



**JASPER COUNTY COUNCIL
COUNCIL CHAMBERS
APRIL 16, 2018
MINUTES**

Officials Present: Vice Chairwoman Barbara Clark, Councilman Henry Etheridge, Councilman L. Martin Sauls, IV

Officials Absent: Chairman D. Thomas Johnson

Staff Present: Administrator Andrew Fulghum, Clerk to Council Judith Frank, Attorney David Tedder, Planning Director Lisa Wagner, Director of Engineering Services Dale Terry, EMS Director Frank Edwards, Project Coordinator Gwen Cooler

Staff Absent: Ronnie Malphrus

In accordance with the Freedom of Information Act the electronic and print media were notified. During periods of discussion and/or presentations minutes are typically condensed and paraphrased.

Call to Order –Vice Chairwoman Clark called the meeting to order at 4:00 p.m.

BJHCH – Mr. Roland Gardner told the Council that they see 18,000 patients and 28% are from Jasper County. Councilman Etheridge asked what the BJHCH budget was annually and Mr. Gardner responded about \$20,000,000. Vice Chairman Clark asked about the full-time dentist and Mr. Gardner said the dentist works 5 days per week in the schools and they have a mobile unit in Hampton County. Mr. Gardner requested \$85,000.

JCCOA – Lila Rech and Margaret Simmons discussed the activities and services provided to the Senior Citizens of Jasper County. Ms. Rech said that last year the Agency served 44,647 meals which reflect an increase of 2,570 meals. Ms. Simmons told the Council how much the Centers mean to the senior and that there is a positive change in the clients due to the fellowship experienced at the Centers. Councilman Sauls asked about the vehicle fleet and Ms. Rech explained that the fleet is now leased from the State and the State trades them out every two years. Ms. Rech said the Agency owned vehicles are in very bad shape. Ms. Rech said that daily 75 meals from Ridgeland, 25 meals from Hardeeville and 13 meals from Robertville are part of the Meals on Wheels program. Ms. Rech said the unit price per meal has increased and that is the reason the Agency is requesting \$130,000. Councilman Etheridge asked about the money owed to LCOG and Ms. Rech said that has been paid off.

SOIL AND WATER CONSERVATION – Lyn Tindal said that each year the Blue Heron Nature Center awards a \$1,000 scholarship and she works with all the schools and services about 1,500-2000 students each year. Ms. Tindal said she was requesting additional funds for more programs. Ms. Tindal said she works part-time and the building is expensive to operate. Ms. Tindal requested \$10,000.

JARM- Ms. Heaton explained the number of dogs and cats that come to the shelter and that 425 dogs and 400 cats were altered last year. Ms. Heaton said they are struggling to make payroll and the endowment funds were exhausted last year. Ms. Heaton said they also lost money due to the Hurricane due to the animals being evacuated by the ASPCA. Ms. Heaton requested \$150,000. Councilman Etheridge commented that their total budget was \$338,000 and he asked about free food for the animals and the Pet Smart Grant. Ms. Heaton said the grant just opened up and they were working on it.

Executive Session- Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other business in the area served by a public body – Section 30-4-70(a)(5) – Prospect Update, Jasper Ocean Terminal and Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim – Section 30-4-70(a)(2) – JARM, Butterfly Kingdom, City of Hardeeville Fire Contract, SCDOT- IGA LOTST – Councilman Sauls moved and Councilman Etheridge seconded the motion to go into Executive Session for the discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other business in the area served by a public body – Section 30-4-70(a)(5) – Prospect Update, Jasper Ocean Terminal and discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim – Section 30-4-70(a)(2) – JARM, Butterfly Kingdom, City of Hardeeville Fire Contract, SCDOT- IGA LOTST. The motion carried with all members present voting in favor.

Return to Open Session - Councilman Sauls moved and Councilman Etheridge seconded the motion to return to open session. The motion carried with all members present voting in favor. There was no action as a result of Executive Session.

Pledge of Allegiance – Vice Chairman Clark led the Pledge of Allegiance.

Invocation- Councilman Etheridge gave the invocation.

Approval of Agenda- Councilman Sauls moved and Councilman Etheridge seconded the motion to approve the agenda. The motion carried with all members present voting in favor.

