

# Forest Acres City Council Meeting

October 8, 2019 5:15 p.m.

City Council Chambers

5205 N Trenholm Rd

## Agenda

### Public Hearing

**1. AN ORDINANCE ("FRANCHISE ORDINANCE" OR "AGREEMENT") TO GRANT TO DOMINION ENERGY SOUTH CAROLINA, INC., ITS SUCCESSORS AND ASSIGNS, THE NON-EXCLUSIVE RIGHT, POWER AND AUTHORITY TO ERECT AND TO INSTALL, MAINTAIN, AND OPERATE ON, ALONG, ACROSS, IN, OVER, ABOVE, UPON AND UNDER THE STREETS, ALLEYS AND OTHER PUBLIC PLACES OF THE CITY: (1) ELECTRIC LINES, POLES, WIRES, GUYS, PUSH BRACES, TRANSFORMERS AND APPURTENANT FACILITIES; (2) GAS MAINS, PIPES AND SERVICES AND OTHER APPURTENANT FACILITIES; AND (3) COMMUNICATION LINES AND FACILITIES, TOGETHER WITH ANY NECESSARY RIGHT OF ACCESS THERETO, FOR SUCH PERIOD AS THE SAME IS NEEDED BY THE COMPANY TO RENDER ELECTRIC AND/OR GAS SERVICE TO ITS CUSTOMERS IN THE CITY OF FOREST ACRES, SOUTH CAROLINA FROM THOSE FACILITIES; TO SET THE AMOUNT OF FRANCHISE FEE TO BE PAID BY DOMINION ENERGY SOUTH CAROLINA, INC. TO THE CITY; IF SO REQUIRED, TO LEVY FRANCHISE FEES ON THIRD PARTIES SELLING ELECTRICITY OR GAS USING THE COMPANY'S ELECTRIC OR GAS SYSTEMS; TO ALLOW FOR THE ESTABLISHMENT OF A FUND AND UNDERGROUND UTILITY DISTRICTS FOR ELECTRIC NON-STANDARD SERVICE**

**2. 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 ADDING A SECTION OF SAID CODE; PROVIDING FOR THE ANNEXATION OF 1457 BELLA VISTA DRIVE, TMS14214, BLOCK 05, LOT 03 (PORTION)**

### Call to Order: (Mayor Brunson)

**1. Invocation and Pledge of Allegiance-** Mayor Frank Brunson

**2. Approval of Minutes:**

a. City Council Meeting held September 10, 2019

**3. Mayor's Issues & City Projects**

a. TPAC Report- Jack Oliver

b. Responses to Community Forum Items: Property Conditions at 6644 Satchelford Rd.

**4. New Business:**

a. Resolution recognizing and honoring the service of Carol Griffith

b. Corporate Resolution to name City Administrator, Assistant City Administrator, Mayor, and Mayor Pro-Tem as authorized signers for various City accounts

c. First Reading: A FRANCHISE TO GRANT TO FAIRFIELD ELECTRIC COOPERATIVE, INC., THE NON-EXCLUSIVE RIGHT, POWER, AND AUTHORITY TO ERECT AND TO INSTALL, MAINTAIN, AND OPERATE IN, OVER, UNDER, AND UPON THE STREETS, ALLEYS, AND PUBLIC PLACES OF THE CITY OF FOREST ACRES, ITS ELECTRIC LINES, POLES, WIRES, GUYS, PUSH BRACES, AND APPURTENANT ELECTRIC DISTRIBUTION FACILITIES, WHETHER USED TO RENDER SERVICE TO THE CITY OR NOT, TOGETHER WITH ANY NECESSARY RIGHT OF ACCESS THERETO, FOR SUCH PERIOD AS THE SAME ARE NEEDED BY THE COOPERATIVE TO RENDER ELECTRIC SERVICE TO ITS CUSTOMERS IN THE CITY OF FOREST ACRES, SOUTH CAROLINA; ALSO TO SET THE AMOUNT OF FRANCHISE FEE TO BE PAID BY FAIRFIELD ELECTRIC COOPERATIVE, INC., TO THE CITY OF FOREST ACRES, SOUTH CAROLINA

- d. Discussion and Approval of an agreement concerning electric service rights between Fairfield Electric Cooperative, INC. and Dominion Energy South Carolina, INC
- e. Discussion and Approval of a staff request for \$10,000 in hospitality tax for advertising and promotional materials.

