



Minutes
Mauldin City Council
August 17, 2020
7:00 p.m.

Meeting Location: Mauldin City Hall, 5 East Butler Road, Mauldin, SC

Council Members in attendance: Mayor Terry Merritt, Council members Taft Matney, Carol King, Jason Kraeling, Michael Reynolds, Dale Black, and Diane Kuzniar

Others in attendance: City Attorney Daniel Hughes and City Administrator Brandon Madden

1. **Call to Order**

Mayor Terry Merritt

- a. Invocation- Councilmember Carol King
- b. Pledge of Allegiance- Councilmember King
- c. Welcome- Mayor Merritt

2. **Proclamations and Presentations-** Constitution Week Proclamation

Mayor Merritt read the proclamation.

3. **Reading and approval of minutes**

- a. City Council Meeting –July 20, 2020

Mayor Terry Merritt

Action: Councilman Matney made a motion to approve the minutes with Councilwoman King seconding.

Vote: The vote was unanimous (7-0).

4. **Public Comment-** The rules pertaining to public comment were suspended regarding time limit and combining both public comment periods.

Hannah McSherry: I just would like to ask for confirmation on the change in rules. Am I still allowed to defer my time to a different speaker?

Mayor Merritt: You are not.

Hannah McSherry: Ok, so what you are saying is that what happened in this courtroom a month ago when people all spoke and donated their time so that the Mayor could have twenty minutes, are you telling me one month later, the City is changing the rules and limiting me so that I only have five minutes, and I cannot donate my time to someone else?

Mayor Merritt: The decision I made last month was not in our rules. I was asked when I briefed the public, and based on what I was asked, I looked to see what other bodies do, I have never been asked that before, and I made a decision. It was not twenty minutes; there was no speaker that went longer than 13-14 minutes. After studying it this month and getting advice, what I am saying is the rules for tonight.

Hannah McSherry: So, I may not donate my minutes to Bruce Wilson so he can be heard?

Mayor Merritt: You are allowed 5 minutes, and now you are down to four.

Hannah McSherry: Am I allowed to donate my minutes to Bruce Wilson?

Mayor Merritt: No, ma'am.

Hannah McSherry: Ok. I would like to ask why I may not pass my minutes to Bruce Wilson and everyone else was allowed to do so a month ago.

Mayor Merritt: I just explained that.

Hannah McSherry: Ok, could you explain it again, sir? I really want to hear it. To me, it makes it look like you are again taking action that is silencing the voices that are trying to be heard on this matter. I am a long-standing member of Greenville, South Carolina, and what is going on here in the City of Mauldin is absolutely disgusting. And you are not allowing folks like me to donate time to Bruce Wilson and you are again trying to silence his voice. That is unacceptable. We are stating today that we are calling for Dale Black to resign.

It is my understanding that you, Dale Black, have apologized. I want to say to you today that this isn't church. We are not living in a time where you and all of your friends, and the Mayor, spoke out and you said you are sorry. It is just not enough. You are holding a political office, an elected office. You do not speak for all of the people in the City of Mauldin. Step away from your office, Councilman Black. You have proven to the City of Mauldin that you cannot speak for everyone. You are sorry, I get it, but this isn't church. You cannot come in here and serve the City of Mauldin. Your actions have hurt people. We are going to keep coming in here and telling you that you need to resign. You need to step aside and make room for others that can come in here and speak confidently that we are all being treated fairly and that black lives matter. You can't sit at the table and say you are sorry and keep going. I get it, you weren't raised that way. I get it. All your friends came to bat for you and wanted to explain that you weren't racist, I

get it. But part of your process is to step down. Part of your learning process for all of us in here, is that you need to step down. Someone else can take a seat at the table and treat people fairly. Black lives matter and your actions continue to not match up with representing folks and we are going to continue to stand here and continue to call for you to step down. I get that you are sorry. Your sorry isn't enough, your tears aren't enough; we need action. We need you to step down for someone else to represent the citizens of Mauldin.

I would like to give the rest of my time to Bruce Wilson.

Mayor Merritt: It is not allowed. I already told you that.

