

MINUTES
August 11, 2016
REGULAR COUNCIL MEETING
6:00 P.M.

Town of Edisto Beach
Town Hall
2414 Murray Street
Edisto Beach, SC 29438

Present: Jane S. Darby, Mayor, Susan Hornsby, Mayor Pro Tempore, Jerome Kizer, Crawford Moore, and Patti Smyer, Council Members; *Quorum of Council Present.*

Mayor Darby called the meeting to order and led those in attendance in an invocation and the Pledge of Allegiance.

Approval of Minutes

Councilwoman Smyer moved to approve the minutes of the Public Hearing held on July 13, 2016 seconded by Councilman Kizer. The motion was unanimously approved.

Proclamations and Presentations

A. MASC Achievement Award Video – The MASC Achievement award video was shown, highlighting the Town's recent award for its sidewalk improvement project. At Tuesday's worksession, Bill Taylor from the Municipal Association of South Carolina presented Mayor Darby and Council with a trophy and congratulations.

Old Business

A. Burley L. Lyons Park – Councilman Kizer moved to approve the request from Mr. Mark Steedley to rename the park Burley L. Lyons Memorial Park and place a marker commemorating the late Mayor. Councilman Moore seconded the motion, which was unanimously approved.

B. Water Improvement Project – Water supply and storage continues to be a critical need for the Town, Now that the Town's highest priority, beach nourishment, is being addressed and is on schedule to begin in the fall of 2016 or early 2017, Administration requests Council consider an escalated timeline. This timeline provides that a special referendum be held April 4, 2017 to request voter approval to issue General Obligation Bonds to pay for the improvements. Bill Bingham from American Engineering presented a PowerPoint, which is attached to these minutes, to Council. Mayor Darby asked Council to come to the September meeting prepared to "take some action due to the water system deterioration."

C. Lost and Stray Pets – Councilwoman Smyer wanted to let the Town know that this is something Council has been working on for a while. Different shelters have been contacted to see if they were able to help the Town. Administration has been in contact with the Municipal Association as well. Council and Administration will continue to look for a solution to this issue.

D. U.S. Army Corps of Engineers Preliminary Engineering Design – Councilman Moore moved to approve entering into a Preliminary Engineering Design (PED) Agreement with the U.S. Army

Corps of Engineers at a cost not to exceed \$105,000 and authorize the Town Administrator to execute said agreement. This funding is budgeted in the FY2016-2017 budget. Council approved funding for this agreement in February 2015 and then deferred entering into an agreement in March 2015, because modifications to allow for in-kind work were going to take 6 – 9 months, which would delay the beach nourishment project. This PED agreement would provide engineered drawings and define the project area allowing the Town to continue acquiring the necessary easements required to obtain federal construction funds. Mayor Pro Tem Hornsby seconded the motion, which was approved unanimously.

New Businesses/Appearances

A. Agreement to Mediate – Mayor Pro Tem Hornsby moved to approve entering into an agreement to mediate with Eugene H. Matthews (mediator) at a fee of \$250.00 per hour to be split equally between the Plaintiff (Dennis) and the Town and authorize the Mayor to execute said agreement. Councilman Kizer seconded the motion, which was unanimously approved.

B. Resolution No. 2016-R17 to Appoint a Voting Delegate to the South Carolina Rural Water Association – Councilwoman Smyer moved to approve Resolution No. 2016-R17 to appoint Robert Doub as a voting delegate and Patrick Zemp as the alternate voting delegate to the South Carolina Rural Water Association. The motion was seconded by Councilman Moore and approved unanimously.

C. Special Event Application – Lowcountry River Rats, LLC – Councilman Kizer moved to approve the application to hold a FRESpace expedition on September 3, 2016, from 6:30 a.m. until 10:30 a.m. at Bay Point. This is a kayak and sailing race. The kayaks will be dropped off at Bay Point and their vehicles will be moved by their shore contacts after the start. Parking will be in the available spaces at the Bay Point beach access. Sailing vessels will be launched either from the marina or from Live Oak Landing and the parking facilities at those locations will be used. Councilman Moore seconded the motion, which was unanimously approved.

