

AGENDA
TOWN OF EDISTO BEACH
May 12, 2016
REGULAR TOWN COUNCIL MEETING
6:00 P.M.

- I. **Call to Order**
- II. **Invocation and Pledge of Allegiance**
- III. **Approval of Minutes**
 - A. Special Council Budget Work Session – April 12, 2016
 - B. Regular Council Meeting Minutes- April 14, 2016
- IV. **Proclamations and Presentations**
 - A. Air Med Care
 - B. Proclamation No. 2016-P14 designating May 15 as Peace Officers’ Memorial Day
- V. **Old Business**
 - A. Second Reading of Ordinance No. 2016-11 to Amend Section 66-8 (c) of the Town’s Code related to Garbage Rates
 - B. Second Reading of Ordinance No. 2016-12 to Amend Section 82-33 of the Town’s Code related to Water Rates
- VI. **New Business/Appearances**
 - A. First Reading of Ordinance No. 2016-15 to Adopt the FY2016-17 Budget
 - B. Dissolution of the Beach Nourishment Fund Raising Committee
 - C. Award of RFP No. 2016-16 Litter Removal Highway 174
 - D. Budget Transfer for Floating Drive-on Dock Bay Creek Park
 - E. Noise Ordinance Variance Request- Pressley’s at the Marina and the Edisto Marina
 - F. Reschedule July Council Meeting
 - G. The Marina at Edisto Beach and Edisto Marina Association Request for Support
- VII. **Committee Vacancies**
 - A. Planning Commission – 1 vacancy
- VIII. **Accommodations Tax Advisory Board**
 - A. Bell Property Annual Bond Debt-Town of Edisto Beach-\$50,000
 - B. Edisto Watersports and Tackle Shark Tournament-Edisto Watersports and Tackle-\$2,000.0
- IX. **Departmental Reports and Committee Updates**
- X. **Public Comment Period**
- XI. **Executive Session-**
 - A. Town Administrator Salary [SC Code 30-4-70a (1)]
 - B. Discussion of negotiations incident to proposed contractual arrangements with United States Army Corps of Engineers [SC Code 30-4-70a (2)]
 - C. Legal Advice Regarding Property Lot 7 Block UU, Lot 7 Block YY, Lot 8 Block YY [SC Code 30-4-70a (2)]

Upon Returning to Open Session, Action May Be Taken By the Council on the Items Discussed During the Executive Session
- XII. **Adjournment**

MINUTES
April 12, 2016
COUNCIL BUDGET WORKSESSION
1:00 P.M.

Town of Edisto Beach
Town Hall – Town Administrator's office
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.*

Town Administrator Iris Hill began the meeting by going over the projected budget and revenue. Administrator Hill and Budget/Financial Analyst Maxine Burton examine trends to come up with projected numbers. In the Police Department, Ocean Ridge Security pays for part of a police officer position. The Police Department is asking for \$47,215 to replace in-car videos. The department has been looking at body cameras, which will be paid for by the state. The current in-car cameras are L3, and are designed to work with L3 body cameras which are subpar. Administrator Hill then addressed the current millage, which is 20.23. She told Council they might consider increasing millage to 20.71 and use 2.39 in banked millage. She pointed out there was a line item in the budget to hire a part time person for special projects and parks and recreation. Administrator Hill has been working on sponsorships for events formally given ATAX funds.

General Fund expenditures were addressed next. A five percent merit increase is budgeted for the Financial Analyst. There is a garbage service increase. The General Liability insurance has been increased from one to two million dollars. Five thousand dollars was added to meetings and trainings. The department heads were polled and team building and time management were things they would like to have professional development seminars on. Administrator Hill said she had been in contact with AirMed Care network and they were interested in doing a Municipal Site Plan. A representative from the company will present information to Council at the May worksession.

Department heads were available to answer questions from Council concerning expenditures. George Brothers, Chief of Police, has asked for a 3% increase for one officer to act as an evidence custodian. He also proposes a 3% increase for the Sargent who has taken on additional duties. Chief Brothers told Council that the police radios and cameras are now on the depreciation schedule.

