

MINUTES
August 13, 2015
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, Pete Anderson, Susan Hornsby, Mayor Pro Tempore and Patti Smyer, Council Members; *Quorum of Council Present.*

Mayor Darby called the meeting to order, followed by the Pledge of Allegiance and prayer by Mayor Pro Tem Hornsby.

Approval of Minutes

Councilwoman Hornsby moved to approve the Special Meeting Minutes of July 21, 2015 seconded by Councilman Anderson. The motion was unanimously approved.

Proclamations and Presentations

A. Starfish Awards

Quinn McCollum, Patrick Zemp, Walter Hutchinson, Julian Meggett and Alfred Meggett were recognized for their work trimming palm trees around Town Hall.

Jane Morrow was recognized for her work on the ATAX Board.

Old Business

A. First Reading of Ordinance 2015-16 to Re-Zone Three Lots, Designated as Lot 7 Block UU, Lot 7 Block YY, and Lot 8 Block YY, From R-1 Zoning District to PB Zoning District; to Authorize Amendment to Official Zoning Map – Councilwoman Smyer moved to approve the first reading of Ordinance 2015-16 to re-zone three lots, designated as Lot 7 Block UU, Lot 7 Block YY and Lot 8 Block YY from R-1 (residential) zoning to PB (public) zoning district and authorize amendment to the official zoning map. Councilwoman Hornsby seconded the motion, which passed unanimously.

B. Second Reading of Ordinance No. 2015-12 to Increase the Annual Salaries of the Mayor and Council for the Town of Edisto Beach, South Carolina – Councilwoman Hornsby moved to approve the second reading of Ordinance 2015-12 to increase the annual salaries for the mayor and council for the Town of Edisto Beach. Councilwoman Smyer seconded the motion. The increase shall take effect in February 2016 coinciding with the six-month budget adjustment

when the employee cost of living increase is considered. The salary of the Mayor will increase from \$400 per month to \$500 per month and Council members from \$200 per month to \$300 per month. Mayor Darby noted that, in February 2016 Council may refuse the increase, since it is important to Council that the Town's employees' welfare comes first. The motion passed unanimously.

New Business/Appearances

A. Resolution 2015-R20 to revise the Freedom of Information Act Policy and Request Form – Councilman Anderson moved to approve Resolution 2015-R20 to revise the FOIA Policy and Request Form to reflect recent changes to 30-4-30 of the SC Code of Laws. Councilwoman Smyer seconded the motion, which passed unanimously.

B. Amendment to the Edisto Beach Volunteer Fire Department By Laws – Councilman Anderson moved to approve the Amendment to the Edisto Beach Volunteer Fire Department By Laws. Councilwoman Hornsby seconded the motion, which passed unanimously.

C. Resolution 2015-R22 to Establish the Fee for Residential Garbage Container Roll-out/Roll-back Service as Authorized by Ordinance 2015-07 – Councilwoman Hornsby moved to approve Resolution 2015-R22 to Establish the Fee for Residential Garbage Container Roll-out/Roll-back Service as Authorized by Ordinance 2015-07. Councilwoman Smyer seconded the motion, which was approved unanimously.

D. Special Event Application – Dockside Restaurant and Lounge – Edisto Beach Music and Shag Festival – Councilman Anderson moved to approve the application submitted by Dockside Restaurant and Lounge for the Edisto Beach Music and Shag Festival to be held at Bay Creek Park September 4, 5 and 6, 2015. Councilwoman Hornsby seconded the motion, which was approved unanimously.

Committee Vacancies

A. Zoning Board of Appeals – 2 vacancies – The terms of Cathy Price and Ida Tipton expire on September 1, 2015. Applications have been received from Marie Bost and Lou Rasmussen. Councilwoman Smyer moved to approve the two applications. Councilman Anderson seconded the motion. Mayor Darby expressed her thanks to Ms. Bost and Mr. Rasmussen for their willingness to serve. The motion was unanimously approved.

