

TOWN OF DUNCAN
Regular Scheduled Council Meeting Minutes
Tuesday March 9, 2021 6:00 PM

MINUTES

The Council Meeting was called to order by Mayor Rog Rogers at 6:00 p.m. A roll call was given and present at call was Councilmember Calvin Cowen, Councilmember Greg Rensberger, Councilmember James Waddell and Mayor Rog Rogers. Councilmember Shirley Clopton attended the meeting via the call-in number. Also present at Call was Town Administrator Cameron Fant, Fire Chief Barry Frost and Police Chief Chris Miller.

In compliance with the Freedom of Information Act, notice of this meeting was submitted by e-mail to the Spartanburg Herald-Journal and the Greer Citizen on March 8, 2021. The agenda was posted on the front door of the Duncan Police Department and Town Hall on March 8, 2021. The agenda was also uploaded to the Town of Duncan Website on March 8, 2021. Included on the agenda was the toll-free call-in number and a statement encouraging people to attend the meeting via the toll-free call-in number because of the impact of COVID-19.

Next Mayor Rogers led the Invocation and the Pledge of Allegiance.

After that Mayor Rogers told Council we needed to Amend the Agenda to include Resolution# R-20210309-04, a Resolution authorizing the Town Administrator to enter into an agreement with a roofing contractor to repair the roofs on the buildings at Stoneledge Park and Shipwreck Cove at a net price (after insurance reimbursement) not to exceed \$2,000 and to pay for the repairs with funds from Stoneledge Park and the Local A&H Tax Fund. Mayor Rogers made the Motion to Amend the Agenda and his Motion was followed by a Second from Councilmember Cowen. The Vote to Amend the Agenda to include Resolution# R-20210309-04, a Resolution authorizing the Town Administrator to enter into an agreement with a roofing contractor to repair the roofs on the buildings at Stoneledge Park and Shipwreck Cove at a net price (after insurance reimbursement) not to exceed \$2,000 and to pay for the repairs with funds from Stoneledge Park and the Local A&H Tax Fund passed 5-0.

Next Mayor Rogers told Council we needed to Amend the Agenda to include Resolution# R-20210309-05, a Resolution authorizing the Town Administrator to enter into an agreement with Landscapers Supply to purchase a 61 Inch Wright Stander Lawnmower equipped with 24 inch Tweel Wheels at a price not to exceed \$12,042 and to pay for the purchase with funds from Stoneledge Park and the Local A&H Tax Fund. Mayor Rogers made the Motion to Amend the Agenda and his Motion was followed by a Second from Councilmember Cowen. The Vote to

Amend the Agenda to include Resolution# R-20210309-05, a Resolution authorizing the Town Administrator to enter into an agreement with Landscapers Supply to purchase a 61 Inch Wright Stander Lawnmower equipped with 24 inch Tweel Wheels at a price not to exceed \$12,042 and to pay for the purchase with funds from Stoneledge Park and the Local A&H Tax Fund passed 5-0.

After that Mayor Rog Rogers asked for a Motion to approve the minutes from the regular scheduled Council Meeting held on February 9, 2021. A Motion was made by Councilmember Cowen and his Motion was followed by a Second from Councilmember Clopton. The Vote to approve the Minutes from the February 9, 2021 regular scheduled council meeting passed 5-0.

The Police Department report was given by Chief Miller. Miller told Council to reference the police report included in the meeting package. Miller then went thru a couple highlights on the report. After that Miller answered a couple various questions from Council about the shooting and car chase that happened during the month. After that Mayor Rogers offered his condolences for the loss of Chief Miller's mother-in-law.

The Fire Department report was given by Chief Frost. Frost told Council to reference the fire report included in the meeting package. Frost then went thru a couple highlights on the report. After that Frost answered a couple various questions from Council.

Town Administrator Cameron Fant took the Floor to give the Public Works update. Fant went thru a list of items the department had been working on. Fant then went thru a list of to do items the department would be working on next. Fant then encouraged Council to let him know of any public works issues that need to be addressed. Fant also updated Council on red tags and code enforcement work done during the month. After that Fant answered a couple questions from Council.

Next Town Administrator Cameron Fant took the Floor and went thru the Parks report. Fant gave an update to Council on waterpark items that Patrick had been working on and then Fant updated Council on the blood drive at the event center. Fant also went over DuncanFest to take place in April and the Cigar Box Festival to take place in September. Then Fant went thru the 4 events that would take place at Shipwreck Cove. Finally, Fant answered a couple various questions from Council.

