

MINUTES  
September 11, 2018  
SPECIAL COUNCIL MEETING  
10:00 A.M.

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

Present: Jane S. Darby, Mayor, Crawford Moore, Mayor Pro Tempore, Susan Hornsby, and Jerome Kizer, Council Members; *Quorum of Council Present*. Absent: Patti Smyer, Council Member. Mayor Darby asked the record reflect Councilwoman Smyer being absent due to a vacation in Israel.

Mayor Darby asked those in attendance to observe a moment of silence in memory of those who perished in the attacks of September 11, 2001. Mayor Pro Tem Moore led those in attendance in the Pledge of Allegiance and an invocation.

**Approval of Minutes**

**A. Public Hearing Meeting Minutes, August 9, 2018** – Councilwoman Hornsby moved to approve the Public Hearing Meeting minutes of August 9, 2018, seconded by Mayor Pro Tem Moore and approved 4 – 0.

**B. Regular Council Meeting Minutes, August 9, 2018** – Councilman Kizer moved to approve the minutes of the regular Council meeting, seconded by Councilwoman Hornsby and approved 4 – 0.

**C. Special Council Meeting Minutes, August 30, 2018** – Mayor Pro Tem Moore moved to approve the Special Council Meeting minutes of August 30, 2018, seconded by Councilman Kizer and approved 4 – 0.

**Proclamations and Presentations**

**A. Ten Year Service Award, Julian Meggett** – Mayor Darby recognized Julian “Hoss” Meggett and thanked him for his ten years of service by presenting him with a certificate and pin.

**B. Five Year Service Award, Denney Conley** – Mayor Darby recognized Fire Chief Denney Conley for five years of service. She thanked him and presented him with a certificate and pin.

**C. Starfish Award, Kelly Moore and Natalie Kantz** – Dan Carter, Edisto Marina Association President, nominated Ms. Moore and Ms. Kantz for going above and beyond the call of duty in readying Bay Creek Park for the Billfish Tournament. Mayor Darby presented each with a Starfish Award with thanks from Council and the Marina Association.

**New Business**

**A. Award of Bid to Install Hardie Plank on Bay Creek Park Heritage Building** – Councilwoman Hornsby moved to approve awarding the bid to install hardie plank on the Bay Creek Park Heritage Building to HNI at a cost of \$12,000.00 to be funded from ATAX and authorize the Town Administrator to execute said contract. Mayor Pro Tem Moore seconded the motion, which was approved 4 – 0.

**B. Ellison Consulting Amendment** – Mayor Pro Tem Moore moved to approve the amendment of the agreement with Ellison Consulting, who provides a third-party professional review for the Water Improvement Project and authorize the Town Administrator to execute said agreement at an estimated cost of \$20,000 coming from the Water R & R fund. Councilwoman Hornsby seconded the motion, which was approved 4 – 0.

**C. Resolution No. 2018-R20 to Appoint a Voting Delegate to the South Carolina Rural Water Association** – Councilman Kizer moved to approve Resolution No. 2018-R20 appointing Bob Doub as the Voting Delegate to the Rural Water Association with Patrick Zemp as the alternate. Councilwoman Hornsby seconded the motion, which was approved 4 – 0.

**D. First Reading of Ordinance No. 2018-21 to Require a Permit Authorizing Removal of Sand from Private Property and the Prohibit the Removal of Sand from the Town’s Rights of Way** – Councilwoman Hornsby moved to approve the first reading of Ordinance No. 2018-21 to Require a Permit Authorizing Removal of Sand from Private Property and to Prohibit the Removal of Sand from the Town’s Rights of Way. Councilman Kizer seconded the motion, which was approved 4 – 0.

**E. Award of RFP No. 2018-10 Utility Relocate Myrtle Street Drainage** – Mayor Pro Tem Moore moved to approve the award of RFP No. 2018-10 for the utility relocates on Myrtle Street to Southern Fiber at a cost of \$2,700 each to relocate 6” C900 pipe, \$1,000 each to relocate 2” PVC pipe and \$2,750 each to relocate 6” hydrant lines to be paid from the Water R & R fund and authorize the Town Administrator to execute said contract. Councilwoman Hornsby seconded the motion, which was approved 4 – 0.

**F. Trick or Treat at the Creek Special Event Application** – Councilman Kizer moved to approve the Recurring Special Event application to hold Trick or Treat at the Creek on Monday, October 29, 2018 from 6:00 p.m. – 7:30 p.m. at Bay Creek Park. The Civic Center is an alternate location in case of bad weather. Councilwoman Hornsby seconded the motion which was approved 4 – 0.