Hannah McSherry: I would like to give my time to Bruce Wilson.

Mayor Merritt: You never gave us your address.

Ms. McSherry: I ask that Bruce Wilson be allowed to speak.

Mayor Merritt: Please state your address.

Ms. McSherry: I would like for Bruce Wilson to please be allowed to speak. I am not playing games here, sir. He has the right to speak. We knew this would happen. I got here early to be first to speak. It is not ok. It is not ok for you to make these rules so that all the people who came to sing a song and lick the boots of Dale Black will think it is ok. We are not ok with it. It is not ok with us to be silenced. You are silencing Bruce Wilson. Do better Mauldin. Do better Mauldin. You need to resign, Dale Black.

Mayor Merritt: Would you state your address for the record?

Ms. McSherry: I believe my time is up.

Jennie Neighbors: Good evening. Thank you for letting me speak. On July 6th, the Council accepted Mr. Black's resignation of Mayor Pro Tempore and voted unanimously to formally censure and admonish Mr. Black. Several council members have called for Dale Black to resign from Council and Mauldin residents have protested through public comment. My address is 1 Cade Court, Mauldin.

What does not matter is that Dale Black has apologized for his posts. Nor does it matter whether his friends consider him a good person. What does matter is that Mauldin is made up of 25,000 residents and people who cross all races, ethnicities, religions, socio-economic lines, and Mr. Black decided it would be a good idea to seek out, find and post racist comments. Not just one post, but multiple posts that were intended to humiliate and dehumanize and mock black people and other people of color. A simple apology does not fix this. Saying that these types of racist content are protected under the 1st Amendment does not fix this. Taking responsibility for what he did which means resigning from his post is what will fix

this. Mr. Black has undermined his personal moral authority and the moral authority of the City Council. You don't have any more moral authority.

Leaders must be accountable for their actions and words. Mr. Black in one of his many racist posts says that the NAACP and several other civil rights organizations are as racist as the Confederacy. The NAACP was founded in 1908 in response to anti-black violence such as lynching and city-wide massacres of black people by white mobs. According to Alexander Stephens, the Vice-President of the Confederacy, the Confederacy was "founded upon the opposite. Its foundations laid, its corner stone rests upon the great truth that the negro is not equal to the white man. That slavery and subordination to the superior race is his natural condition." The NAACP was necessary because of the principles that animated the Confederacy and caused untold suffering to the middle passage through slavers and Jim Crow and to today here in Mauldin as we see black people and their allies continuing to fight for racial equality and just representation. It is the same struggle.

Remember when you were sitting in history class and you thought you would be the good one when you were reading it? Guess what you are looking it now? It is the moment for everyone here. Who do you think you are? This game playing is an affront to the citizens in the council room, an affront to Mauldin citizens and to democracy. In our town of Mauldin, we have people who are not being represented by Mr. Black by what he said. By something that has a racist, horrible violent history. Mr. Black needs to resign. Think about who you are and what you want Mauldin City Council to be and the city to be. That is where you are right now. Make no mistake about it, this is that moment. I, for one, am disgusted that the City in which I am a resident has this type of decision making. It is unconscionable and horrific. It is the same history.

Dr. Vardry Freeman: I am the Pastor at Poplar Springs Missionary Baptist Church which is located at the borderline of Simpsonville and Mauldin. 42% of my congregation live in Mauldin. I have nothing written down, so I don't know if I have five minutes in me. I want to deal with three things- intro, content, and conclusion. I love Mauldin. I know there are many that speak about Mauldin that know nothing about Mauldin. I am a product of Mauldin and Mauldin allowed me to be who I am through the members of this community that wrapped their arms around me. I was afforded a great education at Mauldin High and I was able to participate and become a student athlete. From there I was able to do what every kid dreams about and that is to take my talents to play on Saturdays. There is something about Mauldin. I met my wife at Mauldin High, and we have been married almost 30 years. I bought my first house in Mauldin. There is something about the essence of this City that drew me back. Family, friends, and good camaraderie. But now I have been put in a position to just not lead a congregation, but lead people. Just like Moses, I have to listen to my people.