D. First Reading of Ordinance No. 2016-18 to Amend Section 58-161(a)(5) of the Town's Code of Ordinances to Include Provisions for Outdoor Entertainment on Thursday, Sunday and National Holidays subject to Certain Limitations – Councilwoman Smyer moved to approve the stated ordinance, extending the time period from 16 weeks to 20 weeks, adding Thursdays and Sundays from 12:00 p.m. to 9:00 p.m. and including holidays. Councilman Kizer seconded the motion. Mayor Pro Tem Hornsby asked how this Ordinance effected the variance granted to the Marina. Mayor Darby said that once there was a second reading and a public hearing, the Ordinance would override the variance. The motion was approved unanimously.

E. Emergency Operations Procedures – Mayor Pro Tem Hornsby moved to approve the Mayor to request voluntary evacuations and issue declarations of disaster during emergency situations for 2016-2017. Councilman Moore seconded the motion, which was unanimously approved.

F. Improved or New Water Supply Well – The Water and Sewer Committee recommends improving an existing well or installing a new well to increase water supply before next summer. The cost is estimated to be somewhere between \$800,000 and \$1.2 million dollars. This upgrade or new well would be incorporated into the overall water improvement plan. Funds would come from the enterprise fund and said funds would be repaid once funding is obtained for the water improvement project. Councilwoman Smyer moved to approve Administration pursue designing a

new well within the bounds of the \$800,000 to \$1.2 million dollar range. Mayor Pro Hornsby seconded the motion, which was approved unanimously.

G. Well No. 5 Replacement Pump – Councilman Moore moved to approve the replacement of well number 5, located at the wellfield, for an estimated \$11,000 to be funded from the Water Renewal and Replacement fund. Councilman Kizer seconded the motion, which was unanimously approved.

Committee Vacancies

A. Zoning Board of Appeals – Councilman Moore moved to approve the appointment of Mr. Bill Davies to the Zoning Board of Appeals, seconded by Mayor Pro Tem Hornsby and approved unanimously.

Accommodations Tax Advisory Board

A. Chamber of Commerce – Off Season Marketing (6 hour drive market) – Councilman Kizer moved to approve the application from the Chamber of Commerce for \$10,000 for advertising within the six-hour drive market. The motion was seconded by Councilman Moore and unanimously approved.

B. Chamber of Commerce – Off Season Marketing (extending drive market) – Mayor Pro Tem Hornsby moved to approve the application from the Chamber of Commerce for \$25,000 for advertising in the extended (over six hour) drive market. Councilwoman Smyer seconded the motion, which was approved unanimously.

Departmental Reports and Committee Updates

Administration

Town Administrator Iris Hill gave the report for July 2016. There were four Freedom of Information Act requests from three individuals, and our Facebook page has 2,811 “likes.”

	Received	Spent
General Fund	3.64%	6.57%
Water Fund	0.32%	8.89%
Wastewater Fund	0.07%	7.03%

Building

Patrick Brown, Building Codes Official, gave the report for July 2016.

	July-15	July-16	YTD
Business/Rental License Fees	\$3,222.45	\$2,971.85	\$2,971.85
New Construction Permits	5	1	1
Other Permits	17	17	17
Permit Fees	\$13,454.00	\$4,604.00	\$73,680.16
Inspections	56	51	51

Bay Creek Park	\$1,805.00	\$275.00	\$275.00
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The stage at Bay Creek Park is nearing completion. Mayor Darby congratulated Mr. Brown on all he's accomplished this summer; the stage, the air conditioning in the bathrooms and the fans on the porch at the Market.

Fire

Fire Chief Denney Conley gave the report for the month ending July 31, 2016.

Calls	July-15	July-16	YTD
Medical	35	43	43
Fire-related	12	4	4
EMS/Misc	82	128	128
Beach Wheel Chairs	28	25	25
Water Rescue	4	3	3
Welfare Checks	37	32	32

The concrete pad has been poured in front of the station.

Police

Police Chief George Brothers gave the report for the month ending July 31, 2016.

	July-15	July-16	YTD
Citations	81	79	79
Speeding	30	34	34
Warnings	195	126	126
Alarm Calls	22	9	9
Calls for 2 or More Officers	14	22	22
Miles Patrolled	8523	8417	8417
Assaults	2	1	1
Larcenies	1	3	3
Burglaries	0	2	2
Incidents & Calls for Service	159	185	185
Golf Cart Violations	34	23	23
Animal Control	3	3	3
Property Checks	1347	963	963
Open Container	3	1	1
D.U.I.	2	0	0
CDV Arrest	1	0	0
Disorderly Conduct	0	1	1

There were several motor vehicle accidents in the beach accesses this year, which is unusual. Chief Brothers and the Police Department have been awarded a grant from the state of South Carolina for \$18,088 for body cameras. Chief Brothers introduced the Town's newest officer, Heidi Coleman.

