

**MINUTES OF THE LYMAN TOWN COUNCIL MEETING
LYMAN MUNICIPAL COMPLEX
April 2, 2012**

1. CALL TO ORDER:

The regularly scheduled meeting of the Lyman Town Council was called to order by Mayor Rodney Turner at 6:30 PM. Mayor made a motion to amend the agenda for Charles "Buddy" Babb and Doris Wilson request to address Council. Motion by Carter, seconded by Owens, with all in favor.

2. FOIA:

Dennis P. Drozdak, Clerk/Treasurer responded to Mayor Turner's question 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 responded yes.

3. ROLL CALL:

Conducted by Dennis P. Drozdak.

Present: Rodney D. Turner, Mayor

Daisy Carter

Larry Chappell

Rita M. Owens

Donnie Wetzel

Tony Wyatt

Not present: C. Phil McIntyre

4. READING AND APPROVAL OF MINUTES:

Approval of March 5, 2012 minutes, motion by Wyatt, second by Carter, with no additions, corrections or deletions with all in favor the minutes were accepted. Approval of March 26, 2012 minutes, motion by Wetzel, second by Wyatt, with no additions, corrections that Rita M. Owens attended or deletions with all in favor the minutes were accepted.

5. TREASURER'S REPORT

Mr. Drozdak's treasurers' report is attached in the permanent file. Motion by Wyatt, second by Chappell, with all in favor the report was accepted.

6. DEPARTMENTAL REPORTS:

Police Department --

Chief Terry Richards stated that the complete report is attached in the permanent file. Richards mentioned that he received a thank you note from the Airport Chief about Hill teaching speed measurement device, and Wetzel remarked thinks that is great. Wyatt asked about item 7, Richards responded that some participants tracked, and apprehended some of them. Upcoming community watch meeting planned Friday in mill village and then some other neighborhoods. Mayor said that he aced the speed test.

Fire Department --

Chief Redd and presented his monthly report with the complete report attached in the permanent file. There were 81 calls, with the Beverly Lane fire at the end of February. On back of report is response time. Wyatt responded that it was up a little, Redd stated that due to Lake Cooley and the nature of that trip.

Public Works –

Alan Johnson presented his monthly report and the complete report summary is attached in the permanent file. Wyatt expressed thanks for the four new graphs, since better visual. Wetzel asked what was the change order 5, and Johnson said that it was a transfer switch with circuit breakers, but we saved \$7,000 on the fire hydrant, so net was \$1,400. Wyatt asked if Council did not have to vote on change orders, was not raising objection, but a process question. Mayor responded that there are constant change orders and when not impact on the bottom line, and \$1,400 not an impact. Also, we have done a lot of the work ourselves. Wyatt said that if affects the bottom line then need us. Wetzel added that the building looks great. Johnson said that 4 employees will have free training in a six to eight school. Mayor said that Town now has Public Works building and give Alan a call for tour. It is a nice place to be and encourage you to see your building. Wyatt asked if we have the last piece of property for the storm water bid.

1. Public Works building= Open house was today.
2. Storm water= Drozdak stated that bids opened on March 13th, with \$167,500 bid.
3. Trails=Drozdak said nothing more to report.
4. City of Wellford=Drozdak said that John Duggan, Town Attorney, has been notified to pursue legal action.
5. Park/Amphitheatre/Market=Nothing to report.
6. LymanFest=Wetzel said that is coming along, with question on power issues. The schedule is 90% complete, excited and should be grand time and date is May 18th, 6:00pm – 9:00pm, 19th, 10:00am – 9:00pm. Friday night band is East Coast, four different bands, Miss Lymanfest and the Lyman Idol.

7. REQUEST TO ADDRESS COUNCIL:

- a. Tommie Sutton of the Lyman Planning and Zoning Commission addressed Council about the March 29th meeting. He said that their minutes were in the packet. Although it was not a quorum, all who attended supported. Mayor stated that there was little mistake under 63, signs covered under ordinances so it was deleted.
- b. Charles “Buddy” Babb addressed Council as a representative of the Boy Scouts, Troop 24, which was established in 1927. Here as friend of scouting and on April 13th there will be a fund raiser for the Palmetto Council and asking for a gift to the friends of scouting. Mayor responded that because we have not prepared a resolution, asked Babb for the latest date to make a contribution. Wyatt said that they needed the grant form completed. Mayor said that he was real reluctant to cast a vote and wait seven days.
- c. Doris Wilson addressed Council about tree preservation in the Town. She said that we are losing our tree canopy and not seeing a lot of replanting. She said that sidewalks can only be 3 feet wide as long as there is a 200 foot turn around. Mayor said he has a letter from SCDOT that said need 5 foot wide sidewalks and love to have trees down there with a canopy. The minutes will show 67 names from village to get rid of dead old trees and squash the numerous rumors that I hate trees. Tonight Jimmy Walters of the South Carolina Forestry Commission is here and who made the decision on dead and disease trees. Wetzel said that we have to take a glance at our option. Mayor and Wyatt said they want to plant trees but don’t outside the right of way and asked to start an association. Mayor said that he would like a canopy over the road that he enjoys at the airport. Walters spoke about the history of the grants that it was to replace hazardous trees on public property, and replanted trees at Town Hall and the Park. There is difficulty in the village since the water oak trees are 90 years old and cannot live in that area. There is not a one size fits all solution and will invest time and efforts to help. Johnny McMakin stood up from audience to speak and said that he had commercial trees to donate for compacted soil issues. He said that beauty outweighs other issues, but does want to promote a green scape. Mayor said that there are no trees on docket to come down and crepe myrtles will not be a tree canopy. Wyatt said that