There is a book called The New Jim Crow and I advise you to put it on your shelf. It is by Michelle Alexander. We understand Jim Crowism and what it was, but the new Jim Crow is a shadow through our body language, verbiage, and how we

feel tension in the atmosphere when we walk in a room. It causes dissension from what we are trying to get to. In the book it talks about what we are dealing with right now. The oppressed are being oppressed in a different way. I have witnessed oppression and so has my family. The question is what do you do after you have been oppressed?

Mr. Mayor, there is opposition in this community. One part of the book calls for rebellion and revolts. I believe that is knocking on the door in our fair City. We recognize this and asked you the question what are we going to do about this? As a man of God, 1st Timothy tells me to lead a peaceable life and to respect authority. This is not about one genre, creed, or color of people, but I stand up here representing a melting pot of not just my church but everyone who believes in Christ, Mohammed, or Buddha. I stand representing those who have been oppressed. But I stand here tonight, and I ask you the question, what are you going to do? The reply was we are going to allow this to easily go away. It brought shocking vibes in my heart. Watch it die down, but Mayor and Council, this is not going to die down. It is going to move from one level to the next. I put the questions before those we entrust to guide Mauldin to be a respectable City. What are we going to do? If there is an extraction, what will we fill it with? I am not talking about Mayberry or any other place. I am talking about where we meet each other at the grocery store. We eat at the same restaurants and call ourselves neighbors. One great leader had to do something. He had to apologize.

Rev. Sam Neely: I have lived in this City 44 years. I felt comfortable. I look at what is going on now from a council member who spoke his true feelings a few weeks ago. I do not much about you, but I stand before you knowing your name. I have observed your actions and different views, bigoted actions, narrowmindedness, intolerance, and social media statements compounded with your attitudes. This all seems to be nothing but racist. Racist attitude. I am deeply saddened for our Council and our City. His actions have ceased the City Council from making actions that will move us towards what we wanted to be one of South Carolina's greatest. We thought we would rise even higher. We forced this Council to deal with one of its own from thoughts of residents who do not look or even act like him. Do you know that this City is composed of over 25%? Censure is not enough. I refuse to accept the response of the Mayor and City Council. I understand you don't have the power to remove him.

Let me pause, should Dale Black be removed from the Recreation Committee, or stay on the committee? No comment? Ok. It is difficult to separate one's actions from one's decision making. We will not tolerate racist comments in a quiet way. We must attack it unless it attacks us. It takes a cruel and intolerant person to acknowledge his actions but refuse to remove himself for the sake of the City.

To the Mayor and Council, the Concerned Citizens of Mauldin recently suggested some proposals in response to Mr. Black's actions. We stood with the Mayor in a recent press conference and according to him we have his support. We are

requesting the entire Council come together to help us accomplish the goals we have suggested. These are formation of a commission to study racial culture in our City and offer recommendations to create a healthy community when it comes to race. Introduce racial sensitivity training, encourage minority entrepreneurship and minority business opportunity. Encourage racial diversity in city hiring and form a citizens' board with the police department.

In closing, in 1976 as a young man, my wife and I built a house in the Meadowood subdivision. We thought it was a great place to raise our children. They completed elementary school at Greenbrier, and they graduated from Mauldin High School. Daily I receive calls from them and others in our nation and state asking how are you doing? They are still in disbelief of the actions within the City of Mauldin and nothing, literally nothing, has been done about it.

Mayor Merritt called for Mr. or Ms. Lay, but there was no response.

Bruce Wilson: I am Bruce Wilson, 14 Freestone in Greenville. I want to thank you all for allowing me to speak tonight. I want to address the Mayor directly and respectfully before I ask again for Mr. Black to resign. Mr. Mayor, the first of this year, a lot of times I take my children with me. I believe there is a misunderstanding of me. I think you look at me and because of white privilege, no disrespect, you believe you have the right to tell me to sit down. I believe it is because you look at me and you see the Black Lives Matter logo, a black man being vocal, and a community activist. What you fail to realize is that I am a father of three young children. A single father. My daughter is seven years old. She usually attends meetings like this with me. I usually bring her because she told me one day she wanted to be president.

