

**AGENDA**  
**SIMPSONVILLE CITY COUNCIL**  
**COMMITTEE OF THE WHOLE MEETING**  
**February 25, 2025**  
**6:00pm**  
**Council Chambers – City Hall**

1. **CALL TO ORDER**.....Mayor Shewmaker
2. **ROLL CALL**.....Ashley Clark, City Clerk
3. **PLEDGE OF ALLEGIANCE**
4. **APPROVAL OF MINUTES** – January 28, 2025
5. **CITIZEN COMMENTS**
6. **STAFF REPORTS** – Department Heads will be available to answer any questions concerning the departmental monthly reports for Police, Fire, Recreation and Public Works
  - A. Financial Report.....Christine Furino, Finance Director
  - B. City Administrator Report..... Dianna Gracely, City Administrator
7. **BUSINESS**

*Items Anticipated to Come Before Council*

  - A. **Council Access to Communication**
  - B. **Amend Ordinance O-2018-07**.....Tim Pinkerton, Ward 5
  - C. **Appointment of Ministerial Recorder for Municipal Court**.....Dianna Gracely, City Administrator
  - D. **Resolution for GCRA Annual CDBG & Home Allocation**.....Dianna Gracely, City Administrator
8. **Executive Session**
  - To discuss contractual matter related to the sale of City owned property.

Upon Coming out of Executive Session, Council may reconvene the meeting to take action on matters discussed in Executive Session.

**PLEASE NOTE: This Agenda is accurate as of the Friday immediately preceding the Council meeting but is subject to change until twenty-four (24) hours prior to the meeting. Please contact the City Clerk the day of the meeting for the latest agenda information.**

Ordinance Proposal:

Purpose: To establish rights and privileges of all Non-Mayoral members of council

Background: In Sections 2-32 (a)(b) the Mayor is granted very limited powers that are not also given to the six other Council members. The City recently created a new website and gave ONLY the Mayor the ability to “blog” on the site and communicate directly with our shared constituents. In discussing this site during two separate Council meetings I asked for the rest of Council to have the same access as the Mayor to our website. When the website was launched this ability was not present. I was then told by the City Administration via both email and in person that they “refuse” to grant this access short of an ordinance to force the issue.

Ordinance: All non-Mayoral Council members are to have access equal to that of the Mayor to all avenues of communication with the citizens of Simpsonville to include, but not limited to, the city website, print media, and electronic media. This ability shall not be limited by decision of any body other than the elected members of Council.

**Ordinance O-2025-01 CITY OF SIMPSONVILLE, SOUTH CAROLINA**

**AN ORDINANCE TO AMEND DIVISION 2 (CITY ADMINISTRATOR) OF ARTICLE III (OFFICERS AND EMPLOYEES) OF CHAPTER 2 (ADMINISTRATION) OF THE CITY OF SIMPSONVILLE CODE OF ORDINANCES**

**WHEREAS**, the Simpsonville City Council reviews the city ordinances at various times to make necessary improvements and/or changes; and,

**WHEREAS**, Ordinance 2018-07 amended Division 2 of Article III of Chapter 2 of the Simpsonville Code of Ordinances to require a positive vote of five (5) members of Council (rather than a positive vote of four (4) members of Council) to appoint a city administrator (Sect. 2-161) and suspend or remove the city administrator (Sect. 2-165). Furthermore, Ordinance 2018-07 required a positive vote of five (5) members of Council (rather than a positive vote of four (4) members of Council) to approve the City Administrator's appointment of department heads or suspension or dismissal of department heads (Sect. 2-164 (3) and (5)); and,

**WHEREAS**, Section 4 of Ordinance 2018-07 provided that Ordinance 2018-07 could only be amended by a positive vote of five (5) members of Council; however, Section 4 was never codified; and,

**WHEREAS**, regardless of the language of Section 4 above, since Council could approve Ordinance 2018-07 by a simple majority vote, it can and should be amended by a simple majority vote; and,

**WHEREAS**, the City has determined that Division 2 of Article III of Chapter 2 should be amended to require a positive vote of four (4) members of the Council and that such change is consistent with the Council's authority to make, amend or repeal its ordinances by a simple majority vote; and,

**WHEREAS**, the Council, after considering all of the facts and circumstances surrounding the proposed amendments contained herein, do hereby find that the amendments as set forth herein are in the best interests of the City of Simpsonville.

**NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIMPSONVILLE, SOUTH CAROLINA, AS FOLLOWS:**

*NOTE: Language in section 1 of this ordinance that is ~~struck through~~ is language proposed to be deleted, underlined language is language proposed to be added, language that is not ~~struck through~~ or underlined is not to be changed, and \*\*\* represents sections of the Ordinance that have been skipped and remain unchanged.*

**SECTION 1.** That Division 2 of Article III of Chapter 2 of the City of Simpsonville Code of Ordinances is hereby amended as follows:

Sec. 2-161. Election.

