabled resident is unable to comply, then the “White Glove” service could be put in place, and if the cost is overwhelming for the resident, the Town could look at payment on a case-by-case basis. Mr. Karas presented a statement which will be added to the Council packet.

**David Wilson, 58 Ridge Road, Lyman, SC**

Mr. Wilson spoke to Council and stated that he had lived in Lyman for 35 years and felt that the government had created problems with the trash and needed to fix it. He believed that most residents keep their trash cans off the streets, and about 2% are the ones leaving them out and are the ones that are an eyesore and hurt investments.

**Treasurer’s Report**

Rebecca Martin made a motion to approve the Treasurer’s Report. Adam Crisp seconded the motion, and all were in favor.

**Department Reports**

- Police Department (Given by Chief Jay Hayes)
- Fire Department (Given by Deputy Chief Harter)
- Public Works/Wastewater & Pre-Treatment (Scott Miller was not present)
- Zoning and Planning/Code Enforcement (Given by Madison Workman)
- Business License Report

**Old Business**

**Second Reading of an Ordinance accepting Re-Zoning of 1.6 acres of property, Tax Map No. 1-52-00-002.01, 1375 Lyman Road, from R-15 Single Family Low Density Residential District to GBD1 General Business District 1, Zoning Classification**

Rebecca Martin made a motion approving the second reading of the Ordinance. Phil McIntyre seconded the motion, and all were in favor.

**Second Reading of an Ordinance accepting Re-Zoning of 1.37 acres of property, Tax Map No. 5-14-00-018.02, 12916 E. Wade Hampton, from GI General Industrial District to GBD1 General Business District 1, Zoning Classification**

Rebecca Martin made a motion approving the second reading of the Ordinance. Phil McIntyre seconded the motion, and all were in favor.

## **New Business**

### **First Reading of Budget Ordinance to Amend the Budget for the Town of Lyman for the Fiscal Year 2023 – 2024**

Adam Crisp made a motion approving the first reading of the Ordinance Amending the Budget. Rebecca Martin seconded the motion, and all were in favor.

### **First Reading of Budget Ordinance to Raise Revenue and Adopt a Budget for the Town of Lyman for the Fiscal Year 2024 – 2025**

Adam Crisp made a motion accepting the first reading of the Budget Ordinance. Phil McIntyre seconded the motion, and all were in favor.

### **First Reading of an Ordinance Approving Town of Lyman, South Carolina Non- Exclusive Franchise Agreement with Lumos Fiber of South Carolina, LLC**

Ben Breazeale of Lumos Fiber of South Carolina, LLC, spoke to the Council to discuss the fiber optic cables that will be installed throughout the Town of Lyman for transmission of telecommunication services.

Jack Bellaire made a motion to approve the first reading of the Ordinance. Adam Crisp seconded the motion, and all were in favor.

### **First Reading of an Ordinance Amending Article II (“Residential Solid Waste Collection”) Section 16-23 of the Town Code pertaining to Residential Garbage Container Storage (David Petty)**

David Petty made a motion to approve the first reading of the Ordinance. Rebecca Martin seconded the motion. A vote was taken wherein David Petty, Rebecca Martin and Rick Hellams voted in favor of approving the Ordinance. Mayor Greer, Jack Bellaire, and Adam Crisp voted in opposition to the Ordinance. Mayor Pro Tem McIntyre abstained from the vote. With a 3-3 vote the motion was defeated.

Mayor Pro Tempore McIntyre made a motion to have staff create a draft of a “door hanger” to include information to disseminate to the entirety of the Town. Information on the door hanger should consist of requests that their trash cans be placed for pick up no earlier than 3:00 p.m. on the day before pick-up and be removed from the curb or pick-up location and stored in an appropriate place no later than 8:00 a.m. the day following pick-up. Also, on the door hanger should be information on who to contact if your trash can is damaged and needs repairs, as well as any other residential trash pick-up helpful information. The draft of the door hanger should go before the Council before finalized and ordered. Mayor Greer seconded the motion. A vote was taken, and Mayor Greer, Mayor Pro Tempore McIntyre, Jack Bellaire, Adam Crisp and David Petty voted in favor of the door hanger creation and distribution. Rebecca Martin and Rick Hellams abstained from voting. The motion passed.

