



City of
TEGA CAY, SOUTH CAROLINA

Regular City Council Meeting Minutes
Philip T. Glennon Center – Council Chambers
15077 Molokai Drive, Tega Cay, SC

Tuesday, May 16, 2016
6:00 p.m.

Councilmembers Present: Mayor George Sheppard, Mayor Pro Tempore David O'Neal, Councilmembers Dottie Hersey, Ryan Richard and Jennifer Stalford. A quorum was present.

Staff Present: Charlie Funderburk, City Manager; Katie Poulsen, Assistant City Manager; Sylvia Szymanski, Municipal Clerk; Susan Britt, Planning and Development Manager; and City Attorney Bob McCleave

The Press was duly notified of the meeting.

Mayor George Sheppard called the meeting to order at 6:00 p.m. and noted it was a Regular City Council meeting. He then led the Pledge of Allegiance and a Moment of Silence.

MOTION

Mayor Sheppard motioned to move Items 1 and 2 to read Items 2 and 3, consecutively, due to the Planning Commission's lack of quorum and move Item 3 Executive Session to Item 1, seconded by Councilmember Hersey and passed unanimously.

ITEM 1 EXECUTIVE SESSION

MOTION

Councilmember Hersey motioned to go into Executive Session for legal advice pursuant to a Bond Ordinance for Fire Station in Stonecrest and contractual matters pursuant to the sale of city property, seconded by Mayor Pro Tem O'Neal and approved unanimously.

Council entered into Executive Session at 6:01 p.m. and exited at 6:32 p.m.

Mayor Sheppard noted that while in Executive Session, only those items on the agenda were discussed and no votes were taken other than to return to open session.

ITEM 2 JOINT PUBLIC HEARING WITH PLANNING COMMISSION

A. Rezoning of the following tax map numbers as part of a 100 percent Annexation Petition: 6440000045, 6440000047, 6440000048, 6440000049, 6440000050, 6440000051, 6440000052, and 6440000053 from RUD in the County to PDD in the City

Planning Commission's Chairman Jerry Church acknowledged having a quorum, Michael Cole and Vincent DesRosiers were absent. Susan Britt presented the petition and staff's recommendation. Robert Wiggins of Mattamy Homes made a brief presentation.

Chris Valoviz of 3221 Alder Ct. asked to have a greater buffer to protect the view and he is not in favor of lower income housing at this \$250,000 price point.

Chairman Church closed the public hearing.

ITEM 3 PUBLIC HEARING

A. Amendment to the FY 2015-2016 Utility Fund Budget

City Manager Funderburk presented upcoming rate increases by the City of Rock Hill and the Town of Fort Mill. These increases are being passed on to Tega Cay residents effective July 1, 2016.

There were no public comments.

ITEM 4 PUBLIC COMMENTS

There were none.

ITEM 5 APPROVAL OF MINUTES

Mayor Sheppard noted no changes to the April 18, 2016 minutes. The minutes were approved.

ITEM 6 SPECIAL PRESENTATION

A. Carolina Show Ski Team

Ernie Riddle, Acting President of the Carolina Show Ski Team made a short presentation. Their first show takes place on June 3.

B. Proclamation Promoting National Safe Boating Week was read by Mayor Sheppard.

C. Proclamation Announcing Peace Officers' Memorial Day

Police Chief Steve Parker expressed the importance of this week and his personal experience with the loss of a partner.

D. Proclamation Recognizing EMS Week

Robert White of Piedmont EMS expressed his appreciation and honor of serving.

ITEM 7 NEW BUSINESS

A. Introduction and 1st Reading of a Bond Ordinance for Fire Station in Stonecrest
Bond Attorney Paul Trouche introduced the ordinance.

MOTION

Councilmember Hersey motioned to approve the introduction and 1st Reading of the Bond Ordinance in an amount not to exceed \$2.632M and authorize the City Manager to use up to \$650,000 from the General Fund Reserve for the construction of the new fire station to be located at Stonecrest Development, seconded by Councilmember Stalford and approved unanimously.

B. Introduction and 1st Reading of an Ordinance to Amend the FY15-16 Utilities Budget Fee Schedule

MOTION

Councilmember Stalford motioned to approve the introduction and 1st Reading of an ordinance to amend the FY15-16 Utilities Budget Fee Schedule, seconded by Mayor Pro Tem O'Neal and passed unanimously.

C. Planning Commission Recommendation Regarding Rezonings (*Item 1*)

Susan Britt announced the Planning Commission's recommendation was approving the tax map numbers 6440000045, 6440000047, 6440000048, 6440000049, 6440000050, 6440000051, 6440000052, and 6440000053 from RUD in the County to PDD in the City as appropriate, but the sketch plan will be approved by the Planning Commission at their June 13 meeting because the developer intends to make minor adjustments based on public hearing input.

D. Sidewalk at Trail Head Park/Renovations to Walking Trail

City Manager Funderburk presented costs for grading and adjusting the trail or adding a sidewalk toward the Living Memorial Gardens. After Council discussion, Council asked for public input. Linda Stevenson, 3024 Point Clear, has no issue with the trail, suggested waiting for the next budget year. Kathy Masters, 4072 Point Clear, said she preferred a sidewalk at this location.

MOTION

Mayor Sheppard motioned to discuss this item at the next budget workshop, seconded by Mayor Pro Tem O'Neal and passed unanimously.

