

MINUTES
Regular Town Council Meeting
October 15, 2019

Council Attendance: Mayor Derek Underwood, Councilmen: Allen Gallman, Chad Hawkins, Mike Hawkins and Robert Martin.

Administrative Attendance: Karen Livingston, Town Administrator; Michelle Bundrick, Clerk Treasurer; Ed West, Utility Director and Lisa Senn, Town Attorney.

Mayor Underwood called the Regular Meeting to order and welcomed everyone. He asked Councilman Gallman to open with prayer. The Pledge of Allegiance was recited.

APPROVAL OF MINUTES:

Mayor Underwood presented the Minutes from September 17, 2019 Regular and ~~September 17, 2019 (ADD A DATE)~~ Special Called Council Meeting and October 2, 2019 Special Called Council Meeting for approval.

A MOTION by Councilman Allen Gallman to approve the minutes from September 17, 2019 Regular and ~~September 17, 2019 (ADD A DATE)~~ Special Called Council Meeting and October 2, 2019 Special Called Council Meeting for approval; seconded by Councilman Robert Martin, and so approved unanimously.

OPEN SESSION:

Dana and Alex Taylor signed up to speak on zoning. Dana Taylor spoke on the Moratorium in place as it pertains to permitting her manufactured home to be placed at 132 S. Wheeler. She stated that her permit was on hold due to a zoning moratorium in place effective October 2. She further stated that she had started the zoning process on September 25 and was held up with the completion of permitting due to a serial number that was not available until after the overlay corridor was passed on to Newberry County Zoning. Discussion followed.

The Town Council discussed the ~~p~~Purpose and intent is to provide a mechanism for promoting and achieving cohesive, harmonious and attractive development within the Overlay District that will enhance the entrance into the Town's gateway areas and the greater community. The Overlay Corridor was to add an extra layer of land use regulation, to that of R-10 over the underlying zoning, which identifies additional

Town of Prosperity Council Meeting
October 15, 2019

development standards needed to protect the overall character and appearance of these highly visible corridors.

It was also noted that the Newberry County Joint Planning Commission was reviewing the Ordinance to recommend additions or deletions to cover the intent and purpose of the Overlay Corridor. [Mayor Underwood explained the timeline of events regarding the rezoning dating back to January 2018. He outlined the acceleration of the zoning which officially took place in May 2019. The county had requested an overlay in August in lieu of rezoning. Council had full intentions at that time to move forward. He also stated that the Taylors are not the only individual or business to be impacted by this. After some discussion and review of the timelines reported by the Taylors and the Mayor Underwood informed the Taylors that Council had already rewritten a letter to the county extending the moratorium to October 15, 2019 allowing the Taylors previous engagement with zoning town and county to move forward. The mayor also produced a listing of the property that clearly stated "No Mobile "and that a Modular home was previously mentioned by the Taylors.](#) After a spirited discussion, the mayor and council voted to provide the Newberry County Zoning and Building Departments a restated moratorium dated October 15, 2019 where any pending zoning or building permits on hold prior to October 15, 2019 can be issued.

A MOTION by Councilman Mike Hawkins to table the 2nd Reading of Ordinance 201908 AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PROSPERITY, SOUTH CAROLINA, AMENDING TITLE XV ("LAND USAGE"), CHAPTER 153 ("ZONING"), TO ADD SECTION 153.082 – CORRIDOR OVERLAY DISTRICT and add to November Agenda; seconded by Councilman Allen Gallman, and so approved unanimously.

A MOTION by Councilman Mike Hawkins to send to Newberry County Planning and Zoning a restated Moratorium and to release building and zoning permits on hold as a result of the October 2, 2019 Moratorium; seconded by Councilman Allen Gallman, and so approved unanimously.

Karen Livingston will notify via fax and phone Newberry County Planning and Zoning on October 16, 2019 of the restated Moratorium and the release of permits currently on hold.

NEW BUSINESS:

Discussion to implement the International Property Maintenance Code as an addition to our Zoning Ordinance:

Karen Livingston discussed the need to implement the International Property Maintenance Code to our zoning ordinance to give us a ~~much-needed~~ ~~much-needed~~ tool in code enforcement for dilapidated, unused, and abandoned buildings. The current Prosperity Zoning Ordinance does not regulate the rules for property maintenance and needs some reference to ensure the code is enforced fairly throughout town.

The mayor and council discussed the pros and cons of implementing the code and agreed to add to the November Agenda under new business the first reading to adopt the Property Maintenance Code.

