

**MINUTES OF THE
FOREST ACRES CITY COUNCIL
VIRTUAL ZOOM MEETING
April 13, 2021**

Mayor Frank Brunson, Mayor Pro-tem Beau Powell, Council members John Barnes, Thomas Andrews, and Haskell Kibler were present, along with City Administrator Shaun Greenwood, Assistant City Administrator/Finance Director Andy Smith, Police Chief Gene Sealy, and City Attorney William C. Dillard, Jr.

Mayor Pro-Tem Powell called the meeting to order at 6:00 p.m.

PUBLIC HEARING

AN ORDINANCE FOR THE CITY OF FOREST ACRES, STATE OF SOUTH CAROLINA, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF FOREST ACRES, BE AMENDED BY REVISING CHAPTER 21, ARTICLE XI, SECTIONS 21.111 AND 21.112, ARTICLE XII, SECTIONS 21.120 AND 21.121, AND ARTICLE XIII, SECTIONS 21.132 AND 21.133, IN ORDER TO ALLOW FOR TEMPORARY BEER AND WINE GARDEN EVENT USES IN THE C-3, GENERAL COMMERCIAL DISTRICT, C-4, CONCENTRATED COMMERCIAL DISTRICT, AND C-5, COMMERCIAL ENTERPRISE/REDEVELOPMENT ZONE

City Attorney William Dillard called the public hearing open at 6:02 pm. He stated that the purpose of the public hearing is to entertain public comment on an ordinance to allow for temporary beer and wine garden event uses in the C-3, C-4, and C-5 districts. Mr. Greenwood added that the ordinance would only allow for special events. Hours an event could be held, music, and entertainment would be restricted to abide by our noise ordinance.

With their being no questions or concerns either in favor or opposition to the text amendment from either Council or the public Mr. Dillard closed the public hearing at 6:13 pm.

1. Invocation and Pledge of Allegiance

Council member Thomas Andrews gave the invocation and led the Pledge of Allegiance.

2. Approval of Minutes

- a. City Council Meeting March 9, 2021
On a motion by Mr. Barnes seconded by Mr. Andrews, Council unanimously approved the minutes.
- b. City Council Planning Session March 4, 2021
On a motion by Mr. Andrews seconded by Mr. Barnes, Council unanimously approved the minutes.
- c. City Council Special Meeting March 16, 2021
On a motion by Mr. Kibler seconded by Mr. Barnes, Council unanimously approved the minutes.

3. Mayor's Issues & City Projects

- a. COVID – 19 Update
 - i. Law Enforcement
Chief Sealy reported that for the past month there were no employees affected by Covid. All operations are running as planned.
 - ii. City Operations
Administrator Greenwood added that there are no current cases in city operations. Our lobby remains closed to the public due to the small size. Sanitation services are running normally. Our Municipal Court proceedings are running well. Jury trials remain on hold.
- b. Responses to Community Forum Items: Speeding Concerns
Chief Sealy addressed the speeding concerns. Temporary speed limit signs have been ordered and received and are posted in two of the areas with reported speeding concerns.

A stealth stat survey was run on Bethel Church Road for 4 days. The average speed of 9,770 cars was 29.32 mph. 85% of those cars were driving 34 mph. 15% were driving more than 34 mph. FAPD will continue to monitor problem areas. Chief discussed stealth stats on Oakwood and Atascadero Road. Council, Administrator Greenwood, and Chief discussed options and strategies for speed control in Forest Acres including possible speed humps, three-way, and four way stops in residential areas. Mr. Greenwood added that the previously Council approved stealth stat and radar equipment has been ordered. Mayor Brunson joined the meeting during the Chief's report.

4. Public Comment Related to Items on the Agenda:

Citizens that wish to speak about an item specifically listed on the agenda must call 803-782-9475 by 5 pm the day before the meeting to be added to the list of speakers.

No items to report.