**G. 1<sup>st</sup> Annual Edisto Beach Cookin’ on the Creek BBQ Festival**– Mayor Pro Tem Moore moved to approve the Special Event Application for the First Annual Cookin’ on the Creek BBQ Festival to be held at Bay Creek Park May 31 – June 1, 2019. Special Events Coordinator Kelly Moore is asking for support from Council of the event so that she can move forward with the extensive preparation. Councilman Kizer seconded the motion, which was approved 4 – 0.

**H. Recurring Special Event Application, Edisto Chamber of Commerce, 13<sup>th</sup> Annual Fall Festival** – Councilman Kizer moved to approve the Recurring Special Event Application from the Edisto Chamber of Commerce to hold the 13<sup>th</sup> Annual Fall Festival on October 20, 2018 from 11:00 a.m. – 4:00 p.m. on Jungle Road in front of Palmetto Plaza. Mayor Pro Tem Moore seconded the motion which was approved 4 – 0.

**I. Commercial Sub-Lease Agreement with Subordination – The Episcopal Church on Edisto** – Councilwoman Hornsby moved to approve the commercial sub-lease agreement with The Episcopal Church on Edisto. The Episcopal Church has asked for a month-to-month lease. The lease cost would be adjusted from \$375.00 to \$425.00 per month. Councilman Kizer seconded the motion, which was approved 4 – 0.

**J. Hurricane Florence** – Town Administrator Iris Hill updated those in attendance on Hurricane Florence. The Governor issued a mandatory evacuation starting on Tuesday, September 11, 2018. A door-to-door notification was instituted on Monday, September 10. A curfew will be in effect starting September 11 from 8:00 p.m. – 6:00 a.m. The same curfew will be in effect Wednesday night and a 24-hour curfew will be in effect on Thursday starting at 8:00 p.m. until the evacuation is lifted. Administrator Hill said, “We

talked to Colleton County and asked them to please relay to the Governor that if we are not impacted, that we would like to have the evacuation order lifted as quickly as possible...” Administrator Hill told those in attendance WHO were planning to shelter in place to make sure they could get out quickly should the need arise. The Mayor reiterated that the path of Florence is unknown at this point, but is waiting on a legal opinion on how soon the evacuation can be lifted. Martha Ritter asked where to find the best, most up-to-date information on the evacuation. Mayor Darby told Ms. Ritter that the Town’s webpage and Facebook page were the best for Town-related issues and the SCEMD site also has good information. Town Administrator Hill told Ms. Ritter that the new messaging trailer was being used to notify residents and visitors and was located across from The Edistonian.

Councilwoman Hornsby commended Kelly Moore and Lisa Harrell for the success of the Movies in the Park held this summer at Bay Creek Park.

### **Committee Vacancies**

**A. Municipal Elections Commission – 1 vacancy** – The vacancy on the Municipal Elections Commission has been advertised, but no applications have been received yet.

**B. The Image and Design of Edisto Committee – 2 vacancies** – Mayor Pro Tem Moore moved to approve the advertising of the two upcoming vacancies on The Image and Design of Edisto Committee, seconded by Councilwoman Hornsby and approved 4 – 0.

**C. Beachfront Management Committee** – Councilman Kizer moved to approve the advertising of one upcoming vacancy on the Beachfront Management Committee, seconded by Councilwoman Hornsby and approved 4 – 0.

### **Public Comment**

No one was signed in to speak.

### **Executive Session**

Mayor Pro Tem Moore moved to go into Executive Session, seconded by Councilwoman Hornsby and approved 4 – 0 to discuss the following three items:

**A. 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 related to Venture Aloft One, LLC zoning board appeal. S.C. Code §3-4-70(a)(2)**

**B. 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 related to Global Medical Consulting Company/Beach Access 1-A easement matter. S.C. Code §3-4-70(a)(2).** Councilman Kizer was recused from discussion on this item.

**C. The receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by attorney-client privilege related to Redeemer Fellowship lawsuit. S.C. Code §3-4-70(a)(2)**

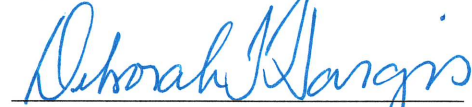
Mayor Pro Tem Moore moved to exit Executive Session, seconded by Councilwoman Hornsby and approved 4 – 0. No action was taken on the items discussed during Executive Session.

**Adjournment**

Mayor Pro Tem Moore moved to adjourn the meeting, seconded by Councilman Kizer and approved 4 – 0.

*The media/public was informed of the date, time and location of the meeting on Monday, September 10, 2018.*

APPROVED BY TOWN COUNCIL



Deborah Hargis, Municipal Clerk

October 11, 2018