



City of Fountain Inn
Regular Council Meeting Minutes
April 9, 2020 - 6:00 PM - 200 N. Main Street, Council Chambers
Virtual Online Meeting via Zoom
The meeting was live streamed on the City's Facebook page

The following members of City Council were in attendance: Mayor George Patrick (GP) McLeer, Mack Blackstone, Phil Clemmer, Anthony Cunningham, Anjeanette (AJ) Dearybury, John Mahony and Jay Thomason

Others Present: Shawn Bell, David Holmes, Naomi Reed, Sandra Woods

Due to COVID-19 guidelines, members of the public were not allowed to attend this meeting in person. The meeting was live streamed. Information concerning the live stream was posted on the city's website.

Call to Order – Mayor McLeer

Invocation – Pastor, Walt Tanner, Capstone Church

Pledge of Allegiance

Public Forum – Persons wishing to speak must email the City Clerk at sandra.woods@fountaininn.org with their name and phone number they will be calling into the meeting with. During the Public Comment Period, we will unmute the callers to allow them to speak up to 3 minutes in the order that they signed up. You may sign up until 15 minutes prior to the commencement of the meeting.

Sandra Woods reported that no one signed up for Public Comment.

Proclamation – Mayor McLeer presented a Proclamation in observance of Autism Awareness Month.

Consent Agenda – There will be no discussion of Consent Agenda items unless a Council member so requests in which event the item in question will be considered separately.

March 12, 2020 regular council meeting minutes
Preliminary February 2020 Financial Report

Motion by Councilmember Clemmer, second by Councilmember Mahony to approve the consent agenda as presented. The motion carried unanimously 7/0.

City Administrators Report
(attachment 1)

Unfinished Business

New Business

Second reading – ZTXT 2020-001 Amend Chapter 6, Article III to reflect the most current (SC) building codes.

Mr. Bell stated ZTXT 2020-001 would amend Chapter 6 –BUILDING AND BUILDING REGULATIONS to reflect the most recent building codes. Specifically, Sec. 6-46. -Adoption of codes should be amended to reflect state of South Carolina building codes, 2018 edition, as provided by the International Code Council (ICC). South Carolina Building Code, Residential Building Code, Plumbing Code, Mechanical Code, Electric Code (NEC), Fuel Gas Code, Property Maintenance Code, Existing Building Code, Swimming Pool and Spa Code, and Fire Code would all be updated.

Motion by Councilmember Mahony, second by Councilmember Dearybury to approve ZTXT - 2020-001 on second reading.

Roll Call Vote:

Mahony – Aye	Clemmer – Aye	Mayor McLeer - Aye
Thomason – Aye	Cunningham – Aye	
Dearybury – Aye	Blackstone – Aye	

The motion carried unanimously 7/0.

Second Reading – AX 2020-003 - 209 Greenpond Road

Mr. Bell stated that AX2020-003 would annex 3.40 acres at 209 Greenpond Road into the City limits of the Fountain Inn; zone TMS# 0562010102100to I-1, Industrial District and assign parcel to Council Ward 5. The Planning Commission voted unanimously (6-0) in favor of the annexation and zoning at the March 2, 2020 meeting. No one spoke regarding the application. However, the applicant is the private landowner and the request for annexation is in relation to the adjacent Industrial District zone.

Motion by Councilmember Clemmer, second by Councilmember Thomason to approve AX 2020-003 on second reading.

Roll Call Vote:

Mahony – Aye Clemmer – Aye Mayor McLeer - Aye
Thomason – Aye Cunningham – Aye
Dearybury – Aye Blackstone – Aye

The motion carried unanimously 7/0.

New Business

E 2020-002 Emergency Ordinance (Waiving of penalties for late hospitality tax payments and late business license applications)

City Attorney, David Holmes stated that the City Council finds that the penalties for the late payment of business license taxes and hospitality taxes should be temporarily waived during the period this Emergency Ordinance is in effect. Therefore, the Council directs as follows:

1. Deadlines for payment of new business licenses and business license renewals are deferred without penalty.
2. Hospitality tax report forms containing financial information for the reporting periods of April 2020 and May 2020 which are due May 20, 2020, and June 20, 2020, respectively, must be filed with the City by the appropriate due dates. Payment of the hospitality taxes for the due dates of March 20, 2020, April 20, 2020, and May 20, 2020, shall not accrue a late penalty until June 21, 2020, provided the taxpayer timely submits all reporting forms when due. Failure to file a timely tax report form, with or without payment, shall be deemed nonpayment of the hospitality tax and shall accrue a late penalty as provided in Code Section 18-
5. Tax report forms that were due March 20, 2020, shall be considered timely submitted if the tax report form bears a U.S. mail postmark date of on or before April 20, 2020.
3. The provisions of this ordinance are subject, in all cases as applicable, to the various covenants contained in the City’s bond documents or other agreements which pledge or promise the payment of local hospitality taxes for debt obligations of the City or other parties thereto.
4. For the avoidance of doubt, said business license taxes and hospitality taxes shall continue to accrue as normal during this period. No taxes are being waived or abated, and any requirements for periodic reporting by taxpayers remain unchanged

This emergency ordinance shall be effective retroactively to March 20, 2020 and shall be terminated by the issuance of another ordinance or shall automatically expire on the 61st day after the effective date of this ordinance, whichever date is earlier.