Approval of the Minutes – 03/19/2018- Councilman Sauls moved and Councilman Etheridge seconded the motion to approve the minutes of the 03/19/2018 Council Meeting. The motion carried with all members present voting in favor.

Presentations and Proclamations

Proclamation – Orease Brown - Councilman Sauls moved and Councilman Etheridge seconded the motion to approve the Proclamation for Mr. Orease Brown. The motion carried with all members present voting in favor.

Open Floor to the Public - Per ordinance 08-17 any citizen of the County may sign to speak before the Council on matters pertaining to County Services and Operations. Presentations will be limited to three (3) minutes and total public input will be limited to 30 minutes
James De Frehn explained that the American Legion has had a presence in Jasper County since 2014 and he was present to let the Council know that they are here to help in the Community. Mr. De Frehn said they help in the schools , participate in Boys State and Girls State as well as other programs . Mr. De Frehn said the the organization meets monthly at the Abby Glen Club House. Vice Chairwoman Clark asked Mr. De Frehn to contact the County's VA Officer.

Resolutions – None

Ordinances

Lisa Wagner/ David Tedder - 3rd Reading of the Ordinance to Amend the Jasper County Code of Ordinances by amending (1), Article II of Chapter 25 (Streets, Sidewalks and Other Public Places); and (2), amending several Articles of Appendix B, Land Development Regulations, including (a), Article 2 (Applications to Develop for Alter the Use of Land); (b), Article 3, (Site Plan Requirements); (c), Article 4 (Subdivision Plat Requirements):Article7 (Road Classification and Design Standards); and (e), Article 8 (General Subdivision Design Standards) so as to amend these Articles to remove certain inconsistencies or ambiguities regarding road drive standards; Provide for a better system of processing encroachment permits from the County onto County owned or maintained roads, with related standards for such; to provide for revisions to the ordinance sections providing for private road agreements in subdivisions to ensure adequate funding for maintenance and repair; provide for consistent intersection and curb cut separations; reduce the total number of lots allowed as a Minor Subdivision from ten to four, including the remainder of the original parcel; clarify the prohibition on utilizing serial subdivisions to avoid the requirements for a Major Subdivision; and matters related thereto – Councilman Sauls moved and Councilman Etheridge seconded the motion that this be the 3rd Reading of the Ordinance to Amend the Jasper County Code of Ordinances by amending (1), Article II of Chapter 25 (Streets, Sidewalks and Other Public Places); and (2), amending several Articles of Appendix B, Land Development Regulations, including (a), Article 2 (Applications to Develop for Alter the Use of Land); (b), Article 3, (Site Plan Requirements); (c),

Article 4 (Subdivision Plat Requirements): Article 7 (Road Classification and Design Standards); and (e), Article 8 (General Subdivision Design Standards) so as to amend these Articles to remove certain inconsistencies or ambiguities regarding road drive standards; Provide for a better system of processing encroachment permits from the County onto County owned or maintained roads, with related standards for such; to provide for revisions to the ordinance sections providing for private road agreements in subdivisions to ensure adequate funding for maintenance and repair; provide for consistent intersection and curb cut separations; reduce the total number of lots allowed as a Minor Subdivision from ten to four, including the remainder of the original parcel; clarify the prohibition on utilizing serial subdivisions to avoid the requirements for a Major Subdivision; and matters related thereto. The motion carried with all members present voting in favor.

David Tedder –3rd Reading of an Ordinance to establish, pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as amended, a Multi-County Industrial/Business Park (the "Park"), in conjunction with Allendale County, Bamberg County, Barnwell County, Beaufort County, Colleton County, and Hampton County, South Carolina; to provide for a written agreement by Jasper County with Allendale County, Bamberg County, Barnwell County, Beaufort County, Colleton County, and Hampton County as to the sharing of the revenues and expenses of the Park; to provide for the distribution of revenues from the Park among taxing entities having jurisdiction over the Park; to provide for a Fee In Lieu of Ad Valorem Taxation; and other matters related thereto - Councilman Sauls moved and Councilman Etheridge seconded the motion that this be 3rd Reading of an Ordinance to establish, pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as amended, a Multi-County Industrial/Business Park (the "Park"), in conjunction with Allendale County, Bamberg County, Barnwell County, Beaufort County, Colleton County, and Hampton County, South Carolina; to provide for a written agreement by Jasper County with Allendale County, Bamberg County, Barnwell County, Beaufort County, Colleton County, and Hampton County as to the sharing of the revenues and expenses of the Park; to provide for the distribution of revenues from the Park among taxing entities having jurisdiction over the Park; to provide for a Fee In Lieu of Ad Valorem Taxation; and other matters related thereto. The motion carried with all members present voting in favor.