5. New Business:

- a. Recognition of Steven Davis, Public Works Employee, for his contributions to improve the overall safety of City Operations
Administrator Greenwood reported that Steven Davis submitted several ideas that are good solutions for better communication and overall safety at the department. In response to Mr. Davis' suggestions, he has been given a ticket for a paid day off. Council recognized Steven's efforts and ideas.
- b. Discussion and approval of a recommendation by the RFP Evaluation Committee for RFP # 21-001 Land Development and Zoning Consulting Services
Mr. Greenwood said that the committee met and narrowed down the RFP's to White & Smith, Boudreaux Group, and S & ME to interview. After discussion, City Council authorized Mr. Greenwood to set up interviews with the top two firms, White & Smith and Boudreaux Group.
- c. First Reading: AN ORDINANCE FOR THE CITY OF FOREST ACRES, STATE OF SOUTH CAROLINA, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF FOREST ACRES, BE AMENDED BY REVISING CHAPTER 21, ARTICLE XI, SECTIONS 21.111 AND 21.112, ARTICLE XII, SECTIONS 21.120 AND 21.121, AND ARTICLE XIII, SECTIONS 21.132 AND 21.133, IN ORDER TO ALLOW FOR TEMPORARY BEER AND WINE GARDEN EVENT USES IN THE C-3, GENERAL COMMERCIAL DISTRICT, C-4, CONCENTRATED COMMERCIAL DISTRICT, AND C-5 COMMERCIAL ENTERPRISE/REDEVELOPMENT ZONE
On a motion by Mr. Powell seconded by Mr. Andrews, Council unanimously approved the ordinance.
- d. Approval of an agreement with Bierkeller LLC to use city property for a beer garden event, and authorize the City Administrator to execute the agreement
On a motion by Mr. Barnes seconded by Mr. Powell, Council unanimously approved Mr. Greenwood executing the agreement with the contingency that all the suggestions of the City Attorney being met.
- e. First Reading: AN ORDINANCE FOR THE CITY OF FOREST ACRES, STATE OF SOUTH CAROLINA, PROVIDING THAT CHAPTER 19 OF THE CODE OF ORDINANCES, CITY OF FOREST ACRES, BE AMENDED BY ADDING CHAPTER IV, GOLF CARTS AND LOW-SPEED VEHICLES, IN ORDER TO PROVIDE CERTAIN OPERATIONAL REQUIREMENTS FOR SUCH VEHICLES AND PENALTIES FOR VIOLATIONS THEREOF
On a motion by Mr. Powell seconded by Mr. Kibler, Council unanimously approved the ordinance.
- f. AN EMERGENCY ORDINANCE FOR THE CITY OF FOREST ACRES, STATE OF SOUTH CAROLINA, PROVIDING FOR THE TEMPORARY SUSPENSION OF NORMAL OPERATING PROCEDURES OF THE CITY OF FOREST ACRES COUNCIL, BOARDS AND COMMISSIONS MEETINGS
On a motion by Mr. Powell seconded by Mr. Andrews, Council unanimously approved the extension of the ordinance through June 13, 2021.
- g. AN EMERGENCY ORDINANCE FOR THE CITY OF FOREST ACRES, STATE OF SOUTH

CAROLINA, REQUIRING FACE COVERINGS BE WORN IN CERTAIN CIRCUMSTANCES AND PROVIDING PENALTIES FOR VIOLATIONS

On a motion by Mr. Powell seconded by Mr. Kibler, Council approved the extension of the ordinance through June 13, 2021 by a vote of four to one. Mr. Andrews voted against the extension.

- h. Discussion of the 2021-22 Fiscal Budget
Assistant City Administrator/Finance Director Andy Smith reported to Council the balanced budget and explained changes regarding adjustments in both revenues and expenditures.

6. Old Business:

- a. Second Reading: AN ORDINANCE FOR THE CITY OF FOREST ACRES, STATE OF SOUTH CAROLINA, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF FOREST ACRES, BE AMENDED BY REVISING CHAPTER 21, ARTICLE I, SECTION 21.6 NON-CONFORMING USES, IN ORDER TO ALLOW FOR CERTAIN TYPES OF ENLARGEMENT OR EXTENSION OF NON-CONFORMING SINGLE-FAMILY RESIDENTIAL STRUCTURES
On a motion by Mr. Barnes seconded by Mr. Andrews, Council unanimously approved the ordinance.

7. City Administrator Report:

- a. Election
Administrator Greenwood said that our election is on target for May 11, 2021.
- b. Traffic Calming Program
This topic was covered in item 3b.
- c. Rockbridge Tennis Tournament
Mr. Greenwood said that the tournament is on schedule and the city did also donate promotional items for advertising of the city. The tournament has 250 people signed up to play in the tournament.
- d. Waste Wizard Program
Mr. Greenwood reported that the app/program has been live for a little while and is being pushed by staff at City Hall to residents when they call in with questions or concerns. The app has also been advertised on the city's Facebook page.

8. Finance Director Report: Monthly Financial Report

Assistant City Administrator/Finance Director Smith reported to Council that the city's budget is performing as expected for being at this point in our fiscal year. Revenues and expenditures are consistent with the same period in prior years.

9. Police Chief's Report:

Chief Sealy reported that made thirty arrests in March 2021 most during traffic stops.

An Easter-Dash 5K run was successful on April 3, 2021.

Contact was made with Statewide Security regarding the possible installation of cameras at Trenholm Park. Each camera is installed at \$1000.00 each with a \$100.00 each per month. A brief discussion resulted.

10. Community Forum:

Chi Chi Goldman, representative of the League of Women Voters advocated for the league's online non-partisan election guide at vote411.org. The phone number for the league is 803/665-1768.

Resident Bryan Willis asked if the Public Safety Foundation will be meeting soon. Mr. Andrews asked for Mr. Greenwood to set up a meeting in the next 30-days.

11. Council Items:

No items to report.

12. Executive Session

On a motion by Mr. Powell seconded by Mr. Barnes, Council unanimously agreed to go into Executive Session.

- a. Receipt of legal advice related to claims and potential claims by and against the City and other matters covered by Attorney-Client Privilege
- b. Receipt of legal advice related to claims and potential claims by and against the City and other matters covered by Attorney-Client Privilege pertaining to the regulation of group homes
- c. Discussion of contractual matters related to Land Development and Zoning Consulting Services
- d. Discussion of contractual matters related to the potential acquisition of Forest Lake Place Drive

13. Adjourn

On a motion by Mr. Barnes seconded by Mr. Kibbler, Council adjourned at 9:40 p.m.

Respectfully submitted,

Maria Queen
Administrative Coordinator
City of Forest Acres