

In compliance with the Freedom of Information Act, the news media and the public were notified of the time, date, and place along with a copy of the agenda of this meeting and a notice was posted on the outdoor bulletin board at the Batesburg-Leesville Town Hall and the Town's website no later than twenty-four hours prior to the meeting.

REGULAR COUNCIL MEETING

APRIL 13, 2020

The Regular Council Meeting for the Town of Batesburg-Leesville, held in Building B of the Town Hall Complex, was called to order by Mayor Shull at 7:00 P. M. Members physically present were Mayor Shull, Council Member Etheredge, Gambrell, Cain, Mitchell, Prouse, and Hall. Members virtually present were Council Members Speech-Lemon and Wise. Mayor Shull stated that due to the Covid-19 virus, the meeting is being held through Zoom.

INVOCATION

The invocation was given by Council Member Prouse.

Pledge of Allegiance

The Pledge of Allegiance to the American Flag was led by Council Member Gambrell.

APPROVAL OF AGENDA

A motion was made by Council Member Gambrell with a second by Council Member Etheredge to approve. With no discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

ADOPTION OF MINUTES

A motion was made by Council Member Prouse with a second by Council Member Etheredge to adopt the minutes of the March 9, 2020 Regular Council Meeting. With no discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

A motion was made by Council Member Gambrell with a second by Council Member Prouse to adopt the minutes of the March 19, 2020 Emergency Council Meeting. With no discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

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ADOPTION OF MINUTES CONT'D.

A motion was made by Council Member Gambrell with a second by Council Member Hall to adopt the minutes from the April 6, 2020 Emergency Council Meeting. With no discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

MAYOR'S REPORT

Mayor Shull reported the next Regular Council Meeting will be May 11, 2020.

CENTRAL MIDLANDS – Council Member Hall

Council Member Hall reported Central Midlands did not meet.

ENVIRONMENTAL PLANNING ADVISORY COMMITTEE

Council Member Prouse

Council Member Prouse reported that EPAC did not meet due to the virus.

JOINT MUNICIPAL WATER/SEWER COMMISSION – Mayor Shull

Mayor Shull reported Joint Municipal Water/Sewer Commission did not meet. Reported a brief update from the Commission that operations and business was as usual; have reduced office hours; no penalties, or disconnects and are using door tags.

B-L CHAMBER OF COMMERCE – Mike Taylor, President

Mr. Taylor was not present to give a report.

PUBLIC COMMENT REGARDING ITEMS ON THE AGENDA

Suspended until further notice per the Emergency Ordinance of the Town

UNFINISHED BUSINESS

- A. Second Reading on an *Ordinance to Amend Title 5 Chapter 2 of the Town's General Code of Ordinances Relating to Building Regulations and Code Enforcement* was held.

A motion was made by Council Member Prouse with a second by Council Member Hall to approve. With no discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

NEW BUSINESS

- A. **Council Approval of Excused Absence for Council Member Mitchell For the March 9, 2020 Regular Council Meeting**

A motion was made by Council Member Hall with a second by Council Member Gambrell to excuse the absence of Council Member Mitchell. With no discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

- B. **Council Approval of Committee Appointments to Planning Commission and Hospitality Tax Committee**

Manager Luckadoo stated that Council Members Hall, Cain, and Lemon have each made a recommendation for appointments to committees of the Town. They are as follows:

- Council Member Cain – District 3 H-Tax – Natalie Gary
- Council Member Speech-Lemon – District 4 H-Tax – Kathy Mingo
- Council Member Hall – District 8 Planning Commission – Laurel Gillespie

Also Council Member Mitchell, District 5, stated she would like to have Rowena Coleman on the H-Tax committee.

A motion was made by Council Member Cain with a second by Council Member Gambrell to accept the four appointments. After discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

- C. **First reading on an Ordinance to Annex .73 Acres Owned by Lynn H. Goodman, ET ALS and Located Along Mitchell Street into the Town Limits of Batesburg-**

NEW BUSINESS – C. – Cont'd.