there is no disagreement about a tree canopy but just finding the right solution, especially about legal for future Councils of public money for private property. He appreciated their enthusiasm at next 5 years need replacing streets and sidewalks. Owens asked McMakin the cost of the trees and he replied \$125 to 150 for a 10 to 12 footer and a parcel to be used as a model.

Mayor asked Drozdak to come to podium to answer if there was any grant money left, and he responded no. Chappell remarked about the large turnout tonight.

8. EXECUTIVE SESSION:

- a. At 7:55PM, Mayor made a motion to go into executive session for the purpose of contract negotiations. Chappell seconded. At 8:23PM, Mayor made a motion to come out of executive session and that no votes were made during the meeting, it was seconded by Carter and with no further discussion, no opposed and the motion carried with all in favor.

9. OLD BUSINESS:

- a. None.

10. NEW BUSINESS:

- a. Mayor asked for a motion on the resolution awarding the contract for the storm water drainage project. Motion by Wyatt, seconded by Wetzel, there was no further discussion, no one opposed and the motion for the resolution unanimously carried.
- b. Mayor asked for a motion on the resolution setting the annual date for the Christmas parade. Motion by Wyatt, seconded by Carter and in discussion Owens suggested the 1st Thursday of December. Wetzel asked what time, Carter said 4pm, Wyatt responded that was good for school groups. Mayor said that 5:00pm would be too late, 4:30 would be a compromise. Mayor said to place in a resolution. There was no further discussion, no one opposed and the motion for the resolution unanimously carried.
- c. Mayor asked for a motion on the resolution to enter into a letter of intent to purchase land. Motion by Wyatt, seconded by Chappell, and in discussion Wyatt said that we needed the plat at the next meeting. There was no further discussion, no one opposed and the motion for the resolution unanimously carried.
- d. Mayor asked for a motion on the resolution to adopt the Spartanburg County Multi-Jurisdictional hazard mitigation. Motion by Chappell, seconded by Wetzel, and in discussion Wyatt said that wanted to table this till see it. Mayor said this was same as 2011, and Richards had left to building to answer any questions. Wyatt asked if this was updated 2011, and if so does not dispute and withdraws the table motion. There was no further discussion, no one opposed and the motion for the resolution unanimously carried.
- e. Mayor asked for a motion on the resolution to enter into a short term lease with Lyman Repertory and further stated that she was ready and we must choose the option since not a matter to her. Motion by Carter, seconded by Owens, and in discussion Wyatt said that he would defer to Drozdak if not a conflict with other tenants. Mayor added that income better than having none. There was no further discussion, no one opposed and the motion for the resolution unanimously carried.
- f. Mayor asked for a motion on the 1st reading amending the Sign Ordinance allowing for temporary signs. Motion by Wyatt, seconded by Chappell, and in discussion Wyatt said elections already covered in the sign ordinance and thanked the Mayor for the 2nd packet that was much clearer. Wyatt asked about inflatable and no size limit like others. He had no hard number in mind, maybe make the height of the building. Mayor said that need to settle it here, Wyatt said no more than 25% of width and height of building. Mayor responded with 20% of width and Wyatt agreed. Wyatt said that according to zoning minutes, 30 days consecutive and ok with that. Mayor said that give 2 or 3 per 30 days or a gap because it is not about the money but rules. He added that any new business has 6 months. Wyatt asked how long does a permit last, and it is really

about control and suggested \$10 each sign for 90 days. Mayor said that just want control and their condition. There was no further discussion, no one opposed and the motion for the ordinance unanimously carried.

g. Drozdak and Mayor read aloud the proclamation declaring April 2012 Child Abuse month.

11. ANNOUNCEMENTS: Mayor

a. Mayor asked that this written statement be given to Jay King of the Middle Tyger Times but wanted this read for this meeting. It has come to the Mayor's attention that we have been accused of tearing down the Mill, people calling into here. Wanted to make this public announcement and also written that by no means did Council or me have anything to do with the demolition and it is not even in the Town. We did buy the parking lot and know there is confusion that the waste water plant was in a serious situation, but in 3 ½ years it was upgraded and now have proper staff. EPA has taken us out of toxicity and never would have got there without the right people. King will have this and most will be in the article. Also, put out there to call me anytime, my phone number is in there. There are some folks are causing us trouble, the Town has turned around and doing a great job.


12. ADJOURNMENT:

At 8:58pm Carter made a motion to adjourn with all in favor.

Submitted by,


Dennis P. Drozdak, Clerk / Treasurer

Approved by,


Rodney D. Turner, Mayor

Date: 05/07/2012