

**MINUTES
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, JULY 29, 2014
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING**

Colleton County Council met in Regular Session on Tuesday, July 29, 2014 at 6:00 PM, at the County Council Chambers, Old Jail Building. Phillip Taylor called the meeting to order with Council Members, Gene Whetsell, Dr. Flowers, Evon Robinson (late arrived 6:07), Steven Murdaugh in attendance.

Others present included: Ruth Mayer, Sean Thornton, Kevin Griffin, Tim Eble, Jimmy Syfrett, Clarence Albright, Joseph Hamilton, Carl Coffin, Iris Hill, Jessie Gooding, Shirley Black, Craig Helton, Father Kendal, James Rutledge, Roy ?, Margaret Sweat

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

Mr. Taylor said our Solicitor is unable to be here to make his presentation as well as we are going to defer Awards & Recognitions both items to a subsequent meeting.

Appearances & Public Presentations

Rev. Jeffrey Kendal - Update Solar Farm

Rev. Kendal I was invited by SCE&G/SCANA to be part of an advisory committee on the implementation of the new Solar Energy Law. We have a new solar energy law in SC that is going to make solar energy more available to the whole state. Both businesses, private residences and also non-profits. Non-profits- church is one and government is one too. They often get left out of all of the incentives for solar energy because a lot of the incentives are based on taxes, so any organization that doesn't pay taxes is left out; however, in this new law in SC they have a specific emphasis on the means to encourage Duke Power and SCANA to help provide solar energy to non-profits, so there is a real possibility that we are going to have a lot more solar energy in SC and hopefully in Colleton county. The new law allows 3rd party leasing, so if the county is one party and SCE&G is the other party, 3rd party would be somebody like Enertec, who could come and put solar panels on top of the buildings. That was illegal in SC until this implementation/ passing of this new law. I know there is some concern in the county about some ramifications of the debate over the landfill. I have heard a couple of times there are some hurt feelings up in Columbia up at SCANA headquarters because the landfill was rejected. I actually talked with the CEO, Kevin Marsh about that very thing. He didn't feel like it was any hurt feelings on his part. Under Timmerman who would have been the former CEO, he had a different personality from Kevin Marsh's personality in his approach to people. Kevin Marsh developed a relationship with a number of people who are environmentalists, which is something that

never happened before, so he is in conversation with people who are environmentalist and formally the CEO's of SCANA and SCE&G haven't really done that, so we have a new person on board. They are actually starting three solar farms in the State ...inaudible... they are not Colleton County or Canady's Station. They are also smaller than what could be done at Canady's Station. When I was speaking the CEO Kevin Marsh he was very clear that the very big solar farm could go up there, but they need to dismantle the coal plant 1st and they want to do some smaller solar farms first in order to sorta get their feet wet. The more you do it the better you learn how to do something, so according the Kevin Marsh Canady's Station is on the list as one of the possible sites of a large solar farm in the future, which would be a great thing for Colleton County. All the people that opposed the landfill I am sure will support a solar farm up there.

Solicitor Duffie Stone – Implementation of Matrix Case Management and Electronic Discovery System. - Deferred

Approval of Minutes

Regular Meeting June 12, 2014

Special Meeting June 26, 2014

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

The motion carried unanimously.

Awards & Recognitions

Proclamation – Science Achievement Award - Deferred

Proclamation – Colleton Preparatory Academy Baseball and Softball State Championships - Deferred

Administrative Briefing

Mr. Griffin said we were pleased to have the Crescent Dairy Grand Opening the first of the month and have the Governor down for that and as well turned around and announced our Meter Bearing project with their jobs and investment coming into the community.

Mr. Griffin said our finance staff and engineering staff as well been working very closely with FEMA and I am pleased to announce we have received our 1st 1.2 million dollar payment as reimbursement for our activities during the ice storm. That was for our first thirty days of debris removal and our 1st push so to speak, which is our fire-rescue, police and those type things so we are steadily getting reimbursed back for the roughly 2 million dollars that we spent during the ice storm. We will start working on the next 30-45 days. One of the things I would like to commend our staff and other folks in the community with helping is we responded extremely quickly getting the information back to them, because of that they moved our match up from 75% to 80% on the money that was spent, so it is pretty significant the revenue coming back. We will continue to work

with them and get the final things taken care of as far as the FEMA money and hope to have that closed out by the 1st of September.

Mr. Griffin said to update you on the kitchen, everything is going well. Everything is on schedule.

Mr. Griffin said he wanted to remind them of the SCAC starts this weekend and I think most of you are planning on attending. That will be August 3-6.