The Volunteer Fire Department President, Cameron Andrews, presented the EBVFD budget. He told Council that revenues stayed consistent, with \$25,000 - \$26,000 being collected yearly. The Fish Fry brings in approximately \$12,000 - \$13,000 per year. There are residual funds of approximately \$50,000. The Volunteers routinely make investments in people and programs in the area. Six thousand dollars is spent on meetings and trainings. Another \$6,000 is spent on uniforms and \$7,000 on turn-out gear. Ten thousand dollars has gone to upgrades to the fire station. Mr. Andrews was asked if the communications system needed upgrading. Mr. Andrews answered there was nothing on the market that would alleviate the on-going problem of the same address being given for all Wyndham calls.

Fire Chief Denney Conley presented the proposed Fire Department budget. Chief Conley would like to hire two full time fire fighters. Chief Conley was asked if there was enough in the budget to cover volunteer calls. The volunteer budget will cover any overages if they occur. Line items were included for a new washer and dryer and a new chainsaw.

Administrator Hill told Council that the Safety and Wellness Committee budget had added eye exams last year and this year hope to add hearing tests to employee physicals. Funds have also been included for pneumonia shots.

In the Public Works department, \$25,000 has been added for the Parks and Recreation department to hire a part time person for special events. Several Council members had questions about mosquito control. Councilwoman Smyer asked if there were enough of the chemicals to last through what was expected to be a busy season. Bob Doub, Public Works director, said he would look into it. Mr. Doub said he would look into it, and Iris Hill said she would see about twice a week spraying. Mr. Doub said there were still a few street signs that need replacing, as well as a few beach access, beach rules and riptide signs.

In the Utilities department on the water side, Mr. Doub is asking for continued merit increases for certifications for his employees. The water R&R fund is \$140,000, but will be adjusted for replacement of 2-inch pipes. Mayor Darby suggested keeping the water contingency fund at \$140,000.

On the sewer side of the Utilities department, Mr. Doub is asking for 5% increases for certifications for employees.

The Civic Center was next on the agenda. Colleton County will continue to contribute the same amount to the upkeep of the Civic Center and the Town will continue as property manager. The Town has explored the possibility of adding solar panels to the Civic Center due to the high cost of electricity for the facility. There is a substantial up-front cost for the installation and equipment but in 6 – 8 years the Town would see a return. The general consensus of Council was not to pursue solar panels at this time. There was discussion on rewording the rental agreements to include a flat fee for those who teach classes or a percentage, whichever is greater, instead of the percentage only as it is now.

Edisto Chamber of Commerce Lisa Needham addressed Council concerning the budget for the Chamber. The Edisto Marina has secured a Beautification Grant to modify areas around the Marina and Bay Creek Park.

Council then turned its attention to beach preservation and the fact that the Town is anticipating being close to the monetary goal. The fiscal year ends on June 30 and all funds (ATAX, Hospitality, etc.) will go to renourishment. As the Town goes forward, there should be less expensive projects in the future. In hindsight, not enough money was saved for the 2016 renourishment, but the Town will try and avoid that in the future. The permit for renourishment states the project is still on track to begin after turtle nesting season in the fall of this year. Council asked Administrator Hill what a realistic figure would be for saving for the future. Administrator Hill stated she would look into that.

The Wastewater Treatment plant received word that the effluent BODs have come in below the maximum for the past two months, but there still may be a cost. The rezoning of the lots may have to go to litigation, which would result in a cost to the Town. Tract M is still up in the air. The millage

cap and Business License Fee legislation may impact us financially as well. There is the possibility that the Town can bank millage. The Chamber could consider cutting its advertising budget and requesting less in ATAX funding. The Chamber has already planned to launch a new website. They also will be working on new ventures with real estate agencies and a new membership tiers.

Mayor Darby, on behalf of Council, thanked Administrator Hill and Maxine Burton for their hard work on the budget.

The media/public was informed of the date, time and location of the meeting on Friday, April 8, 2016.