At the first of the year, I took her to a City meeting in Greenville. It just so happened the Mayor Pro Tempore was Lillian Fleming. The Mayor was out that night and she was conducting the meeting. My little girl said she wanted to be Mayor and to see a black woman in that chair. They were voting on a proposal I had made for a hate crime ordinance and it passed unanimously. As we were leaving, a Councilman came up to me that I had never met. He bent down and told my daughter "you should be proud of your father because he just made a lot of people safe."

I brought my daughter to this meeting last month hoping to show her how government works. I was hoping to show her that she won't have to march and protest like her father because government works. You stole and robbed that from her when you done what you done. You allowed your ego to overshadow this body. I just want you to know that. It was shameful. It put me in a position to address this Council in a way that I did not want to address you. I want to apologize to this Council for how I addressed this Council, but it was forced upon me.

To Mr. Black, there were several individuals that gave their time to a former Mayor. He was very- spoke highly of you. He said several times that you voted to hire a black City Manager and you were patting yourself on the back. In fact, this whole chamber probably was. But I am here to say to the Mayor and Mr. Black, how dare you? How dare you say you hired him because he is black? I think you hired him because he was the best man for the job. Don't pat yourself on the back for hiring him because he is black, pat yourself on the back for hiring the best person for the job. You have not overcome. It is alright to have a black City Manager, but until you get a black Mayor, then you can pat yourself on the back. Until you get rid of the systemic racism, that will not happen.

Mr. Black, when you put racist things on your Facebook page you think it is ok. When your friends make racist comments that you laugh at, just know that this affects the community. It affects black people as a whole. I know you think, and you do, have the right, I shouldn't say right, the Constitution gives you freedom of speech, but with that comes responsibility when you are an elected official. It is one thing when people go out and say things that hurt other people's feelings, but it is another thing when elected officials do. Even in my position as someone on TV and an activist, I know my words carry consequences, so I do my best to tame them. I am very vocal, but I tame them. I don't use language like riots, I don't use language like burn something down. I know there is one young person that pays attention to what I say and might do something. So, when you put racist things on your page, that uplifts the racist people in the community. Because you put that on your page, you may not be a racist, but the racists believe that you are. That is what the problem is.

There was a vote last month on a mask ordinance. Some voted up and some voted it down. When it came to Mr. Black's vote, I had to think about it. Was he voting against it because he knows the Covid virus affects people of color more? Any time he makes a vote we have to wonder if he is doing it in the best interest of the community or to hurt the black community. That is why he needs to resign.

Minister Clarence Thornton: I reside at 114 Darby Street in Greenville. I would like to ask as a minister that Dale Black resign because deep down, we know it is the right thing to do. Mauldin has a race problem. Don't let Mauldin be like Selma. Somewhere down the line we have to address the race problem. Racists need power, money, and law to exist. No racist can hurt you if they don't have power, money, or the law. When they first started holding us back as a people, they implemented laws that would keep us back. Al Sharpton said it is laws to keep the knee on our neck. Racists need money. They have position. I remember not too long ago Bruce had a protest downtown about the monument and the racists that wanted to carry confederate flags. They brought assault rifles to a peaceful protest. I remember Dylan Roof who took a 9 mm and killed 9 people. that same confederate flag- look at the lynchings, murders, and rape that have happened.

Mr. Black's words have consequences. The Bible talks about choices. When God asked Moses to speak to the rock and Moses got mad and he hit the rock. God forgave him but Moses was not allowed to enter the promised land because actions have consequences. What we are saying now is there are consequences for your actions. Your neighborhoods no longer have trust in you. It was racist. The whole Council meeting last session was racist.

I remember when we were fighting for the Martin Luther King holiday and Jesse Jackson came to speak. Greenville County Council did the same thing. Their racist friends came together, and they wouldn't allow Jesse Jackson to speak. This Council did the same thing. The same way they did Martin Luther King holiday, they got a MLK holiday. I want to let you know the games that you play, you are playing with God. You have God's men out here now. You don't just have anybody; you have God's people. This is a rebuke on God. It is a rebuke on God. You have made a mockery of God's men. Made a mockery of God's servant. I have never seen anything like it in my life. We talk about God but make a mockery of Bruce and the ministers. Not let them speak. Have you no shame? The power of life and death is in the tongue. Words have consequences.

Mauldin is setting itself up to be the next Birmingham and the next Selma. As Jesse Jackson said so eloquently, "we will not give up, we will not give out, nor we will not give in." John Lewis said good trouble. When our leaders make racist comments that hurts and tears down the community. If we can't trust you, how can we trust the laws and decisions you make? I thank you for some of the things you did do, but what happened last time will not be repeated. I can't make you love me. Darkness can't cast out darkness, only light can do that. Hate can't cast out hate, only love can do that. Thank you and have a God blessed evening.

Alyssa Karr: I am AJ Karr. I am a student at Mauldin High School. I am the youth that resides within our County. I am incredibly disappointed in our City's government. It is disgusting. At the last meeting, everyone gave their minutes to the former Mayor. You passed Bruce Wilson because he had spoken before as if that matters at all. Our voices will be heard. The old Mayor wasted so much time that he even played a song into the mic. Is that public concern to play a song in the mic? That is disgusting. There is no room for that in here. As a student at Mauldin High School, I have tried to increase safety at the high school. I am aware of public things, and to see this in my city is disgusting.

I was sad to see Bruce's daughter. She was sad to see her father get skipped. She is not here this week, but I am a daughter, and I am here to stand in the gap as a white girl for his beautiful black daughter. I sat here and did not say anything. My silence is complicity. Just like every Councilman here. Your silence is complicity. You are allowing yourself to have a racist in our Council that does not stand for any of us. The old Mayor wasted so much time. You allowed everyone to have five minutes, but of course when we want our time, and when we find out we could have donated our minutes, it gets removed. You want to

silence our voices and it is clear you do not want to hear our voices. There will be no change until we see people of color who are able to be on our Council and in our government. There will be no peace until there is justice. I would like to ask the Mayor and Council to please do better and hold your people accountable. And Dale Black, you should not be on Council. You don't speak for Mauldin, no one in Mauldin, the youth in Mauldin. We are all disgusted to see that you allow this to go on. I would like to ask you all to do better and to please wear your masks properly. Thank you and black lives matter.

Gracie Karr: I live at 303 Keenan Orchard Drive. I was born here and grew up here. I was here to defer my minutes, but I guess that is not allowed. I think you should be ashamed of yourselves for making that the rule here after the showcase last meeting. We will be here at the next meeting and until Dale Black holds himself accountable and steps down. That's all I have to say. I was here to defer my minutes, but you changed the rules and have shown your true colors. You have no desire or intention to hear our voices. You are looking at me and acting like you are actively listening. I really hope to see the change coming. Your apology means nothing. Doesn't matter if you didn't write the post. You re-shared it. You need to hold yourself accountable. You have people that you are no longer capable of representing. We don't want to hear your opinions and voice. You won't hold yourself accountable and step down. We don't want to hear it. That's all I have to say.

5. **Report from City Administrator**- Mr. Madden reported that due to a scrivener's error, there are 27 homes in Indigo Pointe that will be invoiced for the pump station fee directly from the City.

Pat Pomeroy sent a report from the chamber. The train show will be rescheduled but will still be held around the first of next year.

Congressmen Timmons and Duncan will hold a Zoom grassroots meeting. More information will be sent out on that.

6. Reports from Standing Committees

- a. Finance and Policy (Chairman Reynolds)- Chairman Reynolds reported previous fiscal year numbers should be out around the first of September
- b. Public Safety (Chairwoman King)- Chairwoman King thanked the police and fire departments for their work
- c. Public Works (Chairman Kraeling)- Chairman Kraeling said he is very impressed by our PW Department
- d. Economic Planning and Development (Chairman Matney)- None
- e. Building Codes (Chairwoman Kuzniar)- Chairwoman Kuzniar thanked BDS. She is getting comments that the staff is very friendly.
- f. Recreation (Chairman Black)- None

Councilwoman King made a motion to suspend the rules to move items 8k and 8l to the front. Councilman Kraeling seconded the motion and the vote was unanimous (7-0).