Public Hearing

Ordinance 14-O-03, Authorizing The Execution And Delivery Of A Fee-In-Lieu Of Tax Agreement By And Between Colleton County And Palmetto Aero, LLC, Whereby Colleton County Will Enter Into A Fee-In-Lieu Of Taxes Arrangement With Palmetto Aero, LLC.; Providing For Payment By Palmetto Aero, LLC Of Certain Fees In Lieu Of *Ad Valorem* Taxes; And Other Matters Relating Thereto.

No Comments were made.

Ordinance 14-O-04, To Further Amend The Agreement For Development Of A Joint County Industrial Park, By And Between Colleton County, South Carolina And Hampton County, South Carolina, Providing For The Development Of A Jointly Owned And Operated Industrial/Business Park, So As To Include Additional Property In Colleton County As Part Of The Joint County Industrial Park In Relation To Palmetto Aero, LLC

No Comments were made.

Ordinance 14-O-07, To Impose, Subject To Referendum Approval And Pursuant To The Capital Project Sales Tax Act, A One Percent (1%) Sales And Use Tax (The "Tax") Within Colleton County For Not More Than Eight (8) Years; To Order A County-Wide Referendum On The Question Of Imposing The Tax And To Prescribe The Contents Of The Ballot Question; To Specify The Purposes For Which The Proceeds From The Tax Are To Be Used, The Maximum Time For The Imposition Of The Tax; And To Provide For Other Matters Relating Thereto.

No Comments were made.

Ordinance 14-O-08, Authorizing The Execution And Delivery Of A Fee-In-Lieu Of Tax Agreement By And Between Colleton County And Meter Of America, Inc., Whereby Colleton County Will Enter Into A Fee-In-Lieu Of Taxes Arrangement With Meter Of America, Inc.; Providing For Payment By Meter Of America, Inc. Of Certain Fees In Lieu Of *Ad Valorem* Taxes; And Other Matters Relating Thereto.

No Comments were made.

Ordinance 14-O-09, To Further Amend The Agreement For Development Of A Joint County Industrial Park, By And Between Colleton County, South Carolina And Hampton

County, South Carolina, Providing For The Development Of A Jointly Owned And Operated Industrial/Business Park, So As To Include Additional Property In Colleton County As Part Of The Joint County Industrial Park.

No Comments were made.

Ordinance 14-O-10, To Schedule A Referendum, To Be Held At The November 4, 2014 General Election, To Authorize The South Carolina Department Of Revenue To Sell Sunday Alcohol Sales Permits In Colleton County.

No Comments were made.

Mr. Taylor said madam clerk will you please let the record reflect that Councilman Robertson is here and has been here since before Public Hearing.

Old Business

2nd Reading, Ordinance 14-O-10, To Schedule a Referendum, to Be Held at the November 4, 2014 General Election, to Authorize the South Carolina Department of Revenue to Sell Sunday Alcohol Sales Permits in Colleton County.

A motion to approve 2nd reading was made by Mr. Murdaugh and seconded by Dr. Flowers.

The motion carried unanimously.

3rd Reading, Ordinance 14-O-03, Authorizing The Execution And Delivery Of A Fee-In-Lieu Of Tax Agreement By And Between Colleton County And Palmetto Aero, LLC, Whereby Colleton County Will Enter Into A Fee-In-Lieu Of Taxes Arrangement With Palmetto Aero, LLC.; Providing For Payment By Palmetto Aero, LLC. Of Certain Fees In Lieu Of *Ad Valorem* Taxes; And Other Matters Relating Thereto.

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

The motion carried unanimously.

3rd Reading, Ordinance 14-O-04, To Further Amend The Agreement For Development Of A Joint County Industrial Park, By And Between Colleton County, South Carolina And Hampton County, South Carolina, Providing For The Development Of A Jointly Owned And Operated Industrial/Business Park, So As To Include Additional Property In Colleton County As Part Of The Joint County Industrial Park In Relation To Palmetto Aero, LLC.

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

The motion carried unanimously.

3rd Reading, Ordinance 14-O-07, To Impose, Subject To Referendum Approval And Pursuant To The Capital Project Sales Tax Act, A One Percent (1%) Sales And Use Tax (The "Tax") Within Colleton County For Not More Than Eight (8) Years; To Order A County-Wide Referendum On The Question Of Imposing The Tax And To Prescribe The Contents Of The Ballot Question; To Specify The Purposes For Which The Proceeds From The Tax Are To Be Used, The Maximum Time For The Imposition Of The Tax; And To Provide For Other Matters Relating Thereto.

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

The motion carried unanimously.