APPROVED BY TOWN COUNCIL

Deborah Hargis, Municipal Clerk
May 12, 2016

MINUTES
April 14, 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 Mayor Pro Tem Hornsby led those in attendance in the Pledge of Allegiance and a prayer.

Approval of Minutes

Mayor Pro Tem Hornsby moved to approve the minutes of the regular Council meeting of March 10, 2016, seconded by Councilman Moore. The motion passed unanimously.

Proclamations and Presentations

A. Proclamation 2016-P10 Declaring May 2016 as Building Safety Month – Councilwoman Smyer read Proclamation 2016-P10 and moved to approve as read. Councilman Kizer seconded the motion, which was unanimously approved.

New Business/Appearances

A. Award of RFP No. 2016-05 Bay Creek Park and Civic Center Restroom Cleaning Services – Councilman Kizer moved to approve the awarding of the bid for Bay Creek Park and Civic Center restroom cleaning services to Phoenix Home Care, LLC, the lowest responsive bidder, and to authorize the Town Administrator to execute said contract. Councilman Moore seconded the motion, which was unanimously approved.

B. Award of RFP No. 2016-06 Solid Waste Collection and Transportation Services – Councilwoman Smyer moved to approve the awarding of the bid for solid waste collection and transportation to Republic Services for a period of three years with two additional three-year renewal options and authorize the Town Administrator to negotiate and execute said contract. Mayor Pro Tem Hornsby seconded the motion, which was approved unanimously.

C. White Cap Street – Councilman Moore moved to approve contracting with West Bank Construction Company to add fill dirt and rock on White Cap Street at a cost of \$3,651.00 to be paid from Street Grading Contract. Mayor Pro Tem Hornsby seconded the motion, which was unanimously approved.

D. First Reading of Ordinance No. 2016-11 to Amend Section 66-8(c) of the Town’s Code related to Garbage Rates – Mayor Pro Tem Hornsby moved to approve the first reading of Ordinance No. 2016-11

to amend Section 66-8(c) of the Town's Code related to garbage rates. This adjustment is based on the bids received in February and will account for a 15% increase in rates. The current rate for solid waste collection and transportation is \$170.84 and each additional container is \$58.80. The proposed new rates are \$196.62 and each additional container is \$58.32 (1% decrease). Councilman Kizer seconded the motion. Mayor Pro Tem Hornsby stated that the garbage committee had explored the option of curbside recycling and found the perspective bidders were not interested in providing the service. Councilwoman Smyer stated that the contractors had told her that there was nowhere to send the recyclable items, and since there was no way for them to make money on recyclables, they no longer offered the service. The motion was approved unanimously.

E. First Reading of Ordinance No. 2016-12 to Amend Section 62-33 of the Town's Code related to Water Rates – Councilwoman Smyer moved to approve the first reading of Ordinance No. 2016-12 to amend Section 62-33 of the Town's Code related to water rates. Last year, the Town experienced numerous expenses for water infrastructure upgrades and repairs. The Water Renewal and Replacement fund is almost depleted and is not sufficient to continue with Capital Improvements that have been identified through various consultants' water studies. This rate increase will allow the Town to continue to address these identified capital expenses. The anticipated revenue generated from the proposed 5% increase would be \$42,860. Tap fees were also increased. Councilman Kizer seconded the motion, which was unanimously approved.

F. Special Event Application – Edisto Beach Volunteer Fire Department Annual Fish Fry – Councilman Moore moved to approve the special event application for the Edisto Beach Volunteer Fire Department Annual Fish Fry to be held on May 28, 2016 from 11:00 a.m. until 7:00 p.m. at the Edisto Lions Club located at 2907 Myrtle Street. Councilwoman Smyer seconded the motion, which was approved 4 – 0 with Mayor Pro Tem Hornsby recused.

G. Change Order No. 3 Jungle Shores Water Line Extension Project – Mayor Pro Tem Hornsby moved to approve Change Order No. 3, Jungle Shores Water Line Extension Project totaling \$22,100. Councilman Kizer seconded the motion, which was approved unanimously.