ITEM 8 CITY MANAGER'S REPORT

City Manager Funderburk announced Lake Ridge mail delivery issues have been resolved thanks to the Mayor. Lake Ridge trails now have funding which must be completed by November 30. The City's first food truck rally was a great success. The next food truck rally is June 18. Tega Cay Connect has its first meeting on May 23 at the Glennon Center. Liaison volunteers are still needed for Chelsea Day; Daybreak; Fairway Point; Marquesas 1, the first half of Marquesas from Windward;

Molokai 2, from Mai Kai to the cul de sac; Molokai Extension; Neptune's Landing; Silvergull, and Windjammer. Backflow preventer testing forms are due June 1. City Hall is closed on Memorial Day. Garbage pickup is delayed by one day. The Veterans Association Memorial Day 5K is May 29. On May 30, there will be a 10am ceremony. Congratulations to the Beautification Committee for their \$500 grant from Keep York County Beautiful. Capital Improvements Plan Joint Workshop with the Planning Commission and Council takes place May 31 at 6pm. It will be televised. Council was asked to provide goals and projects for FY 16-17 to the City Manager. July 20 is scheduled for the Budget Workshop. PRT Commission applications continue to come in and will be presented at the June 20 Council meeting. Tega Cay Fire Department welcomed a new member, Grady Tucker Blackwelder, who was born on Mother's Day to Megan and Wil Blackwelder.

ITEM 9 PUBLIC COMMENTS

There were none.

ITEM 10 COUNCIL COMMENTS

Councilmember Hersey had no comments.

Councilmember Richard noted the Memorial Day 5K benefits the Fisher House Foundation which provides housing for military families treated at VA medical facilities. The race starts at 5pm. Keep Tega Cay beautiful, keep an eye out on City assets such as the golf course. There were recent vandalism acts.

Councilmember Stalford reminded the public of the boater safety course on Wednesday, June 8 in the large meeting room of the Glennon Center from 9-5pm. It is free but there is limited space. Sign up through the DNR website. After an inquiry into a separate zip code for Tega Cay indicated no mail delivery issues associated with the current zip code, Tega Cay will not receive a separate zip code. On Wednesday, the Beautification Committee is working at Living Memorial Gardens at 8am. There is a Beautification Committee meeting at 1:15 pm on Thursday in the Glennon Center. Everyone is welcome.

Mayor Pro Tem O'Neal mentioned the Memorial Day 5K will now be run on Tega Cay Drive and not on the walking trail. Packets can be picked up at Fleet Feet. The race starts at 5pm. Sonic Rewind will play at the concert following the race. One lane of Tega Cay will be closed off for the race. The website is www.facebook.com/tcva5k. The memorial service starts promptly at 10 a.m. on Memorial Day.

Mayor Sheppard commented on the STEM Program at TCES for 4th, 5th and 6th graders. Mark Mogge resident at Diamond Head Park took the project on back in September and he did a phenomenal job. The Tega Cay Lions Club honored the top ten percent of the Fort Mill High School graduates. Our future looks bright as they go off to Clemson to study Psychology/Biochemistry, one to William and Mary College to study Psychology, and one to University of Minnesota to study Biochemistry. He congratulated all the 2016 graduates. The Tega Cay Art League is having an exhibit at the Miller Realty Group on May 21. The Shore Club is open 7 days a week for lunch and dinner.

ITEM 11 Executive Session

A. Discussion Incident to Contractual Matters as it pertains to Catawba Park and to receive Legal Advice as it relates to Pending Litigation.

MOTION

Councilmember Hersey motioned to go into Executive Session incident to contractual matters as it pertains to Catawba Park and legal advice as it relates to pending litigation, seconded by Mayor Pro Tem O'Neal and passed unanimously.

Council entered into Executive Session at 7:58 p.m. and exited at 9:00 p.m. Mayor Sheppard noted the following: Mayor Pro Tem O'Neal recused himself from the discussion on legal advice as it relates to pending litigation as he has a vested interest in certain property related to pending litigation; only those items on the agenda were discussed; and no votes were taken other than to return to open session.

ITEM 12 ADJOURNMENT

MOTION

There being no further business, Hersey motioned to adjourn the meeting, seconded by Councilmember Stalford and approved unanimously.

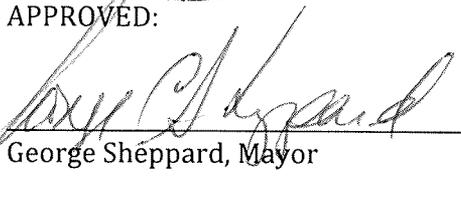


The meeting was adjourned at 9:00 p.m.

Respectfully Submitted,


Sylvia Szymanski, Municipal Clerk

APPROVED:


George Sheppard, Mayor

APPROVAL DATE: June 20, 2016

City of
TEGA CAY, SOUTH CAROLINA

RECUSAL STATEMENT

Member Name: David L. O'Neal
Meeting Date: May 16, 2016
Agenda Item: **Section:** B **Number:** 11
Topic: Legal Advice as it relates to pending litigation

The Ethics Act, SC Code §8-13-700, provides that no public official may knowingly use his office to obtain an economic interest for himself, a family member of his immediate family, an individual with whom he is associated, or a business with which he is associated. No public official may make, participate in making, or influence a governmental decision in which he or any such person or business has an economic interest. Failure to recuse oneself from an issue in which there is or may be conflict of interest is the sole responsibility of the council member (1991 Op. Atty. Gen. No. 91-37.) A written statement describing the matter requiring action and the nature of the potential conflict of interest is required.

Justification to Recuse:

- Professionally employed by or under contract with principal
 - Owns or has vested interest in principal or property
 - Other: _____
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* (May 16, 2016) no longer in economic interest, wife resigned.

Date: May 16, 2016 **Member:** David L. O'Neal

Approved by Municipal Clerk: Ashley D. Johnson