

FACE COVERINGS ARE REQUIRED FOR ANYONE ENTERING THE COUNCIL CHAMBERS

**THE IRMO TOWN COUNCIL WILL HOLD A REGULAR MEETING ON TUESDAY,
NOVEMBER 17, 2020, BEGINNING AT 7:00 P.M. IN THE MUNICIPAL BUILDING, 7300
WOODROW STREET, IRMO SOUTH CAROLINA 29063**

AGENDA

- I. Call to Order
- II. Pledge of Allegiance
- III. Invocation
- IV. Reading of the Minutes: October 6, 2020 and October 20, 2020
- V. Report of Standing
 - A. Administrative Briefing
 - B. New In-Town Businesses
Advanced Diagnostics; Carolina Cardiology & Vascular; The Men's Clinic;
Warrior's Pride Transportation; BMR Performance; Cromer Counseling;
Five Star Therapy; Monster Homes; Mutual State Life Insurance; SPA Placidity
Spraytech Solutions; Conscious Living; Loveland Coffee; Nichols Financial Inc.
- VI. Amendments to the Agenda
- VII. Consideration of Communications
 - A. "Key to the City" presented on behalf of Ms. Barbara Willm (Council)
 - B. FY19/20 Audit Report (Todd Highsmith)
 - C. Recognition of "*Jo-Lins Bridal*" as the November Small Business of the Month
 - D. Update on recent recycling event (Whitt Cline)
- VIII. Presentation by Citizens (Agenda Items IX, and X Only)
- IX. **UNFINISHED BUSINESS**
 - A. SECOND AND FINAL READING of Ordinance 20-23 to rezone property at 10534 Broad River Road as shown on Richland County TMS# 03300-03 (lots) 13 and 38 now or formerly owned by Vickie Townsend, from Single-Family Residential (RS) to General Commercial (CG) (Staff) [this portion of Broad River Rd is commercial](#)
 - B. Approval of Sister Hazel Contract for the 2021 Okra Strut Festival (Busch) [The band has agreed to keep \\$10,000 down payment and apply it to a concert to be held at the 2021 Okra Strut](#)

X. **NEW BUSINESS**

- A. FIRST READING of Ordinance 20-24 to amend the Irmo Town Code, Chapter 2, Administration; Article II, Council; Division 2, Meetings; Section 2-61 – Date, time and place (Staff) **changes two regular meetings a month to just one meeting**
- B. FIRST READING of Ordinance 20-25 providing for a local Hospitality Tax on the sales of prepared meals and beverages in establishments (Sickinger / Busch) **if approved, would become effective June 1, 2021**
- C. FIRST READING of Ordinance 20-26 to amend the Irmo Town Code, Appendix A Zoning and Land Development Regulations; Article 12, Administration; Section 12-3 – Board of Zoning Appeals (Staff) **this verbiage was passed on 2/4/20 but due to a scrivener’s error and MuniCode requirements it needs to be reapproved**
- D. Approval of Resolution 20-06 to rescind appointment of Substitute Municipal Judge and Court Administrator (Staff) **no longer require 2 full-time judges on staff**
- E. Approval to award \$250,000 to the Irmo Future Growth Corporation (Danielson) **the funds were previously earmarked for the non-profit; this is the final action required to move the funds**
- F. Approval to set the garbage fee for the residential portion of Town at \$300 per year to become effective with the 2022 Tax Bills (Mayor) **this increase is necessary to offset the rising cost of trash disposal (household garbage, recycling and yard waste)**
- G. Approval to purchase 300 recycle roll-carts from Otto Environmental in the amount of \$15,425.12 (Staff) **continued construction requires additional Rollcarts and this order will ensure conformity with existing Irmo Recycle Roll Carts**
- H. Approval to cancel the December 1, 2020 Council Meeting (Staff) **there will be some brief remarks and the annual tree lighting followed by a Chamber event in park beginning at 5:30 pm.**
- I. Approval of the 2021 Council Meeting Schedule (Staff)
- J. Approval to file lawsuit in Circuit Court on dilapidated property at 1250 Lake Murray Boulevard (Town Attorney) **property is on the corner of Lake Murray and Woodrow St. adjacent to the railroad tracks**

XI. Presentation by Citizens

XII. Discussion

XIII. Executive Session

(Council may act on items discussed in executive session after returning from the executive session).

XIV. Adjournment

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), the Town of Irmo will not discriminate against qualified individuals with disabilities based on disability in its services, programs, or activities. If you need an accommodation to attend the meeting, please contact the Town Administrator for assistance at (803)781-7050, M-F between the hours of 8:30 – 5:00 (closed most Federal and State Holidays).