H. Bay Creek Park Restroom Air Conditioner – Councilman Kizer moved to approve a transfer of \$6,500 from General Fund Contingency to Building Maintenance for the addition of a mini-split air conditioner to the restrooms at Bay Creek Park. Councilwoman Smyer seconded the motion, which was unanimously approved.

I. Water Rate Study – Councilman Moore moved to approve the transfer of not more than \$8,000 to Professional Fees from Water Fund Contingency to be used for an update to the water rate study performed by American Engineering as requested by the Water and Sewer Committee. Councilwoman Smyer seconded the motion which was approved unanimously.

J. Resolution No. 2016-R13 Natural Hazard Mitigation – Councilman Kizer read Resolution 2016-R13 into record. The National Hazard Mitigation Plan was determined as compliant by the Federal Emergency Management Agency (FEMA) and requires formal community adoption. FEMA requires this plan for all counties and municipalities in the country and projects and actions that are identified in the plan are eligible for FEMA pre-disaster mitigation funding. Councilwoman Smyer moved to approve Resolution No. 2016-R13 Natural Hazard Mitigation, seconded by Councilman Moore. The motion was unanimously approved.

K. Special Event Application – Dolphin Slam – Marina at Edisto Beach – Councilman Moore moved to approve the special event application for the Dolphin Slam to be held at the Marina at Edisto Beach on April 30, 2016, from 5:00 p.m. to 10:00 p.m. Councilman Kizer seconded the motion which was approved 4 – 0 with Mayor Darby recused.

Committee Vacancies

A. Beachfront Management Committee – 1 vacancy – Councilman Moore moved to accept the application from David Cannon for the vacancy on the Beachfront Management Committee. Councilwoman Smyer seconded the motion, which was unanimously approved.

B. Planning Commission – 1 vacancy – Mayor Pro Tem Hornsby moved to approve the advertising of the vacancy on the Planning Commission created by the expiration on May 31, 2016 of the term of David Cannon. Mr. Cannon is not eligible to serve another term unless no other qualified applications are received. Councilwoman Smyer seconded the motion, which was approved unanimously.

Departmental Reports and Committee Updates

Administration

Town Administrator Iris Hill gave the finance report for March 2016.

	Received	Spent
General Fund	82.74%	73.91%
Water Fund	72.32%	61.28%
Wastewater Fund	80.99%	77.55%

There were three Freedom of Information requests from two individuals in March.

Building

Building Official, Patrick Brown, gave the report for the month ending March 31, 2016.

	March - 15	March - 16	YTD
Business/Rental License Fees	\$161,978.21	\$81,141.25	\$228,215.85
New Construction Permits	0	1	13
Other Permits	34	34	261
Permit Fees	\$3,897.00	\$6,733.50	\$58,977.10
Inspections	78	62	348
Bay Creek Park	\$1,175.00	\$1,350.00	\$12,619.00

Mr. Brown reported that he was selected to represent South Carolina at the National Flood Conference in Grand Rapids, Michigan in June.

Fire

Fire Chief Denney Conley gave the report for March 2016.

Calls	March - 15	March - 16	YTD
Medical	8	12	144
Fire-related	27	3	74
Public Assistance	32	98	443
Beach Wheel Chairs	1	8	51
Water Rescue		0	11
Welfare Checks		35	272

Chief Conley reported that a CPR class was held recently and that it had been a very busy Easter and spring break. The floating dock has been installed and the rescue boat has been cleaned and the bottom painted. Councilwoman Smyer asked how the business inspections were going and Chief Conley told her they had done approximately 1/3 of them.

Police

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

	March - 15	March - 16	YTD
Citations	32	53	419
Speeding	26	40	234
Warnings	93	63	969
Alarm Calls	18	9	114
Calls for 2 or More Officers	9	26	84
Miles Patrolled	9,425	9,058	71,688
Assaults	1	0	3
Larcenies	2	0	14
Burglaries	2	2	3
Incidents & Calls for Service	111	86	809
Golf Cart Violations	2	0	52
Animal Control	0	0	7
Property Checks	1,345	922	9,899
Open Container	0	0	8
D.U.I.	0	0	2
CDV Arrest	0	0	2
Disorderly Conduct	0	10	12

Chief Brothers reported that "Coffee with the Chief" will be held again on April 20, 2016 from 8:00 a.m. – 9:30 a.m. at The Coffee Shop on Edisto on Docksite Road.

