

**JASPER COUNTY COUNCIL  
MARY GORDON ELLIS EXECUTIVE BUILDING  
COUNCIL CHAMBERS  
MAY 19, 2008  
7:00 P.M.**

**MINUTES**

**OFFICIALS PRESENT:**

DR. GEORGE M. HOOD, CHAIRMAN  
FRED TUTEN, VICE CHAIRMAN  
GLADYS JONES, COUNCILWOMAN  
LEROY BLACKSHEAR, COUNCILMAN  
HUBERT TYLER, COUNCILMAN

**STAFF PRESENT:**

ANDREW FULGHUM, ADMINISTRATOR  
RONNIE MALPHRUS, DEPUTY ADM. ADMINISTRATIVE SERVICES  
DALE TERRY, DEP. ADM. ENGINEERING SERVICES  
JUDITH M. FRANK, CLERK TO COUNCIL  
MARVIN JONES, COUNTY ATTORNEY  
LISA LAMB. PLANNING AND ZONING  
RENTY KITTY, BUSINESS LICENSE, AND SIGNS  
STEVEN MALPHRUS, DEP. DIRECTOR ES  
EVELYN LEE, DEPUTY CLERK TO COUNCIL

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:**

CHAIRMAN HOOD CALLED THE MEETING TO ORDER AT 7:00 P.M.

**PLEDGE OF ALLEGIANCE:**

CHAIRMAN HOOD LED THE PLEDGE OF ALLEGIANCE.

**INVOCATION:**

VICE CHAIRMAN TUTEN GAVE THE INVOCATION.

**APPROVAL OF THE MINUTES:**

COUNCILMAN BLACKSHEAR MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION TO APPROVE THE MINUTES OF MAY 5, 2008, MAY 6, 2008, AND MAY 7, 2008. COUNCILWOMAN JONES ASKED THAT THE MINUTES OF MAY 6, 2008 BUDGET WORKSHOP REFLECT THAT THE GRAYS AND COOSAWHATIE SENIOR CENTERS ARE SERVED MEALS 3 TIMES A

WEEK AND THE OTHER SITES SERVE MEALS 5 DAYS A WEEK. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**PROCLAMATIONS AND PRESENTATIONS:**

MR. CARL KILPATRICK OF SOUTH CAROLINA BANK AND TRUST PRESENTED CHAIRMAN HOOD WITH A CHECK FOR \$5,000.00 TO BE USED TOWARDS THE AFFORDABLE HOUSING STUDY. CHAIRMAN HOOD THANKED MR. KILPATRICK AND SCB&T.

**PUBLIC HEARINGS AND ORDINANCES:**

**3<sup>RD</sup> READING OF THE ORDINANCE TO AMEND THE 2007- 2008 JASPER COUNTY OPERATIONS BUDGET IN THE AMOUNT OF \$513,495.00:**

MR. MALPHRUS STATED THAT THERE WERE NO CHANGES SINCE THE LAST READING OF THE ORDINANCE. COUNCILWOMAN JONES ASKED THAT MR. MALