

**OFFICIAL  
RINCON CITY COUNCIL MEETING  
MONDAY, MARCH 13, 2017  
COUNCIL CHAMBERS  
107 W. 17<sup>TH</sup> STREET  
7:00 PM**

**Councilmembers Present:**

Reese Browher  
Paul Wendelken  
James Dasher  
Christi Ricker  
Ann Daniel

**Councilmember Absent:**

Levi Scott, Jr.

**Present:**

Ken Lee, Mayor  
W.E. Smith, Jr., City Manager  
Raymond Dickey, City Attorney  
Dulcia King, City Clerk  
LaMeisha Kelly, City Planner  
Tim Bowles, Public Works

The meeting was called to order at 7:09 PM. The Invocation was given by Councilmember Ricker and the Pledge to the Flag was recited.

**Approval of the agenda:**

Motion to approve: Councilmember Ricker  
Second: Councilmember Browher  
Vote: Unanimous

**Approval of the February 27, 2017 minutes:**

Motion to approve: Councilmember Ricker  
Second: Councilmember Dasher  
Vote: Unanimous

**New Business:**

**1. Request to Purchase an Annual Maintenance Agreement for Analyzers from Hach Company in the amount of \$2,444.23. LI #40.6260.2202**

Mr. Bowles said this covers the chloramines and chlorine for the wells and booster station. This year's maintenance agreement is saving the City over \$10,000.00 compared to last year.

Motion to approve: Councilmember Daniel  
Second: Councilmember Wendelken  
Vote by Council: Unanimous

**2. Request for the acceptance of annexation petitions:**

- **27.53 acres on Hwy 21; property is owned by Stephen Murphy, Marlene Penton, and Gloria Wood (Map# 04470015);**
- **.71 acre on Hwy 21; property is owned by Silverwood Partners, LLC (Map# 0465A008); and**
- **12.19 acres and 5.53 acres on Fort Howard Road; properties are owned by Construction Development Investors, LLC (Map# 04750063 and 04750007C)**

Councilmember Wendelken asked if the 27.53 acres was located behind Habitat for Humanity, Mrs. Kelly said yes.

Motion to approve: Councilmember Daniel  
Second: Councilmember Ricker  
Vote by Council: Unanimous

**3. P. C. Simonton requests approval of Pay Request #14 in the amount of \$9,280.00, for engineering services associated with the WWTP Headworks replacement. LI# 50.7280.4411**

Marcus Sack said there is a mandatory pre bid meeting on Thursday, and the bid at the end of the month.

Motion to approve: Councilmember Browher  
Second: Councilmember Dasher  
Vote by Council: Unanimous

**4. HHNT Consulting Engineers requests approval of pay request #9 in the amount of \$1,812.56, for engineering services associated with the Lower Floridan Well project. LI# 40.6260.4418**

Brant Lange, with HHNT was present he said this is for finishing up some of the bidding work and starting the construction. He had a meeting with the key players and is waiting on GEFA. Mr. Lange said it is going to be a challenge getting everyone on and off the site. He also said the earth work may be an issue; there is a lot of standing water. The contractor, PINCO, has put in for a 30 day extension ahead of time. Mr. Bowles said since July we have had 46" of rain. Councilmember Wendelken asked about the pilings, Mr. Lange said they will do the test pilings first, it shouldn't be a problem it is a matter of getting the design correct. Councilmember Dasher asked about the easement, he wanted to know if it was along the power easement. Mr. Bowles said there is an access easement.

Motion to approve: Councilmember Wendelken  
Second: Councilmember Dasher  
Vote by Council: Unanimous

**5. Y-Delta, Inc. requests approval of Pay Request #3 in the amount of \$157,056.42, for work completed on the Fort Howard Road Utility Extension project. LI# 40.6260.4422 and 50.7270.4410**

Mr. Metzger said this is for continued work on the project; the water line, force main and pump station are installed.