Leesville, Lexington County TMS #005900-06-026 was held. The Zoning Administrator, Patricia Saeed, briefed Council on this annexation. A motion was made by Council Member Hall with a second by Council Member Gambrell to approve first reading. After discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

D. First reading on an Ordinance to Rezone Two Parcels of Property Consisting of 14.50 Acres, Owned by Lynn H. Goodman, ET ALS and Located NE of Mitchell Street from R-1 "Single Family Residential" to C-2 "Office and Institutional Commercial," Lexington County TMS #005900-06-025 and #005900-06-026 was held.

A motion was made by Council Member Hall with a second by Council Member Gambrell to approve first reading. After discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

E. First Reading on an Ordinance to Rezone Properties Located at 259 West Church Street (Lexington County TMS #005918-05-018) R-3 "Multi-Family Residential," Adjacent Vacant Parcel Along West Church Street (Lexington County TMS #005918-05-007) R-3 "Multi-Family Residential," and a Portion of 210 North Carolina Avenue (Lexington County TMS #005918-05-008) R-2 "Two Family Residential, to C-1 "General Commercial" was held.

A motion was made by Council Gambrell with a second by Council Member Etheredge to approve first reading. After discussion, a motion was made by Council Member Hall with a second by Council Member Mitchell to table. After discussion, a vote was taken.

VOTE: 7 Approved 2 Denied – Mayor Shull
Council Member Prouse

F. First reading on an Ordinance to Rezone 612 West Columbia Avenue, Consisting of .72 Acres, (Lexington County TMS #007026-03-003) from C-1 "General Commercial to C-2 "Transitional Commercial was held.

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NEW BUSINESS – F. – Cont'd.

A motion was made by Council Member Hall with a second by Council Member Gambrell to approve first reading. After discussion, a vote was taken.

VOTE: 9 Approved 0 Denied

MANAGER'S REPORT – Ted Luckadoo

- A. Project Updates – Brodie Pump Station Project, WWTP Improvement Projects, Census 2020, North Lee St./Livingston Lane Sewer Line Project, "C" Fund Sidewalk Project**
- B. Monthly Financial Update**

Due to the length of the Manager's Report, the attached is an official part of the minutes for April.

EXECUTIVE SESSION


POSSIBLE ACTIONS BY COUNCIL IN FOLLOW UP TO EXECUTIVE SESSION

POTENTIAL AGENDA ITEMS FOR MAY 11, 2020 COUNCIL MEETING


ADJOURNMENT

A motion was made by Council Member Gambrell with a second by Council Member Etheredge to adjourn at 8:30 P. M. With no discussion, a vote was taken.

Approved this 11th day May 2020.


Lancer D. Shull, Mayor

ATTEST:


Judy E. Edwards, Town Clerk

STATE OF SOUTH CAROLINA)	ORDINANCE
)	
COUNTY OF LEXINGTON)	An Ordinance to Repeal and Replace
)	Title 5 Chapter 2 of the Code of
TOWN OF BATESBURG-LEESVILLE)	Ordinances enacted on October 10, 2016.

WHEREAS, the Town has previously enacted several ordinances which adopt several International Codes; and

WHEREAS, the current Mayor and Council believes that the Code of Ordinances for the Town need to be updated, and

WHEREAS, the current Mayor and Council further believe that the Town should adopt the current versions of certain International Codes;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Batesburg-Leesville, in Council, duly assembled, that Title 5 Chapter 2 of the Code of Ordinances for the Town of Batesburg-Leesville is Repealed in total and Replaced with the following:

“CHAPTER 2. - BUILDING REGULATION AND CODE ENFORCEMENT”

