

**MINUTES
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, JUNE 7, 2016
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING**

Colleton County Council met in Regular Session on Tuesday, June 7, 2016 at 6:00 PM, at the County Council Chambers, Old Jail Building. Steven Murdaugh called the meeting to order with Council Members Gene Whetsell, Dr. Flowers, Evon Robinson, Phillip Taylor in attendance

Others present included: Kevin Griffin, Ruth Mayer, Sean Thornton, Linda Carter, J. Gooding, J.D. Litchfield, Sarah Miller, Johnny Holmes James Rutledge, Roy Williams

Mr. Taylor gave the invocation and led the Pledge of Allegiance.

Awards and Recognitions

Proclamation- Colleton County Council's Recognition and Appreciation of Dr. Riddick Ackerman, III and Dr. Trent Cannon and their Service to Colleton County.

Mr. Murdaugh read the proclamation.

Dr. Flowers made a motion to approve the proclamation and was seconded by Mr. Whetsell.

The motion carried unanimously.

Approval of Minutes

Regular Meeting May 3, 2016

A motion to approve the minutes was made by Mr. Taylor and seconded by Flowers.

The motion carried unanimously.

Appearances & Public Presentations

Heyward Horton – Economic Development Project

Mr. Horton said today a press release went out on project Strickland and we can now talk about the project that is JGBR, which is a bearing manufacturer. They are based out of China. In my thirty some odd years of doing this business, I have never had a Chinese Project, so I am glad to have a 1st one with you. They will be going into the Asten Johnson Plant, which will be a good use for that building. I would like to draw your attention to an item that is a grant award acceptance that is from the SC Dept. of

Commerce Rural Infrastructure Fund and it is for the company to use in up fit of the building in the amount of \$250,000.

Administrator's Briefing

Mr. Griffin said I wanted to point out on the Agenda itself, we have had two real estate projects we have been working on in regards to Probation and Parole and in regards to the Voter Registration Office and Public Defender; looks like we have finally been able to wrap all of that together. We have a contract and agreement to purchase the, what was the Employment Security building on Mable T. Willis across from SCDOT's offices, that is the plan there to relocate both Probation & Parole and Public Defender to that building. We have also been able to at recommendation to council I believe at our last meeting, we approached Palmetto Rural about some space in their original office that they have. Sat down with Mr. Dandridge and were able to come up with an agreement for space there for Voter Registration and a lease agreement itself, which is also on the agenda as item "c" I believe and we will be able to tie those up and hopefully as soon as the election is over, we will plan to immediately start moving Voter Registration over so we don't have any overlap coming into our General Election getting them moved over hopefully by the end of July. We will publicize that move as well. We will have a little up-fitting to do. The great thing about the PRTC space is that it is move in ready. We have a little up-fitting to do on the other building.

Mr. Griffin said we have had a number of ...inaudible... projects going on and our completion date was May 31st on those. One was at the Neyles Community Center, a project there for some playground equipment as well as moving a fence out on some ball fields. They have gotten those completed. Still working on the fence a little bit cause it is too much water there to set the post right now, but everything else is done and completed and the portion of the park that was paid for was taken care of. The Dogwood Hills project with the Youth Practice Facility is complete our projects that are on deck now for this year's round of funding is East Side Acres, Jonesville, and Cottageville. Those will be the next on the list that we move on down to.

Mr. Griffin said he also wanted to point out that we had gotten some good news last week. We had recently had ISO in to re-rate our Colleton County Fire Rescue District. We were pretty nervous about it with the new regulations that have gone into place, but I got some good news there. We went from an ISO class 4 to an ISO class 3, which will certainly impact everyone's insurance rates positively, Fire Insurance Rates throughout the county. So hats off to those guys, evidently they did a good job with the visit showing how we are setup and I know we had another number of stations that we put into place since our prior rating, which has helped the rating as well.

