

TOWN OF DUNCAN

Regular Scheduled Council Meeting Minutes

Tuesday, November 14, 2023, 6:00 PM

MINUTES

The Council Meeting was called to order by Mayor Shirley Clopton at 6:00 p.m. A roll call was given and present at the call: Councilmember Calvin Cowen, Councilmember James Waddell, Councilmember Alicia Fulghum Councilmember Greg Rensberger, and Mayor Shirley Clopton. Also, present at the Call were Interim Police Chief Terry Lane, Fire Chief Barry Frost, Event Coordinator Misty Fant, Town Clerk Melody Millwood, and Town Administrator Cameron Fant.

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 November 10th, 2023. The agenda was posted on the front door of the Duncan Police Department and Town Hall on November 10th, 2023. The agenda was also uploaded to the Town of Duncan Website on November 10th, 2023. 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 in the event they couldn't attend in person.

Councilmember Rensberger led the Invocation.

Mayor Clopton led the Pledge of Allegiance.

After that Mayor Clopton asked for a Motion to amend the agenda to include an Ordinance to update the class schedule for the Business License Ordinance. A Motion was made by Councilmember Rensberger and a Second was made by Councilmember Fulghum. The Vote to amend the agenda to include the First Reading of an Ordinance to update the Town of Duncan Business License Class Schedule passed 5-0.

Next, Mayor Shirley Clopton asked for a motion to approve the minutes from the regularly scheduled council meeting held on October 25th, 2023. Councilmember Waddell, his motion was followed by a second from Councilmember Cowen. The Vote to approve the Minutes from the October 25th, 2023, regular scheduled council meeting passed 3-0. Councilmembers Rensberger and Fulghum were not present for this meeting and recused themselves from the vote to approve the minutes

Next, Mayor Shirley Clopton asked for a Motion to approve the minutes from the special call council meeting held on November 2nd, 2023. A Motion was made by Councilmember Waddell,

and his Motion was followed by a Second from Councilmember Rensberger. The Vote to approve the Minutes from the November 2nd, 2023, special call council meeting passed 5-0.

Then Town Administrator Cam Fant gave an update on the Public Works Department. Administrator Fant reported that Public Works had been helping to prepare for Christmas in Town and the Special Events. They were also working on various other maintenance requests throughout town as well as leave pick up had started. Fant reminded Council always to remember to let him know if they had something needing to be done that Public Works could help with.

Next Town Administrator Cam Fant took the Floor to give an update on Shipwreck Cove. Fant then gave a brief update on the expansion efforts. Administrator Fant and Patrick Elliott would be having a meeting in the next couple of Days with Waterpark people to go over plans. Then Fant answered any questions the council had.

Then Misty Fant gave the Council an update on events for the Town. Misty took the Floor and told the Council the Halloween Event was a HUGE success. Over 1,500 bags were given out to the kids with an estimated 3,000 people attending. Misty said the Veterans Day Bingo event went well with about 50 people attending it. Then Misty reminded everyone that on December 2nd we will be having the Christmas Parade and Santa Toy Land Festival. Misty went thru in detail all the things happening during this event. Then Misty told the Council about the Polar Express Pancake breakfast that will be held on December 16th at the Event Center. Misty then talked about the Downtown Duncan Christmas Stroll that was also taking place on the 16th Misty said that we will be having the First Annual Decorating Contest, with entry fees going to purchase canned goods for the Southeastern Children's Home. Then Misty answered any questions the council had. After that Cam Fant took the Floor to give an update on the waterpark expansion.

Next, the Police Department report was given by Interim Chief Lane. Chief Lane went through the report and answered any questions from the Council. After the report, Lane left the meeting.

Next, Chief Barry Frost gave the Fire Dept report for September and October and then answered any questions to the Council.

Next Town Administrator Cam Fant took the Floor for the appointment of Mayor Clopton to the Greenville / Spartanburg Airport Environs Commission. Fant took the Floor and told the Council that previously Mrs. Jackie Moore was the Town's appointee. Fant said that since Mrs. Moore had passed away a new appointee had to be put in place. Fant said after talking with Mayor Clopton that she had agreed she would take this position if appointed. Then a Motion was made by Councilmember Rensberger to appoint Mayor Clopton to this position. His Motion was followed by a Second from Councilmember Cowen. The Vote to approve the appointed of Mayor Clopton to the Greenville Spartanburg Airport Environs Commission passed 5-0.

Next Mayor Clopton called Fire Chief Barry Frost to the Floor for the **FIRST READING OF ORDINANCE NO. 20231114-01, AN ORDINANCE FOR AN IRA AGREEMENT.** An Ordinance Authorizing the Execution and Delivery of an Infrastructure Reimbursement Agreement by and between the Town of Duncan, South Carolina, and LPC Duncan, LP 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. Chief Frost took the Floor and told Council that an MOU for this IRA had been approved months ago but we hadn't finalized the IRA. Frost said the IRA was for 10 years at 35%. Frost said this was a 270,000 sq. ft. building with over a \$25,000,000 investment. Chief Frost answered a couple of various questions from the Council. Then Mayor Clopton asked for a Motion to pass the First Reading of Ordinance No 20231114-01. A Motion was made by Councilmember Fulghum and her Motion was followed by a Second from Councilmember Cowen. The Vote to approve the First Reading of Ordinance No. 20231114-01 passed 5-0.