After that Mayor Rogers called Barry Frost to the Floor for Resolution# R-20210309-01, a Resolution Authorizing and Approving an Assignment and Assumption of Infrastructure Reimbursement Agreement by and among the Town of Duncan, RW Woods Chapel Industrial Owner, LLC, Lothlorien Properties, LLC and Lonely Warehouse SC LLC and Other Matters Related Thereto. Frost took the Floor and told Council that this was the Robinson Weeks building located on Woods Chapel Road. Frost said this property was being sold and this

Resolution was to transfer the IRA agreement to the new owners. Frost said no changes were made in the IRA agreement from our original agreement with Robinson Weeks. After that Frost and Fant answered a couple various questions from Council. Next Mayor Rogers asked for a Motion to approve Resolution #R-20210309-01. A Motion was made by Councilmember Rensberger and his Motion was followed by a Second from Councilmember Cowen. The Vote to approve Resolution# R-20210309-01, a Resolution Authorizing and Approving an Assignment and Assumption of Infrastructure Reimbursement Agreement by and among the Town of Duncan, RW Woods Chapel Industrial Owner, LLC, Lothlorien Properties, LLC and Lonely Warehouse SC LLC and Other Matters Related Thereto passed 5-0.

Next Mayor Rogers called Town Administrator Cam Fant to the Floor for Resolution # R-20210309-02, a Resolution to allow the Town Administrator to enter into a Purchase Agreement with Telescope Casual Furniture, Inc. for Umbrellas and Lounge Chairs at a cost not to exceed \$10,000. Fant took the Floor and told Council that we had approximately 200 chairs and 40 umbrellas inside the waterpark. Fant said each year we buy about 30 umbrellas and 50 chairs because of the wear and tear on them. Fant said in the past we have always purchased the umbrellas and chairs from Lowes or the Home Store until last year when we purchased from Telescope Casual Furniture, Inc. who makes lounge chairs and umbrellas specifically for parks. Fant said that he was very pleased with what we purchased last year from Telescope Casual Furniture, Inc. Fant said the cost is a little higher but they come with a 5-year warranty. Fant said that he would like purchase 18 umbrellas and 18 chairs for this year. Fant said he wanted to slowly replace other umbrellas and chairs until all the inventory was from Telescope Casual Furniture, Inc. Fant said the funds to purchase these would come from the waterpark account. After that Fant answered a couple various questions from Council. Then Mayor Rogers asked for a Motion to approve Resolution # R-20210309-02. A Motion was made by Councilmember Clopton and her Motion was followed by a Second from Councilmember Waddell. The Vote to approve Resolution # R-20210309-02, a Resolution to allow the Town Administrator to enter into a Purchase Agreement with Telescope Casual Furniture, Inc. for Umbrellas and Lounge Chairs at a cost not to exceed \$10,000 passed 5-0.

Next Mayor Rogers called Town Administrator Cam Fant to the Floor for Resolution # R-20210309-03, a Resolution to allow the Town Administrator to enter into an Agreement with Playtime, Inc. to refurbish the pirate ship play slide at a cost not to exceed \$33,000 with the funds coming from the Waterpark account to pay for the repairs. Fant took the Floor and told Council that the pirate ship play slide in the kiddie area was the original slide from opening day 12 years ago. Fant said the slide was in dire need of repairs. Fant said it was getting dangerous. Fant said he contacted the company that built it and got quotes to refurbish it. Fant said he decided to go with refurbished parts to save money. Fant said that we would also deliver the ship to Colorado and drive it back once it was ready to save money on shipping. Fant said the

slide would be ready before opening day. After that Fant answered a couple various questions from Council. Then Mayor Rogers made a Motion to approve Resolution #R-20210309-03. A Second was made by Councilmember Clopton. The Vote to approve Resolution # R-20210309-03, a Resolution to allow the Town Administrator to enter into an Agreement with Playtime, Inc. to refurbish the pirate ship play slide at a cost not to exceed \$33,000 with the funds coming from the Waterpark account to pay for the repairs passed 5-0.

After that Mayor Rogers called Town Administrator Cam Fant to the Floor for Resolution# R-20210309-04, a Resolution authorizing the Town Administrator to enter into an agreement with a roofing contractor to repair the roofs on the buildings at Stoneledge Park and Shipwreck Cove at a net price (after insurance reimbursement) not to exceed \$2,000 and to pay for the repairs with funds from Stoneledge Park and the Local A&H Tax Fund. Fant took the Floor and told Council that each of the buildings and sheds at Stoneledge Park and Shipwreck Cove had the original roofs on them. Fant told Council that they had problems with water leaks at Shipwreck Cove for several years. Fant said after a recent storm enough hail damage was done to have each roof qualified to be replaced by our insurance company. Fant said we had already received a check for \$35,884.60 from the insurance company. Fant went over 3 different quotes from various roofers. Fant said he hadn't decided who to use as of yet but wanted to find out how fast the repairs could be done before he made the decision because he wanted the job finished before opening day. After that Fant answered a couple questions from Council. Next Mayor Rogers asked for a Motion to approve Resolution #R-20210309-04. A Motion was made by Councilmember Rensberger and his Motion was followed by a Second from Councilmember Cowen. The Vote approve Resolution# R-20210309-04, a Resolution authorizing the Town Administrator to enter into an agreement with a roofing contractor to repair the roofs on the buildings at Stoneledge Park and Shipwreck Cove at a net price (after insurance reimbursement) not to exceed \$2,000 and to pay for the repairs with funds from Stoneledge Park and the Local A&H Tax Fund passed 5-0.