Utilities

Bob Doub, Utilities Director, gave the report for the month ending March 31, 2016.

	March - 15	March - 16	YTD
Pumped MG Water	7.9	10.77	103.03
Treated MG Wastewater	3.41	3.63	29.77
Water Line Repairs	4	4	36
Work Orders	124	73	620

Utility Services completed the sand blasting and painting of the interior and exterior of the 200,000 gallon ground storage tank. Blake Electric completed the electrical control panel for the transfer pump station at the holding pond and Godwin Pump picked up the emergency by-pass pump.

Public Works

Public Works Director Bob Doub gave the report for March 2016.

	March- 15	March- 16	YTD
Mowed Acres	6	33.64	308.34
Cleaned Ditches	7,742 feet	0	48,728ft
Roll Carts Delivered	58	16	155

Chamber of Commerce

Lisa Harrell, Executive Director of the Edisto Chamber of Commerce, gave the report for March 2016. Ms. Harrell thanked Council and everyone who made Mr. Carter's retirement party a success.

- The Bay Creek Park Arts and Crafts Market is held every Wednesday from 9:00 – 5:00
- The Coffee Shop at Edisto now has live music on Fridays in April from 5:00 -7:00.
- Pressley's has music on their deck, weather permitting
- On Saturday, April 16th the Presbyterian Church will hold an indoor yard sale from 7:00 a.m. – noon to benefit the preschool.
- Also on April 16th, the Edisto Beach Property Owners' Association will have its yearly meeting and BBQ at 4:00 p.m. at the Civic Center
- On April 24, 2016, Chamber Music Charleston will perform at 3:00
- On April 30, the Marina will host a Dolphin Slam.
- On May 1, 2016, there will be a Fish & Grits Dinner at Geechie Boy from 6:00 – 9:00 p.m. with live music.
- On May 1, the May Day party sponsored by the Edisto Island Historic Preservation Society will be held at Prospect Hill Plantation.
- On May 7th, the Edisto Day Bazaar Arts and Crafts Festival will be held at the Lions Club
- On May 14, the Edisto Island Community Association will hold a Scratch and Dent Yard Sale in the parking lot of True Value.
- On May 14th, the Marina will sponsor the 2nd Annual Edisto Beach Cobia Tournament.
- On May 14th the Edisto Beach State Park Spring Survival Series will sponsor a program on edible plants. Registration is requested.

Edisto Pride

Ida Tipton reported that Edisto Pride would be selling chances to win a quilt made from t-shirts from the past ten years at the Edisto Beach Volunteer Fish Fry on May 28th. Mrs. Tipton recently attended the South Carolina Litter Association yearly meeting. Edisto Beach was awarded the Keep South Carolina Beautiful Affiliate Recognition Award for 2016, thanks to Town Administrator Iris Hill's hard work in securing a grant from Lowes Home Improvement.

Mayor Darby recognized Councilman Kizer for going above and beyond to make Jungle Road Park more attractive.

Mayor Darby commended the Department Heads and other participants for their diligence in the tabletop virtual exercise put on by FEMA.

Public Comment Period

Doug Smith – Mr. Smith publically thanked Mayor Darby and Administrator Hill for their attendance at the Edisto Beach Concerned Homeowner's Association meeting on April 2. Mayor Darby told Mr. Smith it was the goal of Council to work with all groups on Edisto.

Jay Palmer – Mr. Palmer asked those responsible that he hoped the state golf cart laws would continue to be enforced for the safety of all involved. Mr. Palmer expressed concern for children especially.

Executive Session

Councilwoman Smyer moved to go into executive session, seconded by Councilman Moore. The motion was approved unanimously.