ARTICLE A. - IN GENERAL

Sec. 5-2-1. Technical codes adopted

- (1). In compliance with S.C. Code 1976, § 6-9-10, as amended, the Town acknowledges its responsibility to enforce the editions of the building, residential, fire, plumbing, mechanical, fuel gas and energy conservation codes, as published by the International Code Council and duly adopted by the South Carolina Building Codes Council.
 - a. The following codes as published by the International Code Council are adopted:
 1. *2015 International Property Maintenance Code*.
 - (a). Section 101.1 – insert “the Town of Batesburg-Leesville”.
 - (b). Section 103.5 – insert “that fees can be obtained from Town Clerk”
 - (c). Section 112.4 - insert a minimum fine of \$100 and maximum fine of \$500. Any offense of this section or code is a misdemeanor offense punishable by 1-3-49.
 - (d). Section 302.4 - insert the words "fourteen (14) inches".
 - (e). Section 302.8 – amend section are replace with the following:

Except as provided for in other regulations or zoning ordinance, no more than two (2) inoperative or unlicensed motor vehicles shall be parked, kept or stored on any

residentially zoned premises, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an approved spray booth.

Inoperative or unlicensed motor vehicles may not be stored in the front yard of any residentially zoned premise. The vehicles must be stored in the backyard of the residentially zoned premise and screened behind a solid fence or within an enclosed structure with no means to collect water. The number of vehicles stored inside on an enclosed structure is not limited, provided the enclosed structure is not in violation of any other regulation, Town ordinance or zoning ordinance. In the case of only one (1) vehicle, the vehicle will not be in violation of this ordinance if covered with a cloth type car cover, not a tarpaulin.

An unlicensed vehicle is described as a vehicle that does not have a current license tag displayed on the vehicle; and has nothing to do with a vehicle being titled. Licensed vehicle(s) that are under repair for more than thirty (30) days are subject to the regulations of this ordinance. For areas that are not zoned residential, the Town's zoning ordinance provides specific regulations related to the storage of motor vehicles.

- (f). Section 304.14 - insert "April 1", insert "November 1".
 - (g). Section 602.3 - insert "November 1", insert "April 1".
 - (h). Section 602.4 - insert "November 1", insert "April 1".
 - (i). Appendix A (Boarding Standards) adopted in its entirety.
- b. The following codes as published by the International Code Council are adopted. Chapter 1, Administration, of the following codes are specifically adopted:
- 1.. *2018 International Building Code with South Carolina Modifications.*
 - 2. *2018 International Residential Code with South Carolina Modifications.*
 - 3. *2018 International Fire Code with South Carolina Modifications.*
 - 4. *2018 International Plumbing Code with South Carolina Modifications.*
 - 5. *2018 International Mechanical Code with South Carolina Modifications.*
 - 6. *2018 International Fuel Gas Code with South Carolina Modifications.*
 - 7. *2009 International Energy Conservation Code.*
 - 8. *2018 International Existing Building Code with South Carolina Modifications*
- c. The following code as published by the National Fire Protection Association is adopted:
- 1. *2017 National Electric Code (NFPA 70) with South Carolina Modifications.*

- (2) Any person violating any provision of this section shall be deemed guilty of a misdemeanor offense and shall be subject to the penalties outlined in section 01-03-49. Punishment for the violation shall not relieve the offender of the proper requirements for permits, inspections, and occupancy permits."

This Ordinance shall be effective from the date of second reading approval by Council.

DONE IN MEETING DULY ASSEMBLED, this 13th day of April, 2020.

Attest:


Lancer D. Shull, Mayor


Judy E. Edwards, Clerk/Treasurer

First Reading: March 9, 2020

Public Hearing held: _____

Second and Final Reading: April 13, 2020

Approved as to form: 
Christian G. Spradley, Town Attorney

THE TOWN OF *Batesburg-Leesville*

Manager's Update April 2020

BRODIE PUMP STATION PROJECT

- This project began on Thursday, April 2nd and crews from Graves pumps have already installed both new replacement pumps at the pump station.
- One of the new pumps has been running to test its operations and it has been working wonderfully and is pumping significantly more water than the previous pump.
- The second pump will begin operating more this week, to test its operation.
- Right now, they are both still manually controlled, but work will begin soon on all the electrical improvements at the station and that will be followed by installation of the remote monitoring and control equipment.
- Crews will also begin work soon on the new static bar screens to keep debris from entering the pump station.
- This project is on a good pace at this point.