STATE OF SOUTH CAROLINA)
)
TOWN OF IRMO)

ORDINANCE 20-23

BE IT ORDERED AND ORDAINED, by the Town of Irmo, South Carolina, in Council duly and lawfully assembled and by the authority thereof.

To rezone the property at 10534 Broad River Road as shown on Richland County TMS# 03300, Block 03, Lot(s) 13 and 38 now or formerly owned by Vickie Townsend, from Single-Family Residential (RS) to General Commercial (CG).

NOW, THEREFORE, BE IT ORDERED by the Town of Irmo that the above described property is hereby rezoned from Single-Family Residential to General Commercial effective upon third and final reading of this Ordinance.

DRAFT

STATE OF SOUTH CAROLINA)
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TOWN OF IRMO)

ORDINANCE 20-24

AN ORDINANCE AMENDING THE IRMO TOWN CODE, CHAPTER 2, ADMINISTRATION; ARTICLE II, COUNCIL; DIVISION 2, MEETINGS; SECTION 2-61 – DATE, TIME, AND PLACE.

BE IT ORDERED AND ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF IRMO IN COUNCIL DULY AND LAWFULLY ASSEMBLED, THAT THE TOWN CODE IS AMENDED AS FOLLOWS:

Remove from first sentence:

“...first and...”

PASSED AND ADOPTED this 15th day of December 2020.

Barry A. Walker, Sr. Mayor

ATTEST:

Vi Racine, Clerk/Treasurer

1st Reading: November 17, 2020

2nd Reading: December 15, 2020

STATE OF SOUTH CAROLINA)

TOWN OF IRMO)

ORDINANCE 20-19

AN ORDINANCE AMENDING THE IRMO TOWN CODE, CHAPTER 2 ADMINISTRATION; ARTICLE II, COUNCIL; DIVISION 3, ORDINANCES AND RESOLUTIONS; SECTION 2-95 ENACTMENT OF ORDINANCES.

BE IT ORDERED AND ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF IRMO IN COUNCIL DULY AND LAWFULLY ASSEMBLED, THAT THE TOWN CODE IS AMENDED AS FOLLOWS:

Change last sentence in paragraph (a) to read:

“No ordinance shall be adopted until it shall have been read two times and on two separate days with at least 15 days between each reading”

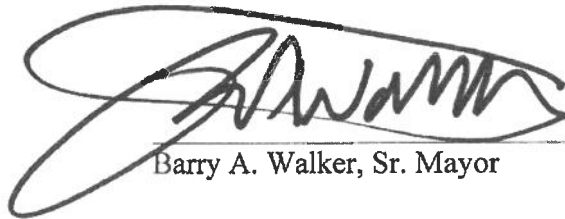
Change (2) to add: “Second and Final reading”

Change first sentence of paragraph (2) to read:

“There shall be at least 15 calendar days between the first and second reading of proposed ordinance.”

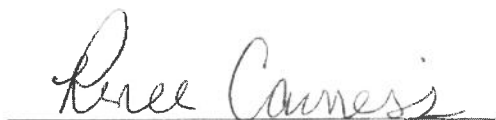
Remove (3) “Third reading”

PASSED AND ADOPTED this 15th day of September 2020.



Barry A. Walker, Sr. Mayor

ATTEST:



Renee Caviness, Clerk/Treasurer

1st Reading: August 18, 2020
2nd Reading: September 1, 2020
3rd Reading: September 15, 2020

ORDINANCE 20-25

STATE OF SOUTH CAROLINA) PROVIDING FOR A LOCAL HOSPITALITY TAX ON THE
) SALES OF PREPARED MEALS AND BEVERAGES IN
TOWN OF IRMO) ESTABLISHMENTS

WHEREAS, the General Assembly of the State of South Carolina amended Title 6, Chapter 1, of the 1976 Code to provide for a local Hospitality Tax, effective July 1, 1997:

NOW, THEREFORE, BE IT ORDERED by the Mayor and Council of the Town of Irmo in Council duly assembled, pursuant to Section 6-1-700, et. Seq. of the Code, as follows:

Section 1 - There is hereby imposed a Local Hospitality Tax of two (2%) percent (Lexington County portion) and one (1%) percent (Richland County portion) on the gross proceeds of the sale of prepared meals and beverages in establishments within the Town of Irmo. Payment of the hospitality tax established hereby shall be the liability of the customer.

Section 2 - The tax imposed by this ordinance shall be collected from the customer when payment for meals or beverages is tendered and shall be held in trust for the benefit of the Town until remitted as provided by Section 3 below.