Motion by Councilmember Cunningham, second by Councilmember Blackstone to approve E 2020-002 on first and final reading.

Roll Call Vote:

Mahony – Aye Clemmer – Aye Mayor McLeer - Aye
Thomason – Aye Cunningham – Aye
Dearybury – Aye Blackstone – Aye

The motion carried unanimously 7/0.

Un-restrict Country Chase and Seppala Homes Bond Accounts

Mr. Bell stated that the funds stated below were restricted for Country Chase and Seppala Homes bond projects. The projects were completed in 2017-2018. The funds are earning interest in the Local Government Investment Pool (LGIP) and remain restricted. Staff is asking Council to un-restrict for the next item on the agenda.

\$52,659.68 – Country Chase bond (LGIP restricted funds) Project has been completed, but awaiting documentation for Council to un-restrict the funds

\$24,483.49– Seppala Homes bond (LGIP restricted funds) Project has been completed, but awaiting documentation for Council to un-restrict the funds

Motion by Councilmember Dearybury, second by Councilmember Clemmer to un-restrict the funds as presented.

Roll Call Vote:

Mahony – Aye Clemmer – Aye Mayor McLeer - Aye
Thomason – Aye Cunningham – Aye
Dearybury – Aye Blackstone – Aye

The motion carried unanimously 7/0.

Approval of upgrading the traffic signals at Main Street and Quillen Avenue from wire-strung to mast arms

Mr. Bell stated SCDOT is requiring Greenville County Schools to signalize the intersection of Main Street and Quillen Avenue as part of the \$3.5 million+ road/intersection improvements due to Fountain Inn High School. The Greenville Legislative Delegation Transportation Committee is paying for approximately half of the required road/intersection improvements. CoTransCo of SC, the project manager for the project, designed the Main & Quillen intersection utilizing traffic lights strung along a wire. To have this intersection look like the traffic signal intersections throughout downtown, he asked CoTransCo to give the City of Fountain Inn a cost estimate to upgrade this intersection utilizing black mast arms. On March 6th, CoTransCo provided the City of Fountain Inn with a cost estimate of \$62,558.67 to upgrade the intersection at Main &

Quillen from wire strung to mast arms. The mast arms take at least six to nine months to fabricate so a decision will need to be made soon.

Motion by Councilmember Clemmer, second by Councilmember Blackstone to the upgrade of traffic signals at North Main and Quillen.

Discussion

Roll Call Vote:

Mahony – Aye	Clemmer – Aye	Mayor McLeer - Aye
Thomason – Aye	Cunningham – Aye	
Dearybury – Aye	Blackstone – Aye	

The motion carried unanimously 7/0.

Approval of upgrading the sewer line at Rockbridge Cove from an 8-inch sewer line to a 10-inch sewer line

Mr. Bell explained that a 90-lot subdivision on Jones Mill Road is currently under construction called Rockbridge Cove. This subdivision is part of the Eagle Springs Planned Development. The developer (Cothran Properties) was originally slated to install an 8-inch sewer line to serve the development. The City would have liked to install the necessary sewer infrastructure to accommodate future growth in the region and take the Jones Mill Crossing sewer lift station offline. However, at this time, upgrading the developer's proposed 8-inch sewer line to a 10-inch sewer line is still the best option for accommodating future growth. The developer is asking the City to pay for the cost of the upgraded material (\$15,739), the cost of the easement through the subdivision (\$13,854), and miscellaneous work related to recording the easement (\$3,500).

Approval of upgrading a sewer line at Rockbridge Cove from 8-inches to 10-inches for an amount not to exceed \$33,093 to accommodate future anticipated growth.

Motion by Councilmember Dearybury, second by Councilmember Cunningham to approve the sewer line upgrade at Rockbridge Cove.

Discussion

Roll Call Vote:

Mahony – Aye	Clemmer – Aye	Mayor McLeer - Aye
Thomason – Aye	Cunningham – Aye	
Dearybury – Aye	Blackstone – Aye	

The motion carried unanimously 7/0

Appoint Donna Brown to fill Board of Zoning Appeals vacancy

Mr. Bell stated one of our BZA members is moving out of the city limits and council will need to appoint a new member. He stated Donna Brown expressed interest in serving on the board and he would like to recommend that Council appoint her to fill the vacancy.

Motion by Councilmember Cunningham, second by Councilmember Clemmer to appoint Donna Brown to the Board of Zoning Appeals.

Roll Call Vote:

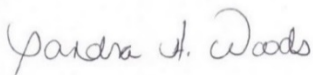
Mahony – Aye	Clemmer – Aye	Mayor McLeer – Aye
Thomason – Aye	Cunningham – Aye	
Dearybury – Aye	Blackstone – Aye	

The motion carried unanimously 7/0

Mayor McLeer stated that there is not a need for an executive session tonight.

Motion by Councilmember Mahony, second by Councilmember Blackstone to adjourn the meeting. The motion carried unanimously 7/0.

Time: 6:37 pm



Sandra H. Woods, CMC
Municipal Clerk