Mr. Griffin said we have resolution 16-R-53, there is a fund 120 grant there for a tornado safe room and Mr. Doug Mixson, Jr. who is also our Postmaster has been working on this project for probably 8-10 months with Ms. Gant over at SCEMD and there is some Federal Funding there that was available, but that funding went out to actual property owners and homeowners through some of the disaster assistance and this is the one project we had a submittal throughout the county and he stuck with it and has now

gotten everything approved through FEMA ...inaudible... he wanted to extend his thanks to council. He wanted to be here tonight, but they had some training in Washington, DC and he had to fly out yesterday for that.

Mr. Robinson asked are the projects for East Side Acres, Cottageville, & Jonesville going to get done this year.

Mr. Griffin said yes. I think East Side Acres is top of that list. They actually have already done some work over there. Some was landscaping type work (tree trimming) and the additional stuff we are moving forward with now. We were on a deadline to get these other two completed. We actually have the same contractor for both of them and now that we have moved on, hoping this water will back off for us a little bit and we should be able to move on.

Mr. Robinson said and which one will be next.

Mr. Griffin said probably Jonesville because we have some demo permits we have to get for the one in Cottageville.

Public Hearing

Ordinance 16-O-02, Authorizing The Execution And Delivery Of A Special Source Revenue Credit Agreement By And Between Colleton County, South Carolina, And J & L Wire Cloth, LLC Providing For A Credit Against Certain Payments In Lieu Of Taxes To Be Made By J & L Wire Cloth, LLC, The Inclusion Of The J & L Wire Cloth, LLC Site In A Multicounty Business Park, And Other Matters Related Thereto.

No comments were made.

Ordinance 16-O-03, To Provide for the Levy of Taxes in Colleton County, South Carolina, for the Fiscal Year July 1, 2016 through June 30, 2017; to Provide for All Other Appropriations Thereof; and to Provide for Other Matters Related Thereto.

No comments were made.

Old Business

3rd Reading Ordinance 16-O-02, Authorizing The Execution And Delivery Of A Special Source Revenue Credit Agreement By And Between Colleton County, South Carolina, And J & L Wire Cloth, LLC Providing For A Credit Against Certain Payments In Lieu Of Taxes To Be Made By J & L Wire Cloth, LLC, The Inclusion Of The J & L Wire Cloth, LLC Site In A Multicounty Business Park, And Other Matters Related Thereto.

A motion to approve 3rd reading was made by Mr. Whetsell and seconded by Mr. Taylor.

The motion carried unanimously.

3rd Reading Ordinance 16-O-03, To Provide for the Levy of Taxes in Colleton County, South Carolina, for the Fiscal Year July 1, 2016 through June 30, 2017; to Provide for All Other Appropriations Thereof; and to Provide for Other Matters Related Thereto.

A motion to approve 3rd reading was made by Mr. Whetsell and seconded by Dr. Flowers.

The motion carried unanimously.

New Business

1st Reading **By Title Only**, Ordinance 16-O-04, To Amend the Existing Easement to the City of Walterboro Across a Portion of the Property Located at the Corner of Washington Street and Jefferies Boulevard, the Site of the Colleton County Courthouse; Such Easement to be Used to Construct and Maintain a Part of the City's Planned Streetscape Improvement Project; to Authorize Execution and Recording of the Easement Document; and Other Matters Related Thereto.

A motion to approve 1st reading by title only was made by Mr. Whetsell and seconded by Mr. Taylor.

The motion carried unanimously.

1ST Reading **By Title Only**, Ordinance 16-O-05, Authorizing The Execution And Delivery Of A Fee-In-Lieu Of Tax Agreement By And Between Colleton County And Project Strickland, Whereby Colleton County Will Enter Into A Fee-In-Lieu Of Taxes Arrangement With Project Strickland; Providing For Payment By Project Strickland Of Certain Fees In Lieu Of Ad Valorem Taxes; Providing For The Allocation Of Fee-In-Lieu Of Taxes Paid By Project Strickland Under The Agreement For Establishment Of Multi-County Industrial/Business Park; And Other Matters Relating Thereto.

A motion to approve 1st reading by title only was made by Dr. Flowers and seconded by Mr. Whetsell.

The motion carried unanimously.

Resolution 16-R-51, To Authorize Execution of a Lease Agreement By and Between Colleton County and Palmetto Rural Telephone Cooperative, Inc., for Office Space located at 2471 Jefferies Highway for the Voter Registration and Elections Office.