Section 3 - Payment of the hospitality tax established herein shall be remitted by the vendor to the Town of Irmo monthly, along with such return or form as may be established by the Town for such purposes, not later than the fifteenth day of the month and shall cover the tax due for the previous month. Any tax not timely remitted shall be subject to a penalty of five percent (5%) of the sum owed for each month or portion thereof until paid. The failure to collect from the customer the tax imposed by this ordinance shall not relieve the vendor from making the required remittance.

Section 4 - The failure of any vendor subject to this ordinance to remit to the Town the tax imposed by the provisions of this ordinance shall constitute a misdemeanor punishable by a fine of \$500.00, liens filed on the property or both.

Section 5 - There is hereby established a special account to be known as the Local Hospitality Tax Account into which the taxes remitted shall be deposited by the Town and used solely for the purposes provided by law.

Section 6 – This ordinance is subject to the constitution and the laws of the State of South Carolina. If any section, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 7 – This ordinance shall become effective on June 1, 2021.

Barry A. Walker, Sr. Mayor

ATTEST:

Vi Racine, Municipal Clerk

1st Reading: November 17, 2020

2nd Reading: December 15, 2020

Public Hearing: December 15, 2020

STATE OF SOUTH CAROLINA)
)
TOWN OF IRMO)

ORDINANCE 20-26

AN ORDINANCE AMENDING THE IRMO TOWN CODE, APPENDIX A ZONING AND LAND DEVELOPMENT REGULATIONS; ARTICLE 12, ADMINISTRATION; SECTION 12-3, BOARD OF ZONING APPEALS.

BE IT ORDERED AND ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF IRMO IN COUNCIL DULY AND LAWFULLY ASSEMBLED, THAT THE TOWN CODE IS AMENDED AS FOLLOWS:

Add as additional paragraph:

“There will be a 2-term limit for serving on the board. However, If an individual is appointed to complete an unfinished term, they may do so, and then get up to two consecutive terms on the board. Any former member will be allowed to reapply for additional terms after he/she has vacated the seat for a full 4-year term. In the event no new qualified applicants apply for the empty seat, a majority of the Council can approve the reappointment for additional terms of any board member. Term limits are hereby in effect beginning with the date of each member’s initial appointment to the board.”

PASSED AND ADOPTED this 15th day of December 2020.

Barry A. Walker, Sr. Mayor

ATTEST:

Vi Racine, Clerk/Treasurer

1st Reading: November 17, 2020

2nd Reading: December 15, 2020

STATE OF SOUTH CAROLINA)
)
TOWN OF IRMO)

RESOLUTION 20-06

WHEREAS, the Town of Irmo, South Carolina, is a municipal corporation, incorporated and existing under the laws of the Great State of South Carolina and hereby revokes the appointment of the Substitute Municipal Judge / Court Administrator made under resolution 18-07; and

WHEREAS, The Town of Irmo has a contract with Lexington County that ensures a judge is always available from the County and the Town's appointed Municipal Judge is also the Chief Magistrate who manages the judicial pool.

NOW THEREFORE, BE IT RESOLVED, by authority of South Carolina Code Section 14-25-15, Council of the Town of Irmo, South Carolina, in Council duly assembled on this 17th day of November revoke the appointment of Kim Hoffman as the Substitute Municipal Judge; and,

BE IT FURTHER RESOLVED that this Resolution 20-06 shall become effective on November 17, 2020.

Barry A. Walker, Sr., Mayor

ATTEST:

Vi Racine, Municipal Clerk

2021 COUNCIL MEETING SCHEDULE

January 5, 2021	Council Workshop
January 19, 2021	Regular Meeting
February 2, 2021	Council Workshop
February 16, 2021	Regular Meeting
March 2, 2021	Council Workshop (Budget)
March 16, 2021	Regular Meeting
April 6, 2021	Council Workshop
April 20, 2021	Regular Meeting
May 4, 2021	Council Workshop
May 18, 2021	Regular Meeting
June 1, 2021	Council Workshop
June 15, 2021	Regular Meeting
July 6, 2021	Council Workshop
July 20, 2021	Regular Meeting
August 3, 2021	No Workshop (National Night Out)
August 17, 2021	Regular Meeting
September 7, 2021	Council Workshop
September 21, 2021	Regular Meeting
October 5, 2021	Council Workshop
October 19, 2021	Regular Meeting
November 2, 2021	No Workshop (Election Day)
November 16, 2021	Regular Meeting
December 7, 2021	Tree Lighting (6:00pm) / Regular Meeting (7:00pm)
December 21, 2021	No Meeting (Holidays)

Regular Meetings and Council Workshops start at 7:00 p.m.