

Mayor
Elise Partin

Mayor Pro-Tem
James E. Jenkins

Council Members
Phil Carter
Tim James
Hunter Sox

City Manager
Tracy Hegler

Deputy City Manager
Jim Crosland
Assistant City Manager
Michael Conley



**City of Cayce
Regular Council Meeting
Tuesday, September 5, 2023**

The September 5, 2023 Regular Council Meeting was held this evening at 6:00 p.m. in Council Chambers. Those present included Mayor Pro Tem James Jenkins and Council Members Phil Carter, Tim James and Hunter Sox. City Manager Tracy Hegler, Deputy City Manager Jim Crosland, Assistant City Manager Michael Conley, Municipal Clerk Mendy Corder, Police Chief Chris Cowan, Assistant Fire Chief Ryan Gates, Finance Director Kelly McMullen, Human Resources Director Lynn Dooley and City Attorney Danny Crowe were also in attendance.

Mayor Pro Tem Jenkins asked if members of the press and the public were duly notified of the meeting in accordance with the FOIA. Ms. Corder confirmed they were notified.

Call to Order

Mayor Pro Tem Jenkins called the meeting to order. Council Member James gave the invocation. Mayor Pro Tem Jenkins led the assembly in the Pledge of Allegiance.

Approval of Minutes

Council Member Carter made a motion to approve the August 16, 2023 Regular Council Meeting minutes as written. Council Member Sox seconded the motion which was unanimously approved by roll call vote.

Public Comment Regarding Items on the Agenda

No one signed up for Public Comment.

Resolutions

- A. Consideration and Approval of Resolution Authorizing and Approving Financing through Lease Purchase and Award of Lease Purchase Contract – General Fund Vehicles and Equipment

Ms. Hegler stated that Council's subsequent approval of the 2023-2024 lease purchase at the July 22, 2023 Council Meeting contained a scrivener's error in the name of the awarded banking institution. She stated that due to this error staff recommended that Council approve the corrected award and Resolution. She stated that the Resolution authorized and approved financing through a lease purchase contract to a financial institution for 11 general fund vehicles and equipment that included six (6)

Police Department vehicles, a Fire Department vehicle, an IT vehicle, a Planning and Development vehicle, a Sanitation vehicle and an Administration vehicle. Ms. Hegler stated that the vehicles and equipment were approved in the current budget and the total value and financing for all vehicles and equipment would not exceed \$500,000.

Ms. Hegler stated that staff contacted 18 financial institutions and requested lease purchase financing proposals for the vehicles and equipment based on the purchase price. She stated that the City received two (2) proposals, one (1) from Ameris Bank with a four-year term of 8.5% and one from First Citizens Bank with a four-year term of 4.78%. She stated that the City approved the First Citizens Bank quote with annual payments of \$137,579 for four (4) years at 4.78% with no down payment. She stated that the total interest paid over four (4) years would be \$50,314.45 and the payments would be monthly in arrears. Ms. Hegler stated that funding for the lease purchase contracts was included in the budget and would be included in successive years.

Council Member James made a motion to award a lease purchase contract to First Citizens Bank for a four-year term contract at 4.78% with annual payments in arrears of \$137,579 for principal and interest and approve a Resolution approving financing through First Citizens Bank and that the City Manager be authorized to execute the contract document. Council Member Sox seconded the motion which was unanimously approved by roll call vote.

B. Consideration and Approval of Resolution Approving Memorandum of Agreement for Detention of Juveniles with the South Carolina Department of Juvenile Justice

Ms. Hegler stated that in certain circumstances, the Cayce Police Department might be required to hold juveniles for violating State statutes until proper hearings could be scheduled. She stated that the only facility in the Midlands that could assist the Police Department with the housing of juveniles was the South Carolina Department of Juvenile Justice and South Carolina Code Section 23-2050 required that an agreement be entered into pursuant to Title 23 on behalf of a law enforcement authority and must be approved by the appropriate local government and by the governing body of each jurisdiction. She stated that Council's approval of the Resolution would ratify and meet the new requirement of these agreements. Ms. Hegler stated that the Resolution in the agenda packet was an attempt at an agreement that stipulated requirements for both parties and clarity and enforcement of a State law requiring governments to pay the Department of Juvenile Justice \$50 per day per juvenile until the juvenile became a ward of the State or was released.

Council Member Sox made a motion to approve the Resolution approving the agreement for the detention of juveniles with the South Carolina Department of Juvenile Justice and authorize the City Manager to sign the agreement on behalf of the City.

Council Member Carter seconded the motion which was unanimously approved by roll call vote.

C. Consideration and Approval of Resolution Approving Law Enforcement Assistance and Support Agreement with Midlands Technical College

Ms. Hegler stated that like the Department of Juvenile Justice agreement, the City was required to follow South Carolina Code Section 23-20-50 as well with the Midlands Technical College agreement. She stated that Council had already approved similar Resolutions that ratified mutual aid and support agreements between the City's Law Enforcement Agency and others and Council's approval of the Resolution would ratify and meet the new requirements of the State statute.

