

Minutes from 1/9/2017 SNC Meeting

Mary Roe called meeting to order at 6:17.

Present were Burns, Vail, Crouch, Elijah, Foster, Augustine, Hynes, Johnson, Jones, Keeney, Lindenberg, Thomas and Roe.

Absent were Appleby, Gruner and Addison

The minutes were approved with the correction to be made counting Martha Johnson present.

Vote: 12 yes 0 no

Motion to approve the Treasurer's report was voted 12 yes and 0 no.

Burns stated that the newsletter would be coming out in about 10 days.

Special Guest from Parks and Recreation. Mary Roe invited and wanted to recognize two City Parks and Rec employees who were instrumental in getting the Sim's Park Bocce Court and the new lower (child's height) basketball goals installed. Short discussion about the improvement and the added plantings around the Sims Park Building. Mary then presented a plaque to Gary Rich, Recreation Superintendent and Todd Martin, Recreation Department, for their help with the park.



A few suggested upgrades were a sign for Sim Park, down lighting instead of stadium lights and possibly some adult exercise equipment.

Tour of Homes report from Ron Burns. 10% increase in attendance (despite rain). Schools that received funds are AC Moore, Rosewood, Hand and Dreher. Lois Elijah to be SNC representative for the Tour of Homes, 2017.

501c3

The resolution to change SNC to a 501c3 was read by Secretary. A copy of the Resolution " A Resolution of SNC approving the First Amendment to the Council's Incorporation Document..." is included at the end of these minutes.

The motion to approve the amendment to the By-Laws was approved. 12 yes and 0 no.

Heyward/ Harden Triangle Improvement:

George Crouch made a motion to fund improvements the the Triangle.

Motion: I move that the SNC approve an expenditure of "up to" \$7,500.00 to upgrade the shrubbery and planting in the triangle at the corner of Heyward and Harden Streets, subject to the City's approval of an Encroachment and that no contractor will be retained until SNC receives that approval.

Discussion:

Why city didn't contribute to beautification

City working to remove trees and replace

Comment on asking city to consider other types of trees than those on the Sara Holler email

Approved the motion 11 yes and 1 no (Roe).

Heyward/Harden Triangle Improvement Committee

George Crouch made a motion to create a committee to guide the Triangle Improvements.

Committee Motion: I move that we establish a committee of no less than 3 to direct the Triangle Enhancement Project. This committee will be appointed by the SNC president. This committee's will be responsible for soliciting landscape and maintenance companies, at least 3, to bid the project, reviewing the bids and choosing a successful bidder. The committee will also work with the City of Columbia to submit all necessary paperwork for the Encroachment. The successful bidder and bid will be recommended at the next board meeting to occur after the City has approved the Encroachment for approval and to sign a contract.

Several people indicated their interest to be on the committee. Some discussion to authorize the committee to enter into the contract with the successful company rather than having it go before council again for approval.

Motion passed 12 yes and 0 no

Shandon Speed Limit

A letter was sent to City Manager, Teresa Wilson , to make 25mph the uniform speed in Shandon. The city's David Brewer is working with DOT to move this project forward. Mary Roe indicated that there is no financial obligation by the Neighborhood for the cost of the signs.

We were encouraged to find some people to serve on council. Next meeting is annual plenary meeting. Voting will take place for new members then. 2 vacancies need to be filled. Russell Jones brought up the discussion about the SNC President-elect position as stated in the by-laws. Currently there is no President elect. However, by-laws state that term for President is one year. That means Mary Roe will not be the President after the next meeting. Conversation went back and forth on two year vs one year term for President. The term President-elect may be changed to Vice-President but that will mean that the by-laws will undergo a vote to change. Russell will continue to work on this and communicate to Council via email.

Some of the street Toppers have been stolen and need to be replaced. Also a possible expansion of the toppers throughout the neighborhood was discussed.

5 Points Update

Amy Beth Franks and Kelly Glenn representing the 5 Points Assoc noted that the St Patrick's Day race has been expanded to include a 15k. This is the 15th year of St Patrick's Day in 5 Points. Suggested that if you have guests coming to your house and the streets have blockade, get with the officer at the blockade and get him a list of names to allow them to drive past the blockade. Shuttle Bus system is also expanding.

Safety Report by Officer Schmidt

Officer Schmidt wanted us to know and all Shandon that for fastest response coontact him directly. His number is on the Shandon Neighborhood website under Safety. If there is displeasure with an officer, please contact the supervisor (contact info at the website). Call police first before posting incident on FB. Arrested 4-5 people for auto break-ins. Has enjoyed Roll-Call. Please call if you would like to host one on your front lawn. Police will do a home survey to evaluate ways to make your home safer.

Mary Roe adjourned meeting at 7:40.

[501c3 Resolution \(attached\)](#)

A RESOLUTION OF SHANDON NEIGHBORHOOD COUNCIL APPROVING THE FIRST AMENDMENT TO THE COUNCILS INCORPORATION DOCUMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF THE FIRST AMENDMENT; AND OTHER MATTERS RELATING THERETO.

WHEREAS, on February 15, 1977, the South Carolina Secretary of State (the "Secretary"), upon the petition of certain residents of Shandon Neighborhood, issued a Certificate of Incorporation (the "Incorporation Document) for the Shandon Neighborhood Council (the "Council); and

WHEREAS, pursuant to the South Carolina Nonprofit Act, the Council now wishes to amend its Incorporation Document to include certain provisions required by the Internal Revenue

Service to apply for tax-exempt status under Section 501(c)(3) of the Internal Revenue Code

(such amendment hereinafter referred to as the “First Amendment to the Incorporation *Document*”); *and*

WHEREAS, the provisions the Council wishes to add are incorporated in a document available from the Secretary entitled, “501(c)(3) attachment; and

WHEREAS, the form of the First Amendment to the Incorporation Document, which includes the 501(c)(3) attachment, is attached hereto as Exhibit A.