3rd Reading, Ordinance 14-O-08, Authorizing The Execution And Delivery Of A Fee-In-Lieu Of Tax Agreement By And Between Colleton County And Meter Of America, Inc., Whereby Colleton County Will Enter Into A Fee-In-Lieu Of Taxes Arrangement With Meter Of America, Inc.; Providing For Payment By Meter Of America, Inc. Of Certain Fees In Lieu Of *Ad Valorem* Taxes; And Other Matters Relating Thereto.

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

The motion carried unanimously.

3rd Reading, Ordinance 14-O-09, To Further Amend the Agreement for Development of a Joint County Industrial Park, By and Between Colleton County, South Carolina and Hampton County, South Carolina, Providing for the Development of a Jointly Owned and Operated Industrial/Business Park, so as to Include Additional Property in Colleton County as Part of the Joint County Industrial Park.

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

The motion carried unanimously.

New Business

1st Reading, Ordinance 14-O-11, To Amend Title 14 – Land Management of the Colleton County Code of Ordinances, Sections 14.08-2.130(3) Special Exceptions, 14.08-2.150(3)(c) Overlay District Uses and 14.08-3.020(A)(7) Accessory Structure.

A motion to approve 1st reading was made by Mr. Whetsell and seconded by Mr. Murdaugh.

The motion carried unanimously.

Resolution 14-R-51, To Authorize Acceptance and Budgeting of Funds for the Local Emergency Management Performance Grant Received for FY2014-2015.

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

The motion carried unanimously.

Resolution 14-R-52, To Authorize Renewal of an Agreement Between Colleton County and the South Carolina Department of Juvenile Justice for the Housing/Detention of Juveniles.

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

The motion carried unanimously.

Resolution 14-R-53, To Approve the Use of the County Parking Lot by the Friends of the Colleton County Animal Shelter for the Walk and Wag on September 20, 2014.

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

Resolution 14-R-54, To Appoint Members to Board Vacancies.

A motion to approve the following by acclimation was made by Mr. Murdaugh and seconded by Mr. Robinson.

The motion carried unanimously.

Colleton County Commission of Alcohol & Drug Abuse: Jeffery Cummins, Kevin Baker

Colleton County Library Board of Trustees: Molly Watkins, Vera Bodison

Board of Disabilities & Special Needs: Gilda Barnwell

Colleton County Planning Commission: Robert Ferrette, John Rogers, Robert Eppinette, Cecil Lachicotte

Board of Adjustments & Appeals (Building Dept.): Robert Hooker (Electrical), Williams Ponds (General)

The following was the results of the council ballots: Unanimous
Colleton County Resource & Development Board: William (Bill) Workman Un-Expired Term, Central Williams, James Bryan

Public Comments

Tim Eble-Owens property on Public Landing Road, which is a road that leads to a county boat landing and I am here today to thank the council. The boat landing is a unique facility in that it serves as a garbage dump, a boat landing, a public park, and a swimming hole. Those uses are not totally consistent with each other. There has been problems with policing at the landing because people come and go to deliver trash and they go and come at all hours of the day and the police that go down there at night, they don't really have the ability to ascertain whether somebody is there to drop off trash or for other purposes. I am here today to ask the council to consider, if it is not a final decision to remove the garbage dump to a supervised facility it would be much more sanitary and would avoid illegal dumping that has occurred at the boat landing and if the county could consider some reasonable restrictions on boat landings in general, particularly in the middle of the night. I believe you can reduce the problems the Sheriff is having policing those locations and also reduce crime. We have had a number of break-ins down at the end of the road. I believe if the police have the ability to go in if someone is not actually loading or unloading a boat, presuming the garbage dump is gone, which I believe it will be or at least this is what I am being told. They are not down there at two in the morning performing anything that is beneficial to society. They are down there drinking, doing transactions that are illegal in nature. I have heard that fire arms go off in the middle of the night. I have researched on the internet, other boat landings in other counties and other states and Colleton County is one of the few areas that has no reasonable restrictions on how boat landings are used, the hours they use, who can use them or what the purpose for them are. I would suggest the council perhaps setup a committee or ask someone to study the issue and provide some recommendations to them so that certain uniform regulations could be adopted that would both help the police and they could place the boat landings and parks much more friendly for families and people who want to go down there and enjoy.

Council Time

Council members made no comments.

Executive Session

- a) Economic Development – Project Railway
- b) Personnel

Regular Session

No further actions were taken.

The meeting was adjourned.

Date: _____

Phillip M. Taylor, Sr., Chairman

ATTEST:

Ruth Mayer, Clerk to Council

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