

Mayor
FLETCHER PERRY

City Council
MAYOR PRO TEM, JIMMY DAVIS
ROBERT NEALY
ISAIAH SCIPIO
LOIS PORTER
DONNIE MCKINNEY



Administrator
Interim, Trey Eubanks

City Clerk
Donna Owen

CITY COUNCIL REGULAR CALLED MEETING AGENDA
MONDAY DECEMBER 11, 6:00 PM
129 SCHOOL HOUSE ROAD
HAGOOD COMMUNITY CENTER
"SENIOR CENTER"
PICKENS, SOUTH CAROLINA

1. WELCOME AND CALL TO ORDER:
2. INVOCATION AND PLEDGE OF ALLEGIANCE:
3. OATH OF OFFICE FOR MAYOR ELECT ISAIAH SCIPIO
4. OATH OF OFFICE FOR COUNCIL ELECT ALLIE WINTER
5. OATH OF OFFICE FOR COUNCIL ELECT DANNY ADAMS
6. OTHE OF OFFICE FOR COUNCIL ELECT FLOYD ROGERS
7. OATH OF OFFICE FOR COUNCIL ELECT CAMERON RIVERS
8. APPROVAL OF MINUTES:
 - a) Regular Called Council Meeting, October 9, 2023
 - b) Regular Called Work Session Meeting, October 23, 2023
9. FIRST READING OF ORDINANCE NO. 2023-16 TO AMEND ORDINANCE NO. 2021-21 TO UPDATE THE CLASS SCHEDULE AS REQUIRED BY ACT 176 OF 2020.
10. ADJOURNMENT:

**Regular Council Meeting
Monday October 9, 2023
6:00 P.M.**

Mayor Perry and City Council met in Regular Session in the Council Chambers at City Hall 219 Pendleton Street, Pickens S.C. Agendas were posted and sent to media on October 5, 2023.

Council Members in attendance:

Mayor Fletcher Perry
Jimmy Davis, Mayor Pro-Tem
Council Member Lois Porter
Council Member Robert Nealy
Council Member Isaiah Scipio

Staff:

Interim City Administrator, Trey Eubanks
Police Chief, Randal Beach
Fire Chief, Chris Elrod

WELCOME AND CALL TO ORDER:

Mayor Perry called the meeting to order and welcomed those in attendance. Mayor Perry further gave the Invocation and followed with the Pledge of Allegiance.

COMMENTS FROM CITIZENS:

- 1) Pam Winters-Ms. Winters thanked Council for their transparency as it relates to re-zoning, and annexations. Ms. Winters stated she hopes Council considers the comprehensive plan as it relates to growth and development.
- 2) Donna Mansell- Ms. Mansell stated she understood that a light should be placed at the location she discussed at the last Council meeting. Ms. Mansell reminded Council about the roadwork that needs to be done at West Lee Street.
- 3) Lisa Turnick – Ms. Turnick, with the Chamber of Commerce announced to Council all the future ribbon cuttings, and updated council relating to Chamber activities.
- 4) Coretta Arnold – Ms. Arnold stated she was concerned about Jaycee Park not being opened, and inquired about dates that citizens could expect the park to be finished. (Council addressed this at the end of the agenda)

APPROVAL OF MINUTES:

>>Motion was made by Council Member Jimmy Davis, seconded by Council Member Lois Porter, and unanimously passed to approve the minutes as presented.

- a) Special Called Meeting, September 7, 2023
- b) Regular Called Work Session Meeting, September 25, 2023

ADMINISTRATIVE UPDATE:

Administrator Trey Eubanks gave Council a detailed administrative report to include cost associated with the use of the Senior Center for future Council meetings, reorganizing some public works employees, and to update Council as it relates to the water system grant that should begin construction in November of 2023 and conclude by June of 2024.

>Council Member Robert Nealy asked if there were salary changes within the reorganizing of public works. Mr. Eubanks stated this would not change the current salaries.

(a full October 9, 2023, Administrative update is in the agenda packet on the City Website and Facebook page.)

FIRST READING OF ORDINANCE NO. 2023-14 TO AMEND SECTION 14-4 GARBAGE CONTAINERS:

>>Motion was made by Council Member Jimmy Davis, seconded by Council Member Robert Nealy that this constitutes a first reading of Ordinance No. 2023-14. Motion passed with a unanimous vote.

FIRST READING OF AN ORDINANCE NO. 2023-15 FOR THE REZONING OF PROPERTY HERIN DESCRIBED, AND TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF PICKENS, SC: 567 HAMPTON AVE:

>>Motion was made by Council Member Lois Porter, seconded by Council Member Robert Nealy that this constitutes a first reading of Ordinance No. 2023-15. Motion passed with a unanimous vote. Council had some discussion with Alan Fortner with Land Design Planning who is representing the owner of this property, and the request is to rezone to General Business District. Council can request more information upon second reading.

APPROVAL OF CONTRACTS BETWEEN THE CITY AND THE CHAMBER AND THE CITY AND BLUE LION DIGITAL:

Administrator Eubanks explained this item is simply on the agenda as a housekeeping item, the contracts need to be approved in a public vote. These contracts were given to Council in a May 2023 work session but were not voted upon.