B. Water and Sewer Committee – 1 vacancy – Ray Johnson has submitted his resignation to Council from the Water and Sewer Committee. The Water and Sewer By Laws state that each member of Council may appoint a member to the Committee. Mayor Darby and Councilwoman Hornsby are deferring to Councilwoman Smyer to help fill the vacancy. Councilman Anderson moved to approve advertising for the vacancy, seconded by Councilwoman Hornsby. The motion was approved unanimously.

C. Accommodations Tax Advisory Board – 2 vacancies – Jane Morrow, representing the Hospitality/Lodging sector and Beth Guilherme, representing the At-Large sector, have submitted their respective resignations. Councilwoman Smyer moved to approve advertising for the two vacancies, the Hospitality/Lodging vacancy which expires August 1, 2016 and the At Large vacancy which expires August 1, 2017. Councilwoman Hornsby seconded the motion, which was unanimously approved.

Planning Commission

A. First Reading of Ordinance 2015-21 to Amend Section 86-144 of Chapter 86 of the Town’s Code of Ordinances as Recommended by the Planning Commission Pursuant to an Extensive Study and Re-write Initiative – Councilwoman Smyer moved to approve the first reading of Ordinance 2015-21 to Amend Section 86-144 of Chapter 86 of the Town’s Code of Ordinances as recommended by the planning commission pursuant to an extensive study and re-write initiative. Councilwoman Hornsby seconded the motion, which passed 3 – 1 with Councilman Anderson opposed.

B. Sea Cloud 208 Property Line Adjustment – Councilman Anderson moved to approve the application to adjust the property line at 208 Sea Cloud Circle. Councilwoman Hornsby seconded the motion. Councilwoman Smyer asked if the minutes from the Homeowner’s Association would be signed. Mayor Darby stated that the minutes would not be officially approved until the next Homeowner’s Association meeting. The meetings are held annually. Council has, in writing, assurance that the minutes reflect the proceedings correctly. Mayor Darby called for the vote and the motion passed unanimously.

Accommodations Tax Board

A. Chamber of Commerce Off Season Marketing and Advertising within six hour drive (\$12,000) and Chamber of Commerce Off Season Marketing and Advertising expanded market (\$35,000) – Councilman Anderson moved to approve both applications, one for off-season marketing and advertising within a six-hour drive for \$12,000 and one for off-season marketing and advertising in an expanded market for \$35,000. Councilwoman Smyer seconded the motion, which was approved unanimously.

Departmental Reports and Committee Updates

Administration

Town Administrator Iris Hill gave the financial and FOIA reports for the month of July 2015.

	Received	Spent
General Fund	6.07%	6.06%
Water Fund	0.47%	7.77%
Wastewater Fund	0.42%	6.83%

There were 11 Freedom of Information requests from 4 individuals in the month of July.

Building

Patrick Brown, Building Codes Official, gave the report for the month of July 2015.

	July-14	July-15	YTD
Business/Rental License Fees	\$3,700.50	\$3,222.45	\$3,222.45
New Construction Permits	2	5	5
Other Permits	18	17	17
Permit Fees	\$6,892.00	\$13,454.00	\$13,454.00
Inspections	68	56	56
Bay Creek Park	\$1,510.00	\$1,805.00	\$1,805.00

Mr. Brown told those in attendance that the Building Department had a new employee. Celese Miller is the new Code Enforcement Officer.

Fire

Fire Chief Denney Conley gave the report for the month ending July 31, 2015.

Calls	July-14	July-15	YTD
Medical	49	35	35
Fire-related	2	12	12
Public Assistance	83	82	82
Beach Wheel Chairs	26	28	28
Water Rescue	4	4	4
Welfare Checks		37	37

Police

Police Chief George Brothers gave the report for the month of July 2015.