Railroad usage for retired train cars to complement Depot:

Mayor Underwood stated that he had been approached about adding a train car to the track at the Depot. He further stated that our lease with the Railroad prohibits use of the track with the exclusion of a Spur Track. Discussion followed to ask the Vision 2020 Board to take this on as possible project for the downtown plan of revitalization.

REPORT OF COMMITTEES:

Electrical, Public Works and Sanitation: Councilman Mike Hawkins had nothing to report.

Formatted: Left

Public Safety and Streets: Councilman Chad Hawkins stated he had nothing to report.

Formatted: Left

Economic Development, Buildings & Properties: Councilman Robert Martin had nothing to report.

Formatted: Left

Parks, Recreation & Events: Councilman Gallman stated that recreation was moving along with all fields full of Soccer Teams. He further stated that the Grand Marshal for the Christmas Parade had been voted on and once notification has been made will be announced [to the public.](#)

Police Department: Chief Palmore reported the numbers for the month as 41 calls, 62 traffic citations and 4 warrants. He stated the Department had been through a 1033 Audit, Equipment Audit and Jag Grant Audit totaling \$36,_____???). He further stated that the Officers had been through Taser training and now have an additional first line of defense. Chief Palmore congratulated his officers for their capture of a Forgery Suspect and announced the award of a 2019 Jag Grant in the amount of \$32,655 to assist in the purchasing of vehicles, speed measuring devices, body cameras, stop sticks and other law enforcement equipment.

Utility Department: Mr. West stated that all fencing was repaired from the storm damage. He stated his entire crew is working on the drainage ditch in front of the substation. The lot that will be used for parking has been cleared and once the drain is complete there will be additional parking for employees of the Main Street businesses. Mr. West stated his crew are still in the process of changing out electrical poles from the storm. Mr. West and crew are working on getting the sponsor signs hung on the ballfield fence. Grass Cutting is still a large part of workload due to soccer season.

Mr. West reported that the Backflow reports are 75% complete and he thanked Jed for his diligence. Mr. West has trained with City of Newberry for rehabilitation of Manholes.

Town of Prosperity Council Meeting
October 15, 2019

Ed is working with RCAP on assets management and GIS mapping. He further reported water tap replacements and new services were ongoing on Circle Drive, Langford and McNeary.

Town Attorney: Mrs. Senn stated she has inquired about the Memo of Understanding and is waiting for the fully executed document. The railroad was mailed a summons on October 9, 2019 concerning the property beside Leon's Barber Shop. The property has been posted and we are awaiting the signed service notice to proceed.

Town Administrator: Mrs. Livingston stated that The We Care Center Mobile Food pantry was here October 8 in Prosperity. The Pantry is scheduled again November 5 and December 3 at 2 pm. This is a fabulous outreach for the Citizens of Prosperity. She further thanked the mayor and council for their support and attendance at the Gala.

Mrs. Livingston reported there is a new business coming to Main Street, Coastal Strokes, a home décor and art studio has leased 158 S. Main Street and ~~a ribbon~~ a ribbon Cutting for Uppercut located on Broad Street is scheduled for October 21st from 4pm until 6pm.

Mrs. Livingston updated council on the newly installed doors at the Depot. She stated that the Depot is used as the polling place for Elections and is now ready to better serve the citizens and visitors to our town.

Prosperity Business Association Executive Committee: There was no report.

Vision 2020 Committee: There was no report.

OLD BUSINESS:

Town Square Revitalization Update: No report.

Update on Washington Street and Williamswood Drive Water System Improvements Project: Mr. West stated there is no further progress at this time. Discussion followed. Mr. West stated the major issue with this project is staffing. He stated we have all the permits for this project.

2nd Reading of Ordinance 201908 AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PROSPERITY, SOUTH CAROLINA, AMENDING TITLE XV ("LAND USAGE"), CHAPTER 153 ("ZONING"), TO ADD SECTION 153.082 – CORRIDOR OVERLAY DISTRICT :

A MOTION by Councilman Mike Hawkins to table the 2nd Reading of Ordinance 201908 AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PROSPERITY, SOUTH CAROLINA, AMENDING TITLE XV ("LAND USAGE"), CHAPTER 153 ("ZONING"), TO ADD SECTION 153.082 – CORRIDOR OVERLAY DISTRICT and add to November Agenda; seconded by Councilman Chad Hawkins, and so approved unanimously.

Town of Prosperity Council Meeting
October 15, 2019

GENERAL COMMENTS:

There were no General Comments.

Mayor Underwood adjourned the meeting at 8:10 p.m.

Michelle Bundrick Michelle Bundrick, Clerk/Treasurer