A motion to approve the resolution was made by Mr. Whetsell and seconded by Dr. Flowers.

The motion carried unanimously.

Resolution 16-R-52, To Authorize the Purchase of the property located at 101 Mable T. Willis Boulevard for Use as Office Space for the Colleton County Public Defender and Colleton County Probation and Parole Offices and a Transfer into the General Fund –

Fund 100, Non-departmental Capital Outlay Line Item from Available Funds from the General Fund – Fund 100 or the Capital Projects Sales Tax Fund – Fund 143.

A motion to approve the resolution was made by Mr. Whetsell and seconded by Mr. Taylor.

The motion carried unanimously.

Resolution 16-R-53, As amended to Authorize Acceptance and Budgeting of Various Grants received for FY 2015-2016.

A motion to approve the resolution was made by Mr. Whetsell and seconded by Dr. Flowers.

The motion carried unanimously.

Resolution 16-R-54, To Authorize the Submittal of a Grant Application for the FY 2016 Local Emergency Management Performance Grant.

A motion to approve the resolution was made by Mr. Whetsell and seconded by Mr. Taylor.

The motion carried unanimously.

Resolution 16-R-55, To Authorize Renewal of the Lease Agreements By and Between Colleton County and Colleton Genealogy Society and By and Between Colleton County and the Lowcountry Community Action Agency (LCAA) for the Use of County Facilities Located on Black Street in Walterboro.

A motion to approve the resolution was made by Mr. Robinson and seconded by Mr. Taylor.

The motion carried unanimously.

Resolution 16-R-56, To Approve the Use of the County Parking Lot by the Friends of the Colleton County Animal Shelter for the Third Annual Walk and Wag on September 10, 2016.

A motion to approve the resolution was made by Mr. Taylor and seconded by Mr. Whetsell.

The motion carried unanimously.

Resolution 16-R-57, To Declare Surplus an E-One Pumper and to Authorize Its Sale in Accordance with County Policy.

A motion to approve the resolution was made by Dr. Flowers and seconded by Mr. Taylor.

The motion carried unanimously.

Resolution 16-R-58, To Award the Contract for Document Scanning Services for Colleton County Probate Court.

A motion to approve the resolution was made by Mr. Whetsell and seconded by Mr. Taylor.

The motion carried unanimously.

Resolution 16-R-59, To Appoint Members to Board Vacancies

A motion to approve the following by acclamation was made by Dr. Flowers and seconded by Mr. Whetsell.

A motion Colleton County Board of Disabilities & Special Needs: Linda S. Ingram, Gregory M. Smalls

Colleton County Resource & Development Board: W.D. (Bill) Workman, Henry D. (Hank) Amundson

Colleton County Planning Commission: Brett Hughes, Ian M. Saunders, B. Scott Cook

Lowcountry Regional Transportation Authority: David L. Blauch

Land Use Zoning Board of Appeals: Everett W. Bennett, Jr.(Eddie), Philip Rizer

The motion carried unanimously.

Items for Information and Public Record

None

Public Comments

Linda Carter Re: Head Ln. & Oleander Court – I live on Oleander Ct., rent a place, I don't own it and this is what we have to say: We the residents of Head Lane and Oleander Ct., Colleton County are signing this Petition for action to be taken in repair of Head Ln. We have someone to look into this matter and the County refuses to fix the road saying that the road is a private drive belonging to Fishburne & Company. The definition of a private drive is a road or driveway on privately owned property, limited use of the owner. Fishburne & Co. does not own any of the lands on either side of Head Lane and have not since the eighties. I did some more research and I found there was ...inaudible... the Zoning Commission that was signed in 2010 that these land developers were responsible for up keep of the road and then they signed the title over to the county. Well all this land was sold in the 80's, in other words Fishburne has not been on this, in fact it is not Fishburne & Co., Florence Fishburne, which is Mr. Fishburne's wife, Barnwell's mother sold this land. This was land that she sold. In fact they do not own any lands on Head Ln. Mr. Barnwell Fishburne would do anything to resolve this matter, stating that he will gladly give the road to the county. All they have to do is come to him and ask him. The County states that they will not consider this