>>Motion was made by Council Member Isaiah Scipio to approve the contracts, but to amend for an annual contract for approval and not a (3) year contract. Motion was seconded by Council Member Jimmy Davis and unanimously approved.

APPROVAL OF PROPOSED FEES FOR RECREATION:

>>Motion was made by Council Member Lois Porter, seconded by Council Member Jimmy Davis, and unanimously passed to approve the proposed fees for recreation. *(a full October 9, 2023, fees for recreation is in the agenda packet on the City Website and Facebook page.)*

Recreation Director Jonathan Morris informed the Council of plans for opening Jaycee Park, and goals were late October/November. Council also discussed the BMX bike trail.

ADJOURNMENT:

Hearing no further business, Mayor Perry called for a motion to adjourn. Motion was made by Council Member Isaiah Scipio, seconded by Council Member Jimmy Davis, and unanimously approved. Pickens City Council stood adjourned at 6:47 P.M.

Respectfully Submitted:

Approved:

Donna F. Owen, City Clerk

Mayor, Fletcher Perry

**Regular called City Council Work Session Committee of the Whole
October 23, 2023
6:00 P.M.**

Mayor Perry and City Council met in Council Work Session Committee of the Whole in the Council Chambers at City Hall 219 Pendleton Street, Pickens S.C. Agendas were posted and sent to media on October 18, 2023.

Council Members in attendance:

Mayor Fletcher Perry
Council Member Jimmy Davis, Mayor Pro-Tem
Council Member Lois Porter
Council Member Isaiah Scipio
Absent- Council Member Robert Nealy

Staff:

Interim Administrator, Trey Eubanks
Police Chief, Randal Beach
Fire Captain, Rodney Crenshaw
Finance Director, Mandy Hess
Johnathan Morris, Recreation
Drew Langston, CWS Project Manager

WELCOME AND CALL TO ORDER:

Mayor Perry called the work session to order and welcomed those in attendance. Mayor Perry further asked Council Member Isaiah Scipio to give the invocation followed by the Pledge of Allegiance. Mayor Perry made the comment that the audience is full and asked the Council Members to please reconsider moving the meetings to the Senior Center.

COMMENTS BY CITIZENS:

- 1) Edwina Lone- Ms. Lone talked about citizens and elected officials having division and being poor examples of openness and communication. Ms. Lone stated the citizens needed answers and need to know why certain issues happen. Ms. Lone gave the example of the former recreation director, and stated the people had a right to know why he was terminated.
- 2) Barbara Robinson- Ms. Robinson asked about the \$5.00 capital improvement fee that was on the water bills. Also, Ms. Robinson stated the new apartments that opened as income-based housing started at \$1,000.00 per month, and she thought that was beyond income based.
>>Ms. Robinson was informed that the improvement fee was placed on the water bills about (2) years ago and is in an account for repairing water lines.

Questions were raised about road work within the City, specifically West Lee/Lee Streets. It was confirmed that these are State Roads and not City maintained.

DEPARTMENTAL REPORTS COMMITTEE OF THE WHOLE:

(reports are distributed in full and can be found on the City Website and Facebook page)

- a. ADMINISTRATIVE -Finance, Public Works, Court - Mr. Eubanks presented Council with a full memorandum to inform them about the Water system capital improvement project,

an MOU relating to TRACK Trail Partnership, Jaycee Park funding from the County, posting for the City Administrator position, the FY 2022 Audit, and informed Council about a meeting with departments, members of council and Greenville Water. Recreation Director gave Council more information relating to TRACK Trail partnership. This is a partnership with the Blue Ridge Parkway Foundation to put kids in parks program and to engage kids and families in outdoor recreation.

- b. POLICE DEPARTMENT – Chief Beach presented his full report to Council and discussed continued events in Pickens as being positive but extremely busy. Also, Council was updated regarding continued meetings in problem areas of Hampton Ave. Chief Beach is encouraged to continue positive meetings and possible improvements with this group home. Chief Beach reminded everyone about the handicapped swing that will be installed at the Doodle Park on Nov. 3.
- c. FIRE DEPARTMENT – Chief Elrod presented his full report to Council and updated Council that the department is at full staff after the resignation of a captain. Council was informed that calls were up to over 500 this year. Truck maintenance is in progress and being done in-house.
- d. RECREATION – Director Jonathan Morris gave his full report to Council and updated all regarding Jaycee Park being a priority. Council was updated regarding vandalism in the restrooms at Jaycee Park. Mr. Morris gave more information regarding fixing the BMX Bike trail and stated that people were attracted to these types of outdoor space. Public Works has replaced fencing on the Doodle Trail.
- e. UTILITY - Director Drew Langston presented the full report to Council. Mr. Langston stated the departments were focused on safety as they have a lot of work that is close to the road, and they are often out late at night. Leaks continue to be problematic. Council was also updated about a very good report from a DHEC inspection at the Wastewater plant. Mr. Langston praised the personnel relating to this report. Council was updated about the alarm that went off at a lift station on Mauldin Lake Road, there was not an issue, only a faulty alarm.
Mayor Perry stated he thought it would be good to have engineer Troy Rosier to brief Council relating to the problem areas related to leaks, and point out the priority areas.