	July-14	July-15	YTD
Citations	27	81	81
Speeding	9	30	30
Warnings	129	195	195
Alarm Calls	17	22	22
Calls for 2 or More Officers	16	14	14
Miles Patrolled	8,443	8,523	8,523
Assaults	4	2	2
Larcenies	13	1	1
Burglaries	1	0	0
Incidents & Calls for Service	189	159	159

Golf Cart Violations	2	34	34
Domestic Violence Calls	0		
Property Checks	1407	1,347	1,347
Open Container	3	3	3
D.U.I.	1	1	1
CDV Arrest	0	1	1
Disorderly Conduct	2	2	2

Chief Brothers announced Officer Darling had joined the Police Department in July.

Utilities

Bob Doub, Utilities Director, gave the report for July 2015.

	July-14	July-15	YTD
Pumped MG Water	26.85	24.18	24.18
Treated MG Wastewater	7.91	6.46	6.46
Water Line Repairs	5	4	4
Work Order Repairs	135	79	79

Public Works

Public Works Director Bob Doub gave the report for the month ending July 31, 2015.

	July -14	July -15	YTD
Mowed Acres	40	102	102
Cleaned Ditches	2,693ft	9,657ft	9,657ft
Roll Carts Delivered	14	46	46

Chamber of Commerce

Executive Director Dan Carter gave the report for July 2015.

- Mr. Carter thanked Council for the approval of the ATAX funds for off season marketing.
- The Arts and Crafts market at Bay Creek Park on Wednesdays continues to be successful.
- On August 29th the Marina will hold a Wahoo Tournament.
- The Music and Shag Festival will be held September 4, 5 and 6th at Bay Creek Park.

Edisto Pride

Ida Tipton gave the report for Edisto Pride. She announced the Beach Sweep River Sweep would be held September 19, 2015. Two classes from Lowcountry Leadership Charter School will be joining us.

Mayor Darby announced that on Monday, August 10, 2015, she and Councilwoman Smyer attended a function and spoke to Rep. Gilliard, Rep. Hodges and Rep. Brown, who all indicated their support in the Town's endeavor to secure state funding for renourishment.

Councilwoman Smyer recently completed IS100 and IS700 through FEMA's National Incident Management program.

Public Comment Period

Walt McLeod – Mr. McLeod, owner of Lot YY, spoke concerning the rezoning of the three lots which passed first reading earlier in the meeting. Mr. McLeod told those in attendance that the procedure was fatally flawed since the Town owns the three lots and should not be able to vote on rezoning something it already owns. Mr. McLeod urged Council to not have second reading and reconsider the first reading. He also suggested Council consider some other way to comply with the needs of the Town other than the rezoning.

Bob McKenzie – Mr. McKenzie, owner of 2409 Holmes Street addressed Council regarding the rezoning. He told Council that there was a delineated boundary (Lee Street) that there has been no encroachment across. Once the Town starts going in to these particular blocks, there is a legal problem by going across those boundaries. He stated that Lot UU has beautiful trees, in particular a large pine, that the Town would be in violation of an Ordinance if the tree was removed. Mr. McKenzie said there was a reference to a Town parking lot in previous minutes, which does not exist. There is on-street parking on Lee Street and no Town parking lot that abuts that lot, "which is another legal problem you may have."

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

Executive Session

A. Administration Department [SC Code Section 30-4-70(1)]

B. Legal Advice potential legal matter regarding personnel department [SC Code Section 30-4-70(2)]


Councilman Anderson moved to exit Executive Session, seconded by Councilwoman Smyer. The motion was approved unanimously. No action was required by Council following Executive Session.

Adjournment

Councilman Anderson moved to adjourn the meeting. Councilwoman Smyer seconded the motion, which was unanimously approved.

The media/public was notified of the date, time and place of the meeting on Friday, August 7, 2015.

APPROVED BY TOWN COUNCIL



Deborah Hargis, Municipal Clerk
September 10, 2015