Councilman Moore moved to exit executive session, seconded by Mayor Pro Tem Hornsby and unanimously approved.

Councilwoman Smyer moved to authorize the Town Administrator to hire a real estate attorney and to move up to \$5,000 from General Operating Contingency to Professional Services in reference to Lot 7, Block UU, Lot 7 Block YY and Lot 8 Block YY. Councilman Moore seconded the motion, which was unanimously approved.

Adjournment

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

The media/public was informed of the date, time and location of the meeting on Friday, April 8, 2016.

APPROVED BY TOWN COUNCIL

Deborah Hargis, Municipal Clerk
May 12, 2016

No. 2016-P14

Peace Officers' Memorial Day

WHEREAS, The Congress and President of the United States have designated May 15 as Peace Officers' Memorial Day; and

WHEREAS, the members of the Town of Edisto Beach Police Department play an essential role in safeguarding the rights and freedoms of the citizens of our community; and

WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards and sacrifices of their law enforcement officers, and that law enforcement officers recognize their duty to serve the people of this community by protecting them against violence and disorder; and

WHEREAS, the law enforcement officers of the Edisto Beach Police Department unceasingly provide a vital public service;

NOW THEREFORE, BE IT RESOLVED that the Town Council of the Town of Edisto Beach directs that all flags on Town buildings be flown at half-staff on May 15, 2016, in recognition of Peace Officers' Memorial Day and in memory of those law enforcement officers, who through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and to honor those law enforcement officers presently serving the community.

Mayor Jane S. Darby

Mayor Pro Tem Susan Hornsby

Councilman Crawford Moore

Councilman Jerome Kizer

Councilwoman Patti Smyer

TOWN OF EDISTO BEACH

AN ORDINANCE

TO AMEND SECTION 66-8(c) OF THE TOWN'S CODE.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Edisto Beach, South Carolina, in Council duly assembled that Section 66-8(c) of the Town's Code be amended to read as follows:

1. Section 66-8(c) is amended to read as follows:

Sec. 66-8. Fees.

(c) The fee structure for residential or nonresidential property owners within the Town is as follows:

	Fee
All residential property owners (first container).....	\$196.62
Each additional container.....	\$58.32

The fees are billed semiannually in advance at a rate of \$98.31 for the first container and \$29.16 for each additional container.

This ordinance shall take effect upon final reading.

Jane S. Darby, Mayor

First Reading: April 14, 2016

ATTEST:

Final Reading: May 12, 2016

Deborah Hargis, Municipal Clerk

Approved as to form: _____

VB

No. 2016-12

TOWN OF EDISTO BEACH

AN ORDINANCE

TO AMEND SECTION 82-33 OF THE TOWN'S CODE

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Edisto Beach, South Carolina, in Council duly assembled that Section 82-33 of the Town's Code be amended to read as follows:

Sec. 82-33. Rates and regulations.

(a) Each residence or other building which is located within 100 feet of any water main shall be connected thereto and shall utilize the same for water purposes. Such connection shall be forthwith made; and for the purposes of the penal provisions of this article, each day during which such building shall not be connected to such water main shall be a separate offense and punishable as provided in this article.

(b) Until changed pursuant to appropriate action of the council, the following shall be the schedule of semi-annual rates or charges for the water services afforded by the waterworks system:

**WATER RATES
RESIDENTIAL AND COMMERCIAL**

TABLE INSET:

	0--24,000	24,000 to 48,000	48,000 to 72,000	72,000 plus
Residential	\$142.47	\$1.59	\$1.77	\$1.98
Business/docks	\$142.47	\$3.16	\$3.55	\$3.96
Outside town limits	\$284.96	\$5.41	\$6.08	\$6.76
State park	\$585.84	\$4.76	\$5.32	\$5.92
Water for irrigation	\$142.47	\$3.16	\$3.55	\$3.96

(c) No water service shall be furnished by the waterworks system free of charge to the town or any person.