David Tedder –3rd Reading of an Ordinance Authorizing and Approving (1) the diminishing of the boundaries of an existing Multi-County Industrial/Business Park (RiverPort) pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as amended, to remove there from certain property now or to be owned and/or operated by Waste Management of Georgia, Inc, a company previously identified as Project LEE, one or more affiliates, and/or other Project Sponsors; (2) development of a new Joint County Industrial and Business Park pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as amended, in conjunction with Beaufort County (the "Park"), such Park to be, at the time of its initial development, geographically located in Jasper County and to include the aforementioned property; (3) the execution and delivery of a written Park Agreement with Beaufort County as to the requirement of payments of Fee In Lieu of Ad Valorem Taxes with respect to Park

Property and the sharing of the revenues and expenses of the Park; (4) the distribution of revenues from the Park within Jasper County; and (5) other matters related thereto. Councilman Sauls moved and Councilman Etheridge seconded the motion that this be the 3rd Reading of an Ordinance Authorizing and Approving (1) the diminishing of the boundaries of an existing Multi-County Industrial/Business Park (RiverPort) pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as amended, to remove there from certain property now or to be owned and/or operated by Waste Management of Georgia, Inc, a company previously identified as Project LEE, one or more affiliates, and/or other Project Sponsors; (2) development of a new Joint County Industrial and Business Park pursuant to Section 4-1-170 of the Code of Laws of South Carolina 1976, as amended, in conjunction with Beaufort County (the "Park"), such Park to be, at the time of its initial development, geographically located in Jasper County and to include the aforementioned property; (3) the execution and delivery of a written Park Agreement with Beaufort County as to the requirement of payments of Fee in Lieu of Ad Valorem Taxes with respect to Park Property and the sharing of the revenues and expenses of the Park; (4) the distribution of revenues from the Park within Jasper County; and (5) other matters related thereto. The motion carried with all members present voting in favor.

David Tedder – 3rd Reading of an Ordinance authorizing (1) the execution and delivery of a Fee in Lieu of Tax and Incentive Agreement by and between Jasper County, South Carolina (the "County") and Waste Management of Georgia, inc., a company formerly identified as Project Lee, acting for itself, one or more affiliates and/or other project sponsors (collectively, the "company"), pursuant to which the county shall covenant to accept certain negotiated Fees in Lieu of Ad Valorem Taxes with respect to the establishment and/or expansion of certain facilities in the county (the "project"); (2) the benefits of a Multi-County Industrial or Business Park to be made available to the company and the project; (3) certain special source revenue credits in connection with the project; and (4) other matters relating thereto. Councilman Sauls moved and Councilman Etheridge seconded the motion that this be the 3rd Reading of an Ordinance authorizing (1) the execution and delivery of a Fee in Lieu of Tax and Incentive Agreement by and between Jasper County, South Carolina (the "County") and Waste Management of Georgia, inc., a company formerly identified as Project Lee, acting for itself, one or more affiliates and/or other project sponsors (collectively, the "company"), pursuant to which the county shall covenant to accept certain negotiated Fees in Lieu of Ad Valorem Taxes with respect to the establishment and/or expansion of certain facilities in the county (the "project"); (2) the benefits of a Multi-County Industrial or Business Park to be made available to the company and the project; (3) certain special source revenue credits in connection with the project; and (4) other matters relating thereto. The motion carried with all members present voting in favor.