The council, by the positive vote of ~~five~~ four(4) members of council, shall appoint a city administrator and fix his compensation. The administrator shall be appointed solely on the basis of executive and administrative qualifications.

**ORDINANCE #2025-01**

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(Code 1995, § 2-156; Ord. No. 2018-07 , § 1, 11-13-2018)

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Sec. 2-164. General duties.

The city administrator shall work in conjunction with and be responsible to the mayor and council for the proper administration of the policies and affairs of the city and, to that end, shall have the power and authority and be required to:

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(3) Appoint department heads with the approval of the mayor and council. Such approval must be given by the positive vote of ~~five~~ four(4) members of council.

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(5) Suspend or dismiss department heads with the approval of mayor and council. Such approval must be given by the positive vote of ~~five~~ four(4) members of council.

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(Code 1995, § 2-159; Ord. No. 2018-07 , § 3, 11-13-2018)

Sec. 2-165. Suspension or removal from office.

The city administrator may only be suspended or removed from office by the positive vote of ~~five~~ four(4) members of council. Those members voting for the suspension or removal shall state their reasons for such vote. The action of the council in suspending or removing the city administrator shall be final. If the city administrator is removed from office for reasons other than criminal conduct or moral turpitude, the city administrator shall receive at least 30 days' notice of his removal, or at least 30 days' severance pay when such removal is effective immediately.

(Code 1995, § 2-160; Ord. No. 2018-07 , § 2, 11-13-2018)

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Section 2: That the amendments contained herein shall be effective upon second and final reading of this Ordinance.

Section 3: Severability is intended throughout and within the provisions of this Ordinance. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this Ordinance.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

SIGNATURE OF MAYOR:

**ORDINANCE #2025-01**

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Paul Shewmaker

ATTEST:

APPROVED AS TO FORM:

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Ashley Clark  
City Clerk

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Daniel Hughes  
City Attorney

FIRST READING:  
SECOND READING:

STATE OF SOUTH CAROLINA  
COUNTY OF GREENVILLE  
CITY OF SIMPSONVILLE

RESOLUTION R-2025-02

ALLOCATION OF GREENVILLE COUNTY  
CDBG AND HOME FUNDS  
FOR PROGRAM YEAR 2025

WHEREAS, the City of Simpsonville participates in the Greenville County Urban County Program; and

WHEREAS, the funds received by the Greenville County available for allocation by the City of Simpsonville are as follows:

	<u>CDBG</u>	<u>HOME</u>
City Allocation	\$174,470	\$ 60,733
Program Income	\$ 32,581	\$359,078
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Total	\$210,051	\$419,811

WHEREAS, the HOME funds may only be used to increase the supply of decent affordable housing for modest income persons, and CDBG funds may only be used to assist low- and moderate-income persons, reduce or eliminate slum and community blight, or meet an urgent community need where no other funding is available; and

WHEREAS, the Mayor and Council of the City of Simpsonville have discussed and reviewed projects for which these funds should be allocated by the Greenville County;

NOW, THEREFORE, IT IS HEREBY RESOLVED that the City of Simpsonville accepts the allocation of funds as set forth above and budgets use of the funds as follows:

HOME funds in the amount of \$419,811 or such other amount as may be received in HOME funds in the 2025 program year to be used for new construction or reconstruction of affordable housing and assisting low- and moderate-income households in the City of Simpsonville;

CDBG funds in the amount of \$210,051 or such other amount as may be received in CDBG funds in the 2025 program year to be used on the following activities: \$22,000 in CDBG to be allocated to Public Service programs; \$89,051 for any eligible Facility

Improvement project; \$25,000 in Owner-Occupied Rehabilitation; \$25,000 for demolition to address slum and blight; \$25,000 for Economic Development loan; \$20,000 for Façade Improvement Program and \$4,000 in disposition in the City of Simpsonville.

ANY CHANGE in CDBG and HOME funding allocations by the Greenville County Redevelopment Authority and the U.S. Department of Housing and Urban Development, increase or decrease in funding, will be distributed on a pro rata basis to all activities.

PASSED, ADOPTED AND APPROVED, by the Council of the City of Simpsonville on this the 11<sup>th</sup> day of March 2025.

Attest:

\_\_\_\_\_  
Paul Shewmaker, Mayor

\_\_\_\_\_  
Ashley Clark, City Clerk

Reviewed:

\_\_\_\_\_  
Dianna W. Gracely, City Administrator