NOW THEREFORE, pursuant to the authority granted to the Council under the Council’s Bylaws and laws of the State of South Carolina, BE IT RESOLVED by the Council,

in meeting duly assembled:

1. Recitals. Each finding or statement of fact set forth in the recitals hereto has been examined and has been found to be in all respects true and correct.

2. First Amendment to the Incorporation Document. The Council hereby

approves the First Amendment to the Incorporation Document in the form of Exhibit A, approves the execution and delivery thereof, and does hereby authorize the President of the

Council (the “President”) to execute and deliver the First Amendment to the Incorporation

Document to the Secretary.

3. Other Powers and Authorities. The President is hereby granted all such powers and authority to perform such other acts as may be necessary and appropriate to negotiate and

execute the First Amendment to the Incorporation Document and to consummate the transactions

contemplated thereby.

ADOPTED AND APPROVED On this day of , 20

SHANDON NEIGHBORHOOD COUNCIL

By:

Mary Roe, President

Exhibit A

STATE OF SOUTH CAROLINA SECRETARY OF STATE

NONPROFIT CORPORATION ARTICLES OF AMENDMENT

TYPE OR PRINT CLEARLY WITH BACKINK

Pursuant to the provisions of Section 33-31-1005 of the 1976 South Carolina Code of Laws, as amended, the applicant delivers to the Secretary of State these articles of amendment.

1. The name of the nonprofit corporation is Shandon Neighborhood Council

(Must match name on record with Secretary of State's Office)

2. Date incorporated February 15, 1977

(Must match date on record with Secretary of State's Office)

3. On , the following amendment was adopted, The Articles are

(Date the amendment was decided upon)

hereby amended to include the 501(c)(3) attachment. See attached.

4. X. By checking this paragraph #4 the applicant represents that (a) approval of the amendment by the members was not required, (b) the amendment was approved by a sufficient vote of the board or directors or the incorporators. (Do not check this paragraph #4 if member vote was required or if the required vote of directors or incorporators was not obtained.)

5. If the approval of the members was required to adopt the amendment(s), provide the following information:

(a) Designation (Classes of Membership)

(b) Number of memberships outstanding

(c) Number of votes entitled to be cast by each class entitled

to vote separately on the amendment

(d) Number of votes of each class indisputably voting on the amendment

(e) Complete one of the following as appropriate

(i) Total number of votes cast for and against the amendment by each class entitled to vote separately

(ii) Total number of undisputed votes cast for the amendment by each class which was sufficient for approval for that class

6.

Date

Shandon Neighborhood Council

Name of Corporation

By checking this paragraph #6 the applicant represents that approval of the amendment by some person or persons other than the members, the board, or the incorporators is required pursuant to Section 33-31-1030 of the 1976 South Carolina Code of Laws, as amended, and that the approval was obtained. (Do not mark paragraph #6 if either of these statements is not true.)

If the amendment provides for an exchange, reclassification, or cancellation of memberships, provisions for implementing the amendment must be set forth here if provisions are not contained in the amendment itself

if this corporation is converting from either a public benefit or religious corporation into a mutual benefit Corporation, mark this paragraph #8 which certifies that a notice, including a copy of the proposed amendment, was delivered to the South Carolina Attorney General at least twenty days before the Consummation of the amendment.

Shandon Neighborhood Council

Name of Corporation

Signature of Officer

Type or Print Name

Position of Officer

FILING INSTRUCTIONS

Two copies of this form must be submitted for filing.

Filing fee of \$10.00 payable to the Secretary of State

A self addressed stamped return envelope.

If the space in this form is insufficient, please attach additional sheets containing a reference to the appropriate paragraph in this form, or prepare this using a computer disk which will allow for expansion of space on the form.

Mai to: Secretary of State Attn: Corporations 1205 Pendleton St, Suite 525 Columbia, SC 29201

Form Revised by South Carolina Secretary of State, March 2012

Name of Corporation

501(c)(3) Attachment If your nonprofit is applying for 501(c)(3) Tax Exempt status with the Internal Revenue

Service, you must include this attachment with your Articles of Incorporation. Incorporating as a nonprofit in South Carolina does not ensure tax exempt status. A determination of tax exempt status can only be made by the Internal Revenue Service upon submission of an Application for Recognition of Exemption under Section 501(c)(3) of the Internal Revenue Code (Form 1023).

I. Purpose of the Nonprofit Corporation Notwithstanding any other provisions of these articles, the purposes for which the corporation is organized and operated are exclusively for one or more of the following purposes (you may check as many as are applicable):

Charitable Scientific

Religious Testing for Public Safety Educational Fostering National or International Amateur Literary Sports Competition

Prevention of Cruelty to Animals or Children

II. Prohibited Activities Notwithstanding any other provisions of these articles, no part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article 1 above. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for political office. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or by (b) a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

III. Distributions Upon Dissolution Upon the dissolution of the corporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code (See Article I above), or the corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any Such assets not so disposed shall be disposed of by a Court of competent jurisdiction of the county in which the principal office of the corporation is then located, exclusively for Such purposes or to Such

organization or organizations, as said Court shall determine, which are organized and operated exclusively for Such purposes.