Motion to approve: Councilmember Ricker  
Second: Councilmember Dasher  
Vote by Council: Unanimous

**6. Y-Delta, Inc. requests approval of Change Order #2 in the amount of a \$29,712.84 contract increase, for a total contract cost of \$1,295,082.35. LI# 40.6260.4422 and 50.7270.4410**

Some of the cost is to change the location of the driveway to the site. Mr. Bowles wants to access the location from Fort Howard Road instead of going on to the school property for access. Some of the expense is also for changing the pipe that crosses Fort Howard Road from PVC to ductile iron.

Motion to approve: Councilmember Wendelken  
Second: Councilmember Daniel  
Vote by Council: Unanimous

**7. Request to approve EMC Engineering Work Order in the amount of \$28,800.00 for the 9<sup>th</sup> Street Sidewalk Extension Project. LI# 10.4430.4413**

This is for the preparation work for 3,000 feet on sidewalk from Giles Avenue to Highway 21. Most of the easements are done and only a couple of more are needed. The preparation includes: surveys, construction plans, preparing easements and bid packets.

Motion to approve: Councilmember Dasher  
Second: Councilmember Wendelken  
Vote by Council: Unanimous

**8. Notice of Conflict of Interest Guidelines for FY 2017 CDBG application.**

Attorney Dickey said this is the same as the last time. Councilmember Scott has family that lives in the project area activity location (W. Seventh Street, Jaudon Street and Giles Street) for the FY 2017 Community Development Block Grant (CDBG) program. Councilmember Scott will need to refrain from any discussion or votes on the FY 2017 CDBG project to

comply with the Conflict of Interest guidelines. Councilmember Scott was not present at this meeting.

Motion to approve: Councilmember Ricker

Second: Councilmember Daniel

Vote by Council: Unanimous

### **9. First Reading on an Ordinance to Proclaim the Existence and Establishment of the Office of Prosecuting Attorney of the City of Rincon Municipal Court.**

Attorney Dickey said the City of Rincon's charter says an office of the solicitor shall be established and the State wants to change the name to say prosecuting attorney.

Motion to approve: Councilmember Daniel

Second: Councilmember Dasher

Vote by Council: Unanimous

### **10. Administrative Reports:**

**City Manager** – Mr. Smith discussed the water lines going to Grandview, and had concerns about the water pressure; he is also concerned about the security and ease of access to the utility clerks at City Hall; Mr. Smith informed Council if the probation officer's load gets any heavier we may need a part time probation officer, the state only allows up to 200 cases at max; an insurance meeting will be held on the 29<sup>th</sup> at the golf course.

**City Engineer** – Mr. Metzger said RB Baker is looking to complete punch list this week, the final inspection will be on Thursday or Friday; Ft Howard construction continues and they are making good progress.

**Building/Zoning Dept.** – Mrs. Kelly reminder Council about the workshop on Monday. For the past two weeks she has been working with GEFA. Councilmember Browher ask if there was any word on claims from the storm, Mrs. Kelly said individual claims should have been paid, but we have nine projects and three have been turned in FEMA to review internally.

**Water/Sewer/Public Works** – A written report was submitted.

**Mayor and Council** – Councilmember Ricker thanked staff for having the Windstream pole fixed. Councilmember Browher asked about a tree on Carolina Avenue, Mrs. Kelly said she will follow up tomorrow; Councilmember Browher also asked about the trash behind Omelet Café, Mr. Bowles said that is private property. Councilmember Browher asked staff to speak with the owners about cleaning it up.

### **11. Executive session to discuss personnel, pending litigation, attorney client privilege, and real estate.**

Motion: Councilmember Ricker  
Second: Councilmember Wendelken  
Vote by Council: Unanimous

Motion to return to meeting: Councilmember Dasher  
Second: Councilmember Daniel  
Vote by Council: Unanimous

**12. Follow the statutes of executive session, to put on file an executive session affidavit and resolution.**

Motion to approve: Councilmember Wendelken  
Second: Councilmember Browher  
Vote by Council: Unanimous

**13. Take any action that is needed on the items from executive session.**

No action taken.

**Adjourn:**

Motion to adjourn: Councilmember Ricker  
Second: Councilmember Dasher  
Vote by Council: Unanimous