until Mr. Fishburne brings the road up to code. They told him \$30,000. The county has stated that there was an agreement with Fishburne and other land owners who sell lots that their roads must be brought to code and the county would maintain. In researching this there has not been any kind, which what I just said I just found out today that there is the code the Zoning Commission, between Fishburne, ...inaudible...there is no stipulations in any of the deeds, now you are talking about people who bought the property from Fishburne in the 80's, they turned around and resold it to somebody else, these people have no idea to know they were supposed to bring their road up to code. This is a county road this is how they get to their house. I don't own land on this road, I rent on this road. There are two houses on this road that is foreclosed on and nobody owns. There is one piece of property, two pieces of property on this place that is in a trust account. One of the families lives in Puerto Rico. There is a gentleman that lives at the head of the road that has been there since the 80's and he says the county used to come in a grade the road and quit doing it. The US Postal Service has now refused to deliver our mail. We had to move our mailboxes off of Head Ln. all the way to Honey Ln.. That gives any stranger who comes in on Honey, cause Honey Ln. is like 5-6 houses on Honey Ln., it's a paved road, they can come in there and we have drug problems out that way. There is one house I know of that there has been some problems going on. They can go through these peoples mailboxes, take anything out of them they want to and we have no way of knowing because we are further in. We are not up there at the head of that road and there is nobody there across the street to see somebody go into somebody's mailbox. We the residents of Head Ln. & Oleander Ct. pay property taxes be it on land or vehicles. A portion of this money is to be used for upkeep of roads within Colleton County. We are being denied this. Instead we are having to fork out monies to repair our vehicles. I've already spent almost \$200 on mine. The lady next door to me, her car is sitting in the yard waiting for the junkman to come get it. The gentleman across the road has a pickup truck ...inaudible... This road right now is knee deep in water. He's done tore off the fog lights off his pickup. It is a pickup truck. Could you imagine? I went this afternoon ...inaudible... We ask the county council to intervene and come up with a resolution in this matter. We are talking about Head Lane and I measured it where I took the GIS map and it is 852 feet from Honey Lane to where Oleander cuts back. We don't care about ya'll fixing Oleander, we can deal with it because it is not in that bad a shape because it is on a slope. You are talking about 850 feet and when I get through with this tonight. I am going to give it a week to see what happens to see if anybody contacts me because I have already sent the county one time for something. I talked to a member of the roads people and they said we don't do anything unless Mr. Griffin tells us to do it. I am going to forward this on to Governor Haley's Office. If you just look at this packet I have already talked to Gov. Haley's Office. I emailed her, she had someone from her office to call me in April and she told me what to do and I did it and nothing came of it. There are pictures in here to show you what the road looks like and what we are driving through. The Post Office won't come anymore because they said it was a safety hazard. Now I go in through there and something in my car tears up underneath that I don't know about and get out on that highway and kill somebody and myself. I'm going to find somebody; my family will find somebody to pay for my funeral. I was raised up in the country and raised up in the woods, Dr. Flowers will tell you cause he has known me for years. My

daddy was a hunter and I know how to come through mud holes, I know how to pull stuff out of bogs, but I know one thing, my daddy taught me, you don't take a car and keep putting it through that mud because you ain't doing nothing but tearing it up. All the people on the road, there is a list in here that got all the people that own property and when their property ...inaudible... I told them I was coming in here. Some got to sign it and some I didn't get to in time. They said they wished me luck because the county ain't going to do nothing for you.

Executive Session

- a) Economic Development
 - a. Project C
 - b. Project Gourmet
 - c. Project Global
 - d. SC Power Team Option

- b) Personnel
 - a. Fire-Rescue
 - b. Dogwood Hills Golf Course

Regular Session

Mr. Murdaugh said items were discussed in executive session

No further actions were taken.

The meeting was adjourned.

Date: _____

Steven D. Murdaugh, Chairman

ATTEST:

Ruth Mayer, Clerk to Council

******* NOTICE OF THIS MEETING WAS GIVEN IN ACCORDANCE WITH THE PROVISIONS OF THE FREEDOM OF INFORMATION ACT**