Next Mayor Rogers called Town Administrator Cam Fant to the Floor Resolution# R-20210309-05, a Resolution authorizing the Town Administrator to enter into an agreement with Landscapers Supply to purchase a 61 Inch Wright Stander Lawnmower equipped with 24 inch Tweel Wheels at a price not to exceed \$12,042 and to pay for the purchase with funds from Stoneledge Park and the Local A&H Tax Fund. Fant took the Floor and reminded Council that as of December the Town was no longer using Parris Landscaping for the maintenance at Stoneledge Park. Fant said we would be doing that ourselves. Fant said in order to do the job we needed a lawn mower that would handle the hills and banks at Stoneledge Park. Fant said after doing a lot of research and testing various mowers we found that the Stander more built by Wright would be the most economical for the job. Fant said the 61 inch was the middle size and would be perfect for our needs. After that Fant answered a couple various questions from

Council. Then Mayor Rogers asked for a Motion to approve Resolution #R-20210309-05. A Motion was made by Councilmember Waddell and his Motion was followed by a Second from Councilmember Cowen. The Vote approve Resolution# R-20210309-05, a Resolution authorizing the Town Administrator to enter into an agreement with Landscapers Supply to purchase a 61 Inch Wright Stander Lawnmower equipped with 24 inch Tweel Wheels at a price not to exceed \$12,042 and to pay for the purchase with funds from Stoneledge Park and the Local A&H Tax Fund passed 5-0.

Next Mayor Rog Rogers called Town Administrator Cameron Fant to the Floor for the Second Reading of Ordinance No. 20210209-01, an Ordinance to Amend the Duncan Code of Ordinances Sec 22-5 (a) Time of Elections for the Mayor and Council from the first Tuesday in November on odd numbered years to the first Tuesday following the first Monday in November on odd numbered years and other matters related thereto. Fant took the Floor and reminded Council that they just made the change from elections in June to November. Fant said that unfortunately the Ordinance needed to be the First Tuesday following the First Monday of November instead of the First Tuesday in November. Fant said this amendment would fix the wording correctly. Next Mayor Rog Rogers made a Motion to approve the Second and Final Reading of Ordinance No. 20210209-01. A Second was made by Councilmember Clopton. The Vote to approve the Second Reading of Ordinance No. 20210209-01, an Ordinance to Amend the Duncan Code of Ordinances Sec 22-5 (a) Time of Elections for the Mayor and Council from the second Tuesday in November on odd numbered years to the first Tuesday following the First Monday in November on odd numbered years and other matters related thereto passed 5-0.

Next Mayor Rog Rogers called Town Administrator Cameron Fant to the Floor for the Second Reading of Ordinance No. 20210209-02, an Ordinance to Amend the Duncan Code of Ordinances to add Article VI – Peddlers, Sec 14-500 thru 14-518 and other matters related thereto. Fant took the Floor and reminded Council that two months ago the PD was called out to Wheeler Street because of peddlers trying to solicit at night. Fant said what they were doing was actually legal based on the current codes. Fant said by adding the language in this new section it would prevent peddlers from soliciting at night and anytime on Sunday. Fant went thru the other restrictions in the Ordinance and the process for getting a peddler’s license. Fant reminded Council this would be the Second and Final Reading. After that Fant answered a couple questions from Council. Next Mayor Rog Rogers asked for a Motion to approve the Second Reading of Ordinance No. 20210209-02. A Motion was made by Councilmember Clopton and her Motion was followed by a Second from Councilmember Rensberger. The Vote to approve the Second Reading of Ordinance No. 20210209-02, an Ordinance to Amend the Duncan Code of Ordinances to add Article VI – Peddlers, Sec 14-500 thru 14-518 other matters related thereto passed 5-0.