### **First reading of an Ordinance Amending Town of Lyman, South Carolina, Land Development Regulations Article 5, Section 5.8 adding Number 17 to existing list of Final Plat Requirements and amending Article 6, Section 6.1, Subsection A.2, both amendments relating to turn lanes.**

Mayor Greer made a motion approving the first reading of the Ordinance. Adam Crisp seconded the motion, and all were in favor.

**First reading of an Ordinance Amending Town of Lyman, South Carolina, Land Development Regulations Article 7, Group and Planned Developments, Section 7.1, Section 7.2**

Rebecca Martin made a motion approving the first reading of the Ordinance. Adam Crisp seconded the motion, and all were in favor.

**First reading of an Ordinance Amending Town of Lyman, South Carolina, Zoning Ordinance pertaining to Clerical Errors and Outdated Language**

Rebecca Martin made a motion approving the first reading of the Ordinance. Jack Bellaire seconded the motion, and all were in favor.

**First reading of an Ordinance Amending Town of Lyman, South Carolina, Zoning Ordinance pertaining to Article VIII, Section 821, amending Set Back Requirement from 10 Feet to 5 Feet**

Jack Bellaire made a motion to approve the first reading of the Ordinance. Mayor Greer seconded the motion. A vote was taken wherein Mayor Greer, Jack Bellaire, and Phil McIntyre voted in favor of approving the Ordinance. Council Members Adam Crisp, Rick Hellams, Rebecca Martin, and David Petty voted in opposition of the Ordinance. With a 3-4 vote the motion failed.

**Resolution approving the repaving of Cagle Drive and Wood Street in the Town of Lyman, in the amount of \$254,409.00. Said funds will be distributed from three sources, \$87,160.00 from CTC Grant Funds, \$67,249.00 from State Set Aside Monies and \$100,000.00 from the Town of Lyman General Fund**

Mayor Greer made a motion approving the Resolution. Phil McIntyre seconded the motion, and all were in favor.

**Resolution approving the purchase of a Garrett Paragon Walk-Through Metal Detector, a Garrett Superscanner V Security Metal Detector Wand, and a Garrett Superscanner V Rechargeable Battery Kit 110V, with costs not to exceed \$9,275.00, to be distributed from the General Fund**

Adam Crisp made a motion approving the Resolution. Rebecca Martin seconded the motion, and all were in favor.

**Resolution approving the purchase of a Generator for the Carwash Pump Station, with costs not to exceed \$27,517.86, to be distributed from the Wastewater Fund**

Adam Crisp made a motion approving the Resolution. Rebecca Martin seconded the motion, and all were in favor.

**Discussion and possible action regarding the possibility of adding more swings to the playground (Rebecca Martin)**

After discussion, Council decided to get clarification on what equipment they would like to add to the playground. This item will be added to the June Agenda for further discussion.

**Discussion and possible action pertaining to a vacant seat on the Planning Commission.**

Mayor Greer made a motion to appoint Lucinda Behm to the Planning Commission. Rebecca Martin seconded the motion, and all were in favor.

**Executive Session**

Mayor Glenn Greer made a motion at 7:35 p.m. to go into executive session for the purposes of:

- Discussion of matters covered by attorney client privilege.
- Discussion of matters covered by attorney client privilege.
- Receipt of legal advice as it relates to possible adversary claims.

Adam Crisp seconded the motion, and all were in favor.

Mayor Greer made a motion to come out of Executive Session at 8:03 p.m. Adam Crisp seconded the motion, and all were in favor. No actions or votes were taken during the Executive Session.

**Discussion and possible action in follow up to Executive Session items and any other items listed on this agenda as action items.**

Mayor Greer made a motion to direct the Town Attorney, Dan Atkinson, to draft documents to form an LLC for the mill property. Adam Crisp seconded the motion, and all were in favor.

**Adjournment**

Adam Crisp made a motion to adjourn at 8:04 p.m. Jack Bellaire seconded the motion, and all were in favor.