(d) All meters shall be read once a month or semiannually in the months of May and November, and each monthly or semiannual bill shall become due and payable in its entirety within 30 days from the date of the bill. If any bill remains unpaid ten days after the due date, all services to the customer shall be forthwith terminated and remain terminated until the full obligation, including the past due bill with penalty, the current service charge and a meter reconnect fee, if the meter has been disconnected. Upon termination of services, notice of termination will be sent with reconnect fees applied as follows, provided that if service is reconnected after the Town's normal business operating hours an additional fee of \$125.00 will be added to the reconnect fee. These reconnect fees will also be applied for reconnection of water service after discontinuance for any reason other than fault of the Town or its employees.

RECONNECT FEE

TABLE INSET:

	In Town	Out of Town
Water	\$50.00	\$50.00
Sewer	25.00	N/A

(e) For each new water connection inside the corporate limits of the town, the person applying for water service shall pay as a tap-in or cut-in fee the applicable sum: \$1,500.00 for a three-quarter-inch water line; \$1,750.00 for a one-inch water line; \$2,000.00 for a one and one half inch water line; and \$2,250.00 for a two-inch water line. For each new water connection outside the corporate limits of the town, the person applying for the water service shall pay as a tap-in or cut-in fee the applicable sum: \$2,000.00 for a three-quarter-inch water line; \$2,500.00 for a one-inch water line; \$3,000.00 for a one and one-half inch diameter tap; and \$3,500.00 for a two-inch water line. In addition, the following special conditions must be followed by the person applying for water service outside the corporate limits of the town:

- (1) All service lines for service requiring an under-the-road bore will be installed by contractors at the owner's expense under the supervision of the water/sewer manager;
- (2) All commitments for service will be site specific and use specific; approved taps will not be transferable;
- (3) It will not be the policy of the town to reserve water taps; commitments for service will be for taps which assurances have been given that the service will be utilized within six months;
- (4) A nonrefundable advance of half of the estimated tap fee will be paid at the time of commitment; upon installation, the balance of the tap fee plus a prorated service fee through the next billing period will be due and payable; and
- (5) Each request for service outside the town limits shall be reviewed by the water/sewer manager, who in turn will make his recommendation to the council for approval or disapproval. The water/sewer manager's review will include any information that he deems appropriate to determine the capacity remaining in the town's water system and the demands this request will make upon the system.

(f) The town has the authority to place a lien on real estate for all water service charges, assessments and fees not paid by the user. Moreover, the town will have such rights and remedies as may be available to the town council in law or in equity for the collection of real property taxes as the enforcement of a lien on real property taxes.

(g) If the town chooses to pursue the remedies available in subsection (f), the town shall enter all water service charges, assessments and fees not paid by the user as assessments in an assessment book entitled, "Assessment Liens for the Town of Edisto Beach," and shall state the names of the owners, the location of the property, the amount of the assessment, and times for payment. Such assessment book shall be furnished by the town and kept in the office of the clerk or court for the county in which such improvement is located.

(h) Upon default in the payment of any installment or deferred portion of any installment, at the time and in accordance with the terms and conditions fixed by the town, the total amount of such assessment then unpaid, including deferred installments or payments and interest, shall immediately become due and collectible at the option of the town and shall be collectible in the same manner as city or town taxes are collected, with such penalties and costs as are provided for the payment of such taxes.

(i) All assessments satisfied shall be recorded in the "Assessments Liens for the Town of Edisto Beach" book as soon as full payment is made and the lien shall be thereby extinguished.

(j) The assessments so made by the town shall constitute a lien upon the property so assessed, which shall be superior to all liens except the liens for county, state and city taxes, and payment thereof may be enforced as the payment of city or town taxes is enforced. Such lien shall continue from the date of entry on the "Assessment Liens for the Town of Edisto Beach" book until the expiration of five years beyond the date when final payment is due and payable, unless sooner paid.

(i) The town shall be required to serve by certified mail, return receipt requested, written notice of the final assessment.

(j) Appeal to the town:

(1) Any person aggrieved by a final assessment may appeal the decision to the town by written request stating the reasons therefore filed with the town administrator within ten days of the payment of the assessment under protest or after notice of denial is received.