Action: Mayor Merritt made a motion to consider these two items informally.

Vote: Councilwoman King seconded the motion and the vote was unanimous (7-0).

Action: Bart Cumalander was appointed Recreation Director with a vote from Chairman Black and a second by Councilman Matney.

Vote: The vote was unanimous (7-0).

Action : Brian McHone was appointed Fire Chief Director with a vote from Chairwoman King and a second by Councilman Matney.

Vote: The vote was unanimous (7-0).

7. Unfinished Business

Ordinances - Second Reading

- a. Consideration and Action on an Ordinance to Amend Article 10 of the City of Mauldin Zoning Ordinance by Establishing Special Standards and Definitions for Small Box Variety Stores and Like Businesses and to Establish the Zoning Districts for Which They Can Locate
- Diane Kuzniar, Chair of Building Codes

Chairwoman Kuzniar reported the ordinance lists "small box variety stores" as a conditional use in the City's commercial districts including CRD, C-1, and C-2. The main conditional standard that applies is a dispersal requirement that no small box variety store shall be located within one mile of any other small box variety store inside or outside the City limits of Mauldin.

Action: Chairwoman Kuzniar made a motion to accept this ordinance on final reading. Councilman Matney seconded the motion.

Vote: The vote was unanimous (7-0).

8. New Business

Ordinances – First Reading

- a. An ordinance to provide for the annexation of property owned by Access 100, LLC, and located along Old Laurens Road by one hundred percent petition method; and to establish a zoning classification of I-1, Industrial, for said property (Building Codes)
- Diane Kuzniar, Chair of Building Codes Committee

The City of Mauldin has received a signed petition requesting the annexation of a tract of land pursuant to South Carolina Code of Laws Section 5-3-150. This petition includes approximately 0.45 acres owned by Access 100, LLC, and is located along Old Laurens Road. The applicant has requested that this tract be zoned I-1, Industrial, upon annexation into the City of Mauldin. The applicant has already begun construction of the Access Point Business Park on 53 acres adjacent to this site. The applicant recently acquired this 0.45-acre tract to add to this existing project site.

This property is currently undeveloped. However, the adjacent 53-acre tract in the City of Mauldin is currently being developed for the Access Point Business Park. Phase 1 and Phase 2, which include a 156,000-square foot building and a 158,760-square foot building, respectively, are currently under way. Phase 3 will include a 284,580-square foot building.

Action: Chairwoman Kuzniar made a motion to accept this ordinance on first reading. Councilman Black seconded the motion.

Vote: The vote was unanimous (7-0).

Standing Committee Items

b. Stormwater Policy

Jason Kraeling, Chair
of PW Committee

Action: Chairman Kraeling made a motion to pass this policy with Councilman Reynolds seconding.

Vote: The vote was unanimous (7-0).

c. City Center Shelter Rental Price

Dale Black, Chair of
Rec Committee

Per its current policy, the City charges \$50 per three-hour block for rental of the park shelters. Given that the shelter along City Center Dr. has a restroom attached to it, increasing the cost of renting the shelter is prudent. For example, Greenville Parks and Recreation on average charges \$100 for a half day rental of shelters with bathrooms attached to it. Greenville Parks and Recreation also states that any facility permit does not give exclusive use of the entire park/facility. Mauldin Recreation recommends a rental fee of \$100 for the rental of the shelter along City Center Dr., which is attached to a restroom. The shelter has two playground areas within six feet. Reserving the City Center Shelter does not give the renter(s) exclusive rights to the playground during their rental period.

Action: Chairman Kraeling made a motion to pass this item with Councilwoman Kuzniar seconding. Councilman Reynolds asked that we look at ways to rent the shelters via internet.

Vote: The vote was unanimous (7-0).