Then, Mayor Clopton called Town Administrator Cam Fant to the Floor for the **FIRST READING OF ORDINANCE NO. 20231114-02 is an ordinance amending the business license ordinance of the town of Duncan to update the class schedule as required** by ACT 176 of 2020. Fant took the Floor and reminded the Council that back in 2020 we updated our business license ordinance due to a change enacted by the state. Fant said as a part of that change every two years we had to update the class schedule as the federal government through the Internal Revenue Service from time to time made changes to the class schedule. Fant said to keep up with those changes we had to do this update. After that, Fant answered a couple of various questions from the Council. Then a Motion was made by Mayor Clopton, and her Motion was followed by a Second from Councilmember Rensberger. The Vote to approve the first reading of Ordinance No. 20231114-02, passed 5-0.

Next, Mayor Clopton called Fire Chief Frost to the Floor for the **SECOND READING OF ANNEXATION ORDINANCE NO. AN-2023-06, An Ordinance to Provide for the Annexation of Real Property.** The properties are owned KWCH, LLC by One Hundred Percent Petition, and to Establish a Zoning Classification of GI General Industrial District for said property. The properties are particularly described as Spartanburg County Parcel # 5-25-00-113.01 and 5-25-00-127.02 located at 170 E. Victor Hill Road and 0 S. Danzler Road, Duncan, SC. Frost took the Floor and reminded Council that the First Reading took place in May 2023 and then the Public Hearing was done shortly after that. Frost showed the Council a copy of the map and then went thru the paperwork. After that, Mayor Clopton asked for a Motion to approve the Second and Final Reading of the Annexation Ordinance. A Motion was made by Councilmember Fulghum and her Motion was followed by a Second from Councilmember Rensberger. The Vote to approve the Second Reading of Annexation Ordinance No. AN-2023-06 passed 5-0.

Then, Mayor Clopton called Fire Chief Frost to the Floor for **Resolution # R20231114-01, a Resolution for a Multi-County Industrial Park**. A Resolution pursuant to Section 4-1-170(c), Code of Laws of South Carolina 1976, as Amended, consenting to the placement of certain property within the corporate limits of the Town of Duncan in a Joint Industrial and Business Park of Spartanburg and Cherokee Counties. Frost took the Floor and told the Council that this Resolution addresses Tyger Ridge Industrial Owner, LLC. Frost reminded Council that Spartanburg County must have our permission to put Tyger Ridge Industrial Owner, LLC under a Fee in Lieu agreement to go from a taxing rate of 10.5% to 6.0 %, and in order to do this Spartanburg County would receive 99% while another county would receive 1% and in this case, that county was Cherokee County. After that, Frost answered a couple of questions from the Council. Then a Motion was made by Mayor Clopton, and her Motion was followed by a Second from Councilmember Fulghum. The Vote to approve Resolution # R20231114-01 passed 5-0.

After that, Mayor Clopton called Town Administrator Cam Fant to the Floor for **RESOLUTION # R20231114-02, A Resolution for State Accommodations Tax Disbursements**. A Resolution to allow the Town Administrator to distribute monies received from the State Accommodations Tax Fund based on recommendations from the Duncan SC A Tax Committee. Fant took the Floor and told the Council it was time this year to approve the state a tax disbursement. Fant passed out the paperwork showing a breakdown of the grant requests. Fant said that the A Tax Committee was unanimous in granting all applications 100% of their requests. Fant then walked through the A Tax reporting form. After that, Fant answered a couple of various questions from the Council. Then Mayor Clopton asked for a Motion to approve the Resolution. A Motion was made by Councilmember Cowen, and his Motion was followed by a Second from Councilmember Fulghum. The Vote to approve Resolution # R20231114-02 passed 5-0.

Next Councilmember Calvin Cowen took the Floor for an Open Discussion about the Road Improvements Funded by a Penny Tax that passed as a Ballot Referendum. Councilmember Cowen took the Floor and reminded everyone about the upcoming election. Cowen then went over the road penny tax referendum and what it was about. Cowen then expressed concerns that he had over this referendum and then announced his decision to file a FOIA request to get additional information from the County about this. Cowen encouraged the Council and others in attendance to familiarize themselves with this referendum before they decided whether or not they would vote in favor of it.

Then, Mayor Clopton took the Floor for the Mayor and Council update. Mayor Clopton read a statement that she prepared to address a letter that a concerned citizen made the mayor aware of. After that Councilmember Rensberger took the Floor and invited everyone to attend a Christmas event at his church taking place on 12/3/23.

After that Mayor Clopton called Fire Chief Frost to the floor for the Zoning update. Chief Frost told everyone that Fuddruckers was closing down their Duncan location and Prisma Health would be occupying the building that Fuddruckers was vacating.

Next, Administrator, Cam Fant, gave the administrative update. Fant gave an update on the town audit and the new website. Fant reminded everyone to get ready for the Christmas Events coming up. Fant reminded Council that if anyone had any questions to please call him.

Next Town Administrator Cam Fant gave the financial update. Fant went over budget and reminded Council that if anyone had any questions to please call him.

At approximately 7:34 p.m., Mayor Clopton asked for a Motion to close the meeting. A Motion to close the meeting was made by Councilmember Fulghum, and her motion was followed by a second from Councilmember Waddell. The vote to close the meeting passed 5-0.

Approved by Council this _____ day of _____, 2023

By: _____

Mayor Shirley Clopton

Attest _____ Clerk to Council, Melody Millwood