Next Mayor Rog Rogers called Zoning Administrator Barry Frost to the Floor for the Second Reading of Annexation Ordinance No. AN-2020-01, an Ordinance to provide for the Annexation of property owned by (1) RH Fund XIV, LLC, (2) Six Wilson, LLC and (3) Tapp Properties, LLC by 100% Petition. The properties are located at 333 Claude Collins Road, 117 Victor Hill Road and 496 and 510 Robin Lake Road; and to establish a Zoning Classification of GI (General Industrial District) for said properties. Frost took the Floor and reminded Council that back on April 14th, 2020 we had the first reading on this annexation ordinance. Frost said the Zoning Board approved it on April 13th, 2020 and the public hearing was in May of 2020. Frost told Council we had to wait on the new purchaser to close the property before we could Annex it. Frost said that this was Project Artie and the IRA was coming up on the Agenda shortly. After that Frost answered a couple various questions. Then Mayor Rogers asked for a Motion to approve the Second and Final Reading of Annexation Ordinance #AN-2020-01. A Motion was made by Councilmember Waddell and his Motion was followed by a Second from Councilmember Cowen. The Vote to Approve Annexation Ordinance No. AN-2020-01 passed 5-0.

Next Mayor Rogers called Zoning Administrator Barry Frost to the Floor for the First Reading of Annexation Ordinance No. AN-2021-03, an Ordinance to provide for the Annexation of property owned by Chatim, LLC, by 100% Petition. The property is located at 851 Robinson Road Greer, SC; and to establish a Zoning Classification of GBD (General Business District) for said properties. Frost took the Floor and told Council this was a 7.81-acre parcel with a building on it. The building has no occupants. Frost said we would hold off on the Second Reading until closing on the property. After that Mayor Rogers asked for a Motion to approve Annexation Ordinance No. AN-2021-03. A Motion was made by Councilmember Rensberger and his Motion was followed by a Second from Councilmember Clopton. The Vote to approve the First Reading of Annexation Ordinance No. AN-2021-03 passed 5-0.

After that Mayor Rogers called Zoning Administrator Barry Frost to the Floor for the First Reading of Ordinance No. 20210309-01, an Ordinance Authorizing the Execution and Delivery of an Infrastructure Reimbursement Agreement by and between the Town of Duncan, South Carolina and CV QOZP Victor Hill, LLC with respect to Infrastructure Credits to be applied against Fee In Lieu of Tax Payments related to certain investments in the Town; and Other Matters Related Thereto. Zoning Administrator Barry Frost took the Floor and reminded Council that the MOU passed back in April of 2020. Frost said this was Project Artie. Frost said this would be an 185,250 sq. ft. industrial building that would cost between 10 and 12 million dollars. Frost said the reimbursement period would be 10 years and the percentage would be 65%. Frost said the Town would not take over any roads. After that Frost and Fant answered a couple questions from Council. Next Mayor Rogers asked for a Motion to approve Ordinance No. 20210309-01. A Motion was made by Councilmember Cowen and his Motion was followed

by a Second from Councilmember Clopton. The Vote to approve the First Reading of Ordinance No. 20210309-01, an Ordinance Authorizing the Execution and Delivery of an Infrastructure Reimbursement Agreement by and between the Town of Duncan, South Carolina and CV QOZP Victor Hill, LLC with respect to Infrastructure Credits to be applied against Fee In Lieu of Tax Payments related to certain investments in the Town; and Other Matters Related Thereto passed 5-0.

Next Mayor Rog Rogers opened the Floor for the Mayor and Council Update. Mayor Rogers took the Floor and told Council that we would be looking into building some kind of veteran's memorial in Town. Mayor Rogers asked Council to think about the best place to put it. After that Mayor Rogers told Council that the Public Works Department would be making sure the sidewalks on Main Street would be maintained.

Next Zoning Administrator Barry Frost took the Floor and gave an update on industrial, residential and commercial development. Frost went into detail about 10 new duplexes and other residential houses that would be coming out of the ground soon.

Next Fant took the Floor to give his Administrative Update. Fant updated Council on the state ethics forms due in March, the audit and the website. After that Fant told Council that the he was working with the folks at Spartanburg Regional to see if they would annex there building on Hwy 290 so that we could try and get the new Jimmy Johns in the town limits. Next Fant answered a couple various questions from Council.

Next Fant took the Floor and gave the Financial Update thru February 2021. Fant went thru the budget, cash balances and loan balance worksheets. Fant then answered a couple various questions from Council.

At approximately 8:30 p.m. Mayor Rogers asked for a Motion to close the meeting. A Motion to close the meeting was made by Councilmember Rensberger. His Motion was Seconded by Councilmember Waddell. The Vote to close the meeting passed 4-0. (Councilmember Clopton had to leave the call at 8:08 p.m.)

Approved by Council this _____ day of _____, 2021

By:

Mayor Clyde "Rog" Rogers

Attest _____

Clerk to Council, Melody Millwood