Comments from Council:

Council Member Isaiah Scipio expressed the importance of hiring the new Administrator. Mr. Scipio stated he would like to utilize the entire Council and citizens from different areas to be involved in the process.

ADJOURNMENT:

Hearing no further business, Mayor Perry called for the motion to adjourn. Motion was made by Council Member Isaiah Scipio, seconded by Council Member Lois Porter, and unanimously approved. City of Pickens Council stood adjourned at 6:55 P.M.

Respectfully Submitted:

Approved:

Donna F. Owen, City Clerk

Mayor, Fletcher Perry

ORDINANCE No. 2023-20

AMENDING THE BUSINESS LICENSE ORDINANCE OF THE CITY OF PICKENS TO UPDATE THE CLASS SCHEDULE AS REQUIRED BY ACT 176 OF 2020.

WHEREAS, the CITY of PICKENS (the "Municipality") is authorized by S.C. Code Section 5-7-30 and Title 6, Chapter 1, Article 3 to impose a business license tax on gross income;

WHEREAS, by Act No. 176 of 2020, known as the South Carolina Business License Tax Standardization Act and codified at S.C. Code Sections 6-1-400 to -420 (the "Standardization Act"), the South Carolina General Assembly imposed additional requirements and conditions on the administration of business license taxes;

WHEREAS, the Standardization Act requires that by December thirty-first of every odd year, each municipality levying a business license tax must adopt, by ordinance, the latest Standardized Business License Class Schedule as recommended by the Municipal Association of South Carolina (the "Association") and adopted by the Director of the Revenue and Fiscal Affairs Office;

WHEREAS, following the enactment of the Standardization Act, the Municipality enacted Ordinance No. 2021-21 on December 6, 2021, in order to comply with the requirements of the Standardization Act (the "Current Business License Ordinance");

WHEREAS, the City Council of Pickens (the "Council") now wishes to amend the Current Business License Ordinance to adopt the latest Standardized Business License Class Schedule, as required by the Standardization Act, and to make other minor amendments as recommended by the Association;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Pickens, as follows:

SECTION 1. Amendments to Appendix A. Appendix A to the Current Business License Ordinance, the "Business License Rate Schedule," is hereby amended as follows:

- (a) Class 8.3 is hereby amended by deleting the NAICS Codes and replacing them with NAICS 517111, 517112, 517122 – Telephone Companies.
- (b) Class 8.6 is hereby amended and restated in its entirety to read as follows: "**8.6 NAICS Code Varies – Billiard or Pool Tables.** A business that offers the use of billiard or pool tables shall be subject to business license taxation under its natural class for all gross income of the business excluding the gross income attributable to the billiard or pool tables. In addition, the billiard or pool tables shall require their own separate business licenses pursuant to SC Code § 12-21-2746 and shall be subject to a license tax of \$5.00 per table measuring less than 3½ feet wide and 7 feet long, and \$12.50 per table longer than that."

SECTION 2. Amendments to Appendix B. Appendix B to the Current Business License Ordinance, the "Business License Class Schedule," is hereby amended and restated as set forth on the attached Exhibit A.

SECTION 3. Repealer, Effective Date. All ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be effective with respect to the business license year beginning on May 1, 2024.

ENACTED IN REGULAR MEETING, this ___ day of _____, 20__.

Mayor

ATTEST:

Clerk

First reading: _____

Final reading: _____

**Exhibit A: Amendment to Classes 1 – 8 in Appendix B of the
Current Business License Ordinance**

APPENDIX B

Classes 1 – 8: Business License Class Schedule by NAICS Codes

NAICS Sector/Subsector	Industry Sector	Class
11	Agriculture, forestry, hunting and fishing	1
21	Mining	2
22	Utilities	1
31 - 33	Manufacturing	3
42	Wholesale trade	1
44 - 45	Retail trade	1
48 - 49	Transportation and warehousing	1
51	Information	4
52	Finance and insurance	7
53	Real estate and rental and leasing	7
54	Professional, scientific, and technical services	5
55	Management of companies	7
56	Administrative and support and waste management and remediation services	3
61	Educational services	3
62	Health care and social assistance	4
71	Arts, entertainment, and recreation	3
721	Accommodation	1
722	Food services and drinking places	2
81	Other services	4
Class 8	Subclasses	
23	Construction	8.1
482	Rail Transportation	8.2
517111	Wired Telecommunications Carriers	8.3
517112	Wireless Telecommunications Carriers (except Satellite)	8.3
517122	Agents for Wireless Telecommunications Services	8.3
5241	Insurance Carriers	8.4
5242	Insurance Brokers for non-admitted Insurance Carriers	8.4
713120	Amusement Parks and Arcades	8.51
713290	Nonpayout Amusement Machines	8.52
713990	All Other Amusement and Recreational Industries (pool tables)	8.6

2023 Class Schedule is based on a three-year average (2017 - 2019) of IRS statistical data.