Lisa Wagner – 1st Reading of an Ordinance to amend the Official Zoning Map of Jasper County so as to transfer a property bearing Jasper County Tax Map Numbers 039-00-11-021 from the Residential Zone to the Rural Preservation Zone on the Jasper County Official Zoning Map- Ms. Wagner said the property owner requested the zoning change and he also owns the adjoining property. Ms. Wagner said the Comprehensive Plan designates this property as rural and it has access by Cooks Landing Road. Ms. Wagner said the Planning Commission

recommends approval. Councilman Etheridge moved and Councilman Sauls seconded the motion that this be the 1st Reading of an Ordinance to amend the Official Zoning Map of Jasper County so as to transfer a property bearing Jasper County Tax Map Numbers 039-00-11-021 from the Residential Zone to the Rural Preservation Zone on the Jasper County Official Zoning Map. The motion carried with all members present voting in favor.

Old Business - None

New Business

Dale Terry – Approval of Bid for Rock- Councilman Etheridge moved and Councilman Sauls seconded the motion to approve the bid from J. R. Willis. The motion carried with all members present voting in favor.

Dale Terry – Approval of Bid for Containers- Councilman Sauls moved and Councilman Etheridge seconded the motion to approve the bid from Baker Waste. The motion carried with all members present voting in favor.

Ronnie Malphrus – Appointment to the State A-Tax Advisory Committee- This item was tabled.

Ronnie Malphrus – Consideration of Proposal from Grady Woods Architects of the LWCF Grant Project – Mr. Malphrus explained the proposal was for the projects at Tuten's Landing and Grays Park. The total cost is \$15,062. Councilman Sauls moved and Councilman Etheridge seconded the motion to approve the proposal from Grady Woods Architects for the LWCF Grant Project. The motion carried with all members present voting in favor.

Ronnie Malphrus – RFQ for spec building design and approval of the proposal from Carlisle Associates- Mr. Malphrus said that he received 6 proposals for a new 50,000 sq. ft. spec building. The Committee selected the proposal from Carlisle Associates in the amount not to exceed \$177,900 for the design and engineering. Mr. Malphrus said the County has RDA funds and would be applying for loans from Santee Cooper and the Dept. of Commerce. Mr. Malphrus requested approval of the proposal and that the Administrator be authorized to sign the contract. Councilman Sauls moved and Councilman Etheridge seconded the motion to approve the proposal in an amount not to exceed \$177,900 and that the Administrator be authorized to sign the contract. The motion carried with all members present voting in favor.

Ronnie Malphrus – Temporary Positions at the JC Elections and Voters Registration Office- Mr. Malphrus said that there could possibly be 6 elections between May and November and Ms. Bostick was requesting temporary help. Mr. Malphrus said the County has used a Company from Savannah to staff the positions. Mr. Malphrus said that 2 people from Sun City have volunteered to help with the process and they have experience. Mr. Malphrus said in the past the Council was concerned about using local people. Mr. Malphrus said no names were provided for the volunteers from Sun City. Mr. Malphrus said the individuals would be paid if

they worked the election, but the rest of the time it would be on a volunteer basis. Vice Chairwoman Clark asked when they would start and Mr. Malphrus said they would start immediately. Vice Chairwoman Clark said she wanted to know who the people were before approving. Councilman Sauls and Councilman Etheridge agreed to have Vice Chairwoman Clark handle the situation regarding hiring a temp.

Lisa Wagner – Appointment of Council Member to the CRBIP Board- Councilman Sauls moved and Vice Chairwoman Clark seconded the motion to appoint Councilman Etheridge to serve on the CRBIP Board as the Council Member Representative.

Council Members' Comments – Councilman Sauls reminded the public that State House Day was April 24, 2018. **Councilman Etheridge** reported that he attended the SCA meeting. **Vice Chairwoman Clark** discussed the problem with the roads and she was meeting with SCDOT and Malzone Russell concerning the drainage problems in Hardeeville. Vice Chairwoman Clark said she met at Hampton Point with concerned citizens regarding the educational system in Jasper County and she also met regarding Polaris Tech.

Administrator's Report- Mr. Fulghum said the new Business License Form is modeled after the State form. Mr. Fulghum said he received information from DHEC regarding a mining permit in the City of Hardeeville and he was going to have the staff review it.

Adjourn – Vice Chairwoman Clark moved and Councilman Etheridge seconded the motion to adjourn the meeting. The motion carried with all members present voting in favor.

The meeting ended at 7:15 p.m.

Respectfully submitted by:


Judith M. Frank, ccc
Clerk to Council

Approved by:


D. T. Johnson
Chairman