Council Member Carter made a motion to approve the Resolution approving the Law Enforcement assistance and support agreement with Midlands Technical College and authorize the City Manager to sign the agreement on behalf of the City. Council Member Sox seconded the motion which was unanimously approved by roll call vote.

Items for Discussion and Possible Approval

A. Discussion and Approval of an Agreement with the SCDOT Granting Temporary Rights for Them to Enter City of Cayce Property

Ms. Hegler stated that the South Carolina Department of Transportation was scheduled to repair the bridge on Charleston Highway over the Congaree Creek. She stated that the City owned the land next to that creek at the bridge and the property was currently used as a parking area for public access to the creek. She stated that at the present time, the public ingress and egress was situated directly adjacent to the bridge and the work for the DOT bridge project made it necessary for DOT's staff and their contractor to gain access to the property for equipment and work. She stated that once the work begins, for the safety of the workers and the public, it would be necessary to prohibit access to the property during the construction project.

Ms. Hegler stated that per the agreement SCDOT would compensate the City for the temporary encroachment of the property at a value of \$700 and additionally, as a result of the bridge project, the entrance to the City's property would be moved after the completion of the project. She stated that DOT had obtained right of way from the neighboring property owners to move the access to the City's property further down Charleston Highway which would be further away from the bridge. She stated that this would allow for improved safety entering and exiting the parking area and would be a good improvement. Ms. Hegler stated that the agreement, appraisal, and map that were in the agenda packet had been reviewed by the City's attorney.

Council Member James made a motion to approve the temporary right of entry agreement with South Carolina Department of Transportation for US Highway 21 at the bridge over Congaree Creek including acceptance of \$700 of just compensation to the City and authorize the City Manager to execute the agreement. Council Member Sox seconded the motion. Council Member Carter asked if the DOT paid for the appraisal. Ms. Hegler confirmed that they did pay for it. Mayor Pro Tem Jenkins called the question which was unanimously approved by roll call vote.

Committee Matters

- A. Approval to Enter the following Committee Approved Minutes into the City's Record
 - Museum Commission – July 5, 2023
 - Events Committee – July 13, 2023

Council Member Carter made a motion to enter the Committee approved minutes into the City's Record. Council Member James seconded the motion which was unanimously approved by roll call vote.

- B. Appointments
 - Public Safety Foundation – Two (2) Positions
 - Standard Technical Codes Board of Appeals – One (1) Position

Council Member James made a motion to reappoint Ms. Pamme Eades to the City's Public Safety Foundation. Council Member Sox seconded the motion which was unanimously approved by roll call vote. Council Member Carter made a motion to appoint John Sloan Jr. to the Public Safety Foundation. Council Member Sox seconded the motion which was unanimously approved by roll call vote. Council Member James made a motion to reappoint Mr. Frank Dedmon to the Standard Technical Codes Board of Appeal. Council Member Carter seconded the motion which was unanimously approved by roll call vote.

City Manager's Report

Ms. Hegler stated that Saturday, September 16 at 10am was the City's fall plant exchange held at City Hall. She stated that the Police Department was holding its second annual Fiesta September 24 from 11am to 3pm in Granby Gardens Park. She stated that it was an opportunity for the City's Police Department to celebrate the relationships it had built in the community. She stated that Cayce Fall Fest was Saturday, October 7 from 12 to 6pm and was also being held in Granby Gardens. She stated that the City's Events Committee and staff had worked hard to put together a great musical lineup, kids area and awesome local food and craft vendors. Ms. Hegler

stated that she had two (2) staff kudos to share. She stated that Mayor Partin received an email from a resident asking that she commend Sanitation staff members Connor and Curtis for their excellent job. Curtis operated the claw, picking up all their limbs that snapped off during the storm last week and Connor raked up all the small twigs and leaves so no debris was left on site, including on the street and curb. She stated that the City received a call from a gentleman that resides on Middleton Street who said Mr. Ben McCartha, a Utility Billing Department staff member, did an excellent job cleaning his meter out and was pleasant, knowledgeable and helpful. He said the City should hire more people like Mr. McCartha. Ms. Hegler stated that she loved it when people called to give staff those kudos.

Council Comments

Council Member James stated that the City and staff were well prepared for the recent storm and the Parks crew and other staff members responded quickly. He thanked them for their hard work.

Executive Session

- A. Receipt of legal advice relating to claims and potential claims by and against the City and other matters covered by the attorney-client privilege

There were no items to discuss in Executive Session.

Adjourn

Council Member James made a motion to adjourn the meeting. Council Member Carter seconded the motion which was unanimously approved by roll call vote. There being no further business, the meeting adjourned at 6:19pm.

Elise Partin, Mayor

ATTEST:

Mendy Corder, CMC, Municipal Clerk