Utilities

Bob Doub, Utilities Director, gave the report for July 2016

	July-15	July-16	YTD
Pumped MG Water	24.18	24.2	24.2
Treated MG Wastewater	6.46	5.5	5.5
Water Line Repairs	4	2	2
Work Order Repairs	79	75	75

On July 26, 2016, there was a sewer overflow on Rice Lane. Both pumps had failed due to corrosion in the Variable Frequency Drive unit (VFD) that operates the pumps. By pass pumps were set up and DHEC was notified. According to DHEC, there were no negative environmental impacts due to the overflow problem. Both VFDs have been replaced. The pumping capacity of well #5 at the wellfield has decreased dramatically; from 400 gallons per minute to 97/gpm. Layne Atlantic tested the well and they determined that a new pump and motor were needed. The pump has been ordered, and installation will take place soon.

Public Works

Public Works Director Bob Doub gave the report for the month ending July 31, 2016.

	July -15	July -16	YTD
Mowed Acres	102	47	47
Cleaned Ditches	9,657ft	7,036ft	7,036ft
Roll Carts Delivered	46	25	25

The Public Works department has been very busy picking up discarded umbrellas, beach chairs and tents at beach accesses.

Chamber of Commerce

Edisto Chamber of Commerce Director Lisa Harrell, gave the report for the month of July 2016.

- Lisa Harrell thanked Council for the approval of ATAX funds.
- Sea Turtle nest inventories take place every Wednesday and Friday in August at the State Park beach access from 6:30 – 8:30 p.m. and is free with park admission.
- On Sunday, August 14th at 6:00 at the Edisto Beach Baptist Church there will be “An Evening of Hope” with Kim Bolton will be touching hearts with song.
- Survival on the Coast will take place at the Environmental Learning Center at Edisto Beach State Park from 7:00 – 9:00 p.m. on August 17 and 31.
- On August 24 and 25 there will be ACE Basin Boat Cruises at 10:00 a.m. and 1:00 p.m.
- The Edisto Beach Music and Shag Fest will be September 2, 3 and 4 at Bay Creek Park.

Public Comment

Mrs. Ethelynn Boozer complimented the Town on how clean the beach was. She told Council she hoped the Town would keep spraying for mosquitos.

Executive Session

Councilwoman Smyer moved to go into Executive Session, seconded by Councilman Moore and approved unanimously.

Mayor Pro Tem Hornsby moved to exit Executive Session, seconded by Councilwoman Smyer and approved unanimously.

Upon Returning to Open Session, Action May Be Taken By the Council on the Items Discussed During the Executive Session

A. Personnel – Legal Briefing – Del Dennis Lawsuit [SC Code 30-4-70a(2)] – Councilman Moore moved to authorize the Mayor to negotiate mediation on behalf of the Town, seconded by Mayor Pro Tem Hornsby. The motion was approved unanimously.

B. Legal Advice Regarding Property Lot 7 Block UU, Lot 7 Block YY, Lot 8 Block YY [SC Code 30-4-70a(2)] – No action was taken on this issue.

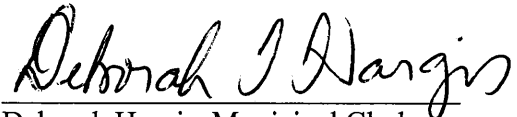
C. Legal Advice Regarding Property Tract M [SC Code 30-4-70a(2)] – Councilwoman Smyer moved to approve first reading of Ordinance No. 2016-16, An Ordinance Authorizing the Transfer of Certain Town of Edisto Beach Real Property Authorizing the Execution and Delivery of a Limited Warranty Deed and Other Documents Related to the Transfer of the Property Authorizing Execution of a Property Exchange Agreement With Park Sterling Bank and Documents Related Thereto and Other Matters Relating Thereto. The motion was seconded by Councilman Kizer and approved unanimously.

Adjournment

Councilman Moore moved to adjourn the meeting, seconded by Mayor Pro Tem Hornsby and approved unanimously.

The media/public was duly notified of the date, time and location of the Council Meeting on Friday, August 5, 2016.

APPROVED BY TOWN COUNCIL



Deborah Hargis, Municipal Clerk
September 8, 2016