(2) An appeal or hearing shall be held by the town council within 30 days of receipt of a written request for appeal by the customer. At such hearing, all parties shall have the right to be represented by counsel, to present testimony and evidence, and to cross examine witnesses. The proceedings shall be recorded and transcribed at the expense of the parties so requesting. The rules of evidence and procedure described by the town council under regulation shall govern the hearing. The town council shall, by majority vote of members present, render a written decision based on findings of fact and the application of the standards in this article which shall be served

upon all parties or their representatives and shall be final unless appealed to a court of competent jurisdiction within ten days after service.

(3) No person shall be subject to prosecution for nonpayment of an assessment until the expiration of ten days after notice of the appeal was denied.

(k) Notwithstanding the provisions set forth herein, if a balance remains on a water account after services have been terminated, the town has the right pursuant to the South Carolina Setoff Debt Collection Act to collect any sum due and owed by the customer through offset of the customer's state income tax refund.

(l) The town hereby imposes an administrative fee in the amount of \$25.00 to defray its internal costs of collection for any delinquent debts that are sought to be collected pursuant to the provisions of the Setoff Debt Collection Act, S.C. Code 1976, § 12-56-10 et. seq. This fee is hereby declared to be a collection cost that arises by operation of law and shall be added to the delinquent debt and recovered from the debtor.

(m) The town hereby declares that the administrative fee charged by the Municipal Association of South Carolina is also a collection cost to the town, which shall also be added to the delinquent debt and recovered from the debtor.

This ordinance shall take effect upon final reading.

Jane S. Darby, Mayor

First Reading: April 14, 2016

ATTEST:

Final Reading: May 12, 2016

Deborah Hargis, Municipal Clerk

Approved as to form: _____

TOWN OF EDISTO BEACH

ORDINANCE TO ADOPT THE BUDGET FOR FISCAL YEAR 2016-17

To approve the Town of Edisto Beach Budget for the fiscal year 2016/17 and to impose a tax levy therefore.

BE IT ORDAINED by the governing body of the Town of Edisto Beach, in Council duly assembled, and by the authority of the same:

1. The Town of Edisto Beach fiscal year 2016/17 budget totaling \$6,145,797 with revenues equaling expenditures, a copy of which is attached hereto and made a part hereof is hereby adopted as the budget to the Town of Edisto Beach.
2. The Town of Edisto Beach fiscal year 2016/2017 property tax levy shall be 20.71 mills.
3. The billing dates, penalty dates and amount of penalty which shall be levied for delinquent taxes shall be as follows:

Taxes are due from the 30th day of September through the 15th day of January. Taxes are delinquent on the 16th day of January with a 3% penalty added, on the 2nd day of February another 7% penalty added, and on the 17th day of March another 5% added.

4. Pursuant to the contract for the tax year of 1986, the Town of Edisto Beach appoints the Colleton County Treasurer as its agent for collection of taxes and penalties.
5. Nothing herein shall prohibit the Town Council to authorize the transfer of appropriated funds from line item to line item within the General Fund, Water Fund or Sewer Fund as necessary to achieve the goal of the budget. The Town Administrator may authorize the transfer of appropriated funds not to exceed \$500 within departments as necessary to achieve the goal of the budget.

Jane S. Darby, Mayor

ATTEST:

Deborah Hargis
Municipal Clerk

First Reading: 5/12/2016

Public Hearing: _____

Final Reading: _____

Approved as to form: _____

Town of Edisto Beach

2016-06 Litter Removal Highway 174

BID TABULATIONS		
BIDDER	BID AMOUNT	COMMENTS
Bernard Flowers	340 ⁰⁰ /week	340⁰⁰/week
Lyons Contract Service	650 ⁰⁰ /week	
Wright for U Services, LLC	238 ⁵⁰ /week	12,402 ⁰⁰ /annually

Witnessed by: Saram Simpson

4-6-16
Date

Witnessed by: Jus Lee

4-6-16
Date