**5. Old Business:**

- a. Second Reading: ORDINANCE ("FRANCHISE ORDINANCE" OR "AGREEMENT") TO GRANT TO DOMINION ENERGY SOUTH CAROLINA, INC., ITS SUCCESSORS AND ASSIGNS, THE NON-EXCLUSIVE RIGHT, POWER AND AUTHORITY TO ERECT AND TO INSTALL, MAINTAIN, AND OPERATE ON, ALONG, ACROSS, IN, OVER, ABOVE, UPON AND UNDER THE STREETS, ALLEYS AND OTHER PUBLIC PLACES OF THE CITY: (1) ELECTRIC LINES, POLES, WIRES, GUYS, PUSH BRACES, TRANSFORMERS AND APPURTENANT FACILITIES; (2) GAS MAINS, PIPES AND SERVICES AND OTHER APPURTENANT FACILITIES; AND (3) COMMUNICATION LINES AND FACILITIES, TOGETHER WITH ANY NECESSARY RIGHT OF ACCESS THERETO, FOR SUCH PERIOD AS THE SAME IS NEEDED BY THE COMPANY TO RENDER ELECTRIC AND/OR GAS SERVICE TO ITS CUSTOMERS IN THE CITY OF FOREST ACRES, SOUTH CAROLINA FROM THOSE FACILITIES; TO SET THE AMOUNT OF FRANCHISE FEE TO BE PAID BY DOMINION ENERGY SOUTH CAROLINA, INC. TO THE CITY; IF SO REQUIRED, TO LEVY FRANCHISE FEES ON THIRD PARTIES SELLING ELECTRICITY OR GAS USING THE COMPANY'S ELECTRIC OR GAS SYSTEMS; TO ALLOW FOR THE ESTABLISHMENT OF A FUND AND UNDERGROUND UTILITY DISTRICTS FOR ELECTRIC NON-STANDARD SERVICE
- b. 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 SECTION 2-92 OF SAID CODE, PROVIDING FOR THE TIME OF MEETINGS OF COUNCIL; AND FURTHER AMENDED BY REVISING SECTION 2-98 OF SAID CODE, PROVIDING FOR THE AGENDA AND CHANGES TO THE AGENDA
- c. 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 DELETING ARTICLE VIII, SECTIONS 2-130 THROUGH 2-133 OF SAID CODE; PROVIDING FOR DISSOLVING THE APPEARANCE COMMISSION
- d. Discussion of 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 ADDING ARTICLE VIII, TO BE NUMBERED SECTIONS 2-130 THROUGH 2-133 OF SAID CODE; PROVIDING FOR A HOSPITALITY TAX COMMITTEE

**6. City Administrator Report:** Citadel Park Slide Update, PDD Ordinance Revision, Annual NPDES Report, Centennial Project Update, 3507 Linbrook Update

**7. Finance Director Report:** Monthly Financial Report

**8. Police Chief's Report:**

**9. Community Forum**

**10. Council Items**

**11. Executive Session:**

- a. Receipt of legal advice relating to claims and potential claims by and against the City and other matters covered by Attorney-Client Privilege

- b. Discussion of contract negotiations related to the City's Franchise Agreement with Dominion Energy
- c. Discussion of contract negotiations related to the removal of debris from Gills Creek

**NOTE: Items discussed in Executive Session may result in action by City Council upon its return to general session**

## **12. Adjourn**