WWTP IMPROVEMENT PROJECTS

- With regards to the WWTP RIA Grant project, which is for improvements to the screw pumps, headworks, and installing a new rotary filter press sludge dewatering system, SCDHEC has the construction package for review and permitting and are now reviewing the package.
- With regards to the CDBG funded Liquid Chemical Feed System project, the ER process is completed, and Lexington County issued us notification that we are clear to proceed with the project and expending funds.
- We are still awaiting SCDHEC approval of plans and permitting for this project, but once it is received, we can RFP and bid the project.
- As a part of the SCDHEC Consent Order for BOD issues, we did install last week what is called a Wet Well Wizard. This device distributes air at a high rate into the wet well, which breaks up fats and oils before sending it out to the WWTP. This will hopefully assist with lowering the fats and oil levels coming into the plant.

CENSUS 2020

- As of this Saturday (last update), we are doing fairly well with our Census 2020 responses as a Town:
 - National Response – 48.1%
 - South Carolina – 43.5% (41st out of 52 States)

- Lexington County – 49.1% (4th out of 46 counties)
- Saluda County – 35.3% (42nd out of 46 counties)
- Batesburg-Leesville – 42.8% (80th out of 271 cities/towns)
- Batesburg-Leesville – 68% (2010 total response % for the Town)
- Gilbert – 38.8%
- Saluda – 32.5%
- Ridge Spring – 27.2%
- Lexington – 52.4%
- Cayce – 45.6%
- West Columbia – 45%
- Chapin – 52.1%
- Irmo – 52.8%

NORTH LEE STREET/LIVINGSTON LANE SEWER LINE PROJECTS

- The North Lee Street portion of this project (515 feet of gravity sewer line) has been completed and all sewer line services have been moved over to the new line.
- The construction crew will now move to the Livingston Lane portion of this project, which will be 900 feet of gravity sewer line.
- The contractor did request a 1-month extension to the project timeline, due to excessive rainfall that delayed their work in the early stages of this project. The extension request was approved and the new estimated completion date for the entire project is June 18th.

“C” FUND SIDEWALK PROJECT

- The RFP for this project has been posted to the SCBO and Town websites.
- Bids are due by May 1, 2020 and bids will be opened that afternoon.
- As a reminder, this project includes the replacement of 200’ of broken/damaged sidewalk on Charleston Ave., 750’ of broken/damaged sidewalk on North Peachtree Street, and replacement of a 40’ x 8’ section of washed out roadway on Brookwood Drive.