- d. Approval of Resolution for Master Lease Michael Reynolds, Chair of Finance Committee

Chairman Reynolds said this lease would not exceed \$707,000 and is relating to the financing of vehicles and equipment to be used for municipal purposes.

Action: Chairman Reynolds made a motion to pass this resolution with Councilwoman King seconding.

Vote: The vote was unanimous (7-0).

- e. Audio-Visual System Upgrades for Council Chambers- Michael Reynolds, Chair of Finance Committee

City Council is requested to recommend awarding the bid to WH Platt for audio-visual upgrades not to exceed \$120,000. Anything over \$120,000 would come back to committee. Chairman Reynolds asked about electronic voting and Zoom integration and would like to see those included in the upgrades. Chairman Reynolds also asked that Judicial look at what will be installed as well to make sure it fits their needs. Mayor Merritt asked if both vendors visited the courtroom. Chairman Reynolds said Fusion did, Platt did not.

Mayor Merritt said he has misgivings about the differences in the quotes. Councilman Black said the maintenance fees were different between the two vendors after the warranty period ran out.

Action: Chairman Reynolds made a motion to pass this item with Councilwoman King seconding.

Vote: The vote was unanimous (7-0).

- f. Mutual Aid Agreement and Contract with Clemson Carol King, Chair of Public Safety Committee

Historically, Mauldin Police Department has been asked by Clemson University assist with events such as football games. This time they have come to us with a new, updated mutual aid agreement as well.

Action: Chairwoman King made a motion to pass this item with Councilman Black seconding.

Vote: The vote was unanimous (7-0).

- g. Police K9 purchase- Carol King, Chair of Public Safety Committee

Our 14-year-old canine, Paco, will be retiring. We will need a to purchase new K9 in the amount of not to exceed \$8500 from Shallow Creek Kennels,

Mayor Merritt said Paco is home and well with Lt. George Miller.

Action: Chairwoman King made a motion to pass this item with Councilman Reynolds seconding.

Vote: The vote was unanimous (7-0).

- h. Approval of Memorandum of Agreement for of Juveniles (Public Safety)- Carol King, Chair of Public Safety Committee

This is a renewal of an agreement with the Department of Juvenile Justice. The terms are the same except for the per-day rate may have changed. This is a standard practice.

Action: Chairwoman King made a motion to pass this item with Councilman Black seconding.

Vote: The vote was unanimous (7-0).

- i. Consideration of a Contractual Matter Carol King, Chair of Public Safety Committee

This will authorize the City Administrator to enter into a contract for the purchase of approximately 2.23 acres on Plant Street for the purpose of a new Fire Headquarters.

Action: Chairwoman King made a motion to pass this item with Councilman Matney seconding.

Vote: The vote was unanimous (7-0).

- j. Election of Mayor Pro Tempore Mayor Terry Merritt

Mayor Merritt made a motion to consider this item informally. Councilman Matney seconded the motion. The vote was unanimous (7-0).

Action: Councilman Matney nominated Councilman Reynolds
Councilman Kraeling nominated Councilwoman Kuzniar

Vote: After the votes were cast, Councilwoman Kuzniar was elected Mayor Pro Tempore

- k. Consideration of a personnel matter involving the Recreation Department (Committee of the Whole)- Completed earlier in the meeting Mayor Terry Merritt

- l. Consideration of a personnel matter involving the Fire Department (Committee of the Whole)- Completed earlier in the meeting Mayor Terry Merritt

9. **Public Comment-** Combined with earlier public comment Mayor Terry Merritt

10. Council requests

Councilman Matney said he was out this weekend and was stopped by someone who reminded him that there are a lot of new subdivisions under construction here and new residents. Some of them may not know what our guidelines for sanitation pickup may be. He would like flyers added to roll carts instructing residents on our guidelines.

Councilman Reynolds mentioned the condition of the concrete in front of the Miller Road Fire Station. It may need to be addressed. Mayor Merritt said the lady who lives behind that same fire department mentioned that the berm needs to be maintained.

11. **Adjournment-** Mayor Merritt adjourned the meeting at 8:45 p.m.

Respectfully Submitted,
Cindy Miller
Municipal Clerk