TOWN FINANCIAL/BUDGET UPDATE

Account Balances

	Mar-20	Feb-20	Jan-20	Dec-19	Nov-19	Oct-19	Sep-19	Aug-19	Jul-19
General Fund Checking	\$ 1,250,406.65	\$ 1,257,082.58	\$ 869,275.52	\$ 563,841.61	\$ 738,830.01	\$ 1,107,273.29	\$ 1,146,304.31	\$ 1,272,435.29	\$ 1,591,678.14
General Fund Savings	\$ 37,351.55	\$ 37,351.55	\$ 37,351.55	\$ 37,351.55	\$ 37,351.55	\$ 37,351.55	\$ 37,351.55	\$ 37,351.55	\$ 37,351.55
Police Donations	\$ 12,600.86	\$ 5,655.06	\$ 5,655.06	\$ 11,594.21	\$ 11,957.47	\$ 11,957.47	\$ 12,308.00	\$ 11,558.00	\$ 13,299.41
Fire Department 1%	\$ 15,185.36	\$ 15,448.71	\$ 15,448.71	\$ 15,585.40	\$ 21,546.86	\$ 22,157.82	\$ 22,561.19	\$ 13,875.50	\$ 11,319.35
Municipal Court	\$ 30,722.03	\$ 37,686.82	\$ 37,686.82	\$ 35,935.29	\$ 32,896.72	\$ 33,369.62	\$ 32,781.62	\$ 30,975.24	\$ 37,644.57
Victims Assistance	\$ 624.48	\$ 395.26	\$ 667.88	\$ 465.85	\$ 500.20	\$ 307.76	\$ 566.49	\$ 289.67	\$ 654.70
Total (Non-Utility Funds)	\$ 1,346,890.93	\$ 1,353,619.98	\$ 966,085.54	\$ 664,773.91	\$ 843,082.81	\$ 1,212,417.51	\$ 1,251,873.16	\$ 1,366,485.25	\$ 1,691,947.72
Utility Fund Checking	\$ 95,409.46	\$ 119,802.48	\$ 200,045.09	\$ 261,399.12	\$ 248,905.85	\$ 232,090.51	\$ 268,728.32	\$ 256,559.43	\$ 260,914.03
Utility Fund Reserve	\$ 767,244.25	\$ 766,723.23	\$ 766,236.09	\$ 765,715.74	\$ 765,195.75	\$ 764,692.81	\$ 764,173.45	\$ 763,671.20	\$ 763,152.55
Capital Improvement Project/Impact Fee	\$ 1,491,684.60	\$ 1,441,469.82	\$ 1,516,208.16	\$ 1,467,856.57	\$ 1,420,606.67	\$ 1,371,820.61	\$ 1,322,247.90	\$ 1,291,512.30	\$ 1,364,853.81
USDA Debt Service Reserve	\$ 564,377.95	\$ 563,994.68	\$ 563,636.36	\$ 563,253.60	\$ 562,871.12	\$ 562,501.24	\$ 562,119.27	\$ 561,749.82	\$ 561,368.36
USDA Depreciation	\$ 3.00	\$ 3.00	\$ 3.00	\$ 3.00	\$ 3.00	\$ 3.00	\$ 3.00	\$ 3.00	\$ 3.00
Senior Assistance	\$ 2.00	\$ 2.00	\$ 2.00	\$ 2.00	\$ 2.00	\$ 2.00	\$ 2.00	\$ 2.00	\$ 2.00
Total (All Utility Funds)	\$ 2,918,721.26	\$ 2,891,995.21	\$ 3,046,130.70	\$ 3,058,230.03	\$ 2,997,584.39	\$ 2,931,110.17	\$ 2,917,273.94	\$ 2,873,497.75	\$ 2,950,293.75
Hospitality Tax Checking	\$ 608,683.82	\$ 551,537.15	\$ 492,911.09	\$ 474,264.48	\$ 422,043.84	\$ 423,972.42	\$ 384,621.45	\$ 320,249.72	\$ 288,457.50
Total All Funds	\$ 4,874,296.01	\$ 4,797,152.34	\$ 4,505,127.33	\$ 4,197,268.42	\$ 4,262,711.04	\$ 4,567,500.10	\$ 4,553,768.55	\$ 4,560,232.72	\$ 4,930,698.97

General Fund

Revenues/Expenses thru March 2020	Actual	Budget	% Budget
Operating Revenues	\$ 3,152,643.37	\$ 4,206,626.00	75%
Operating Expenses	\$ 3,264,752.38	\$ 4,206,626.00	78%

Utility Fund

Revenues/Expenses thru March 2020	Actual	Budget	% Budget
Operating Revenues	\$ 2,388,039.20	\$ 3,219,800.00	74%
Operating Expenses	\$ 2,781,331.92	\$ 3,219,800.00	86%

Victim's Assistance Fund

Revenues/Expenses thru March 2020	Actual	Budget	% Budget
Operating Revenues	\$ 5,455.61	\$ 10,150.00	54%
Operating Expenses	\$ 7,627.74	\$ 10,150.00	75%

Hospitality Tax Fund

Revenues/Expenses thru March 2020	Actual	Budget	% Budget
Operating Revenues	\$ 420,034.18	\$ 475,000.00	88%
Operating Expenses	\$ 48,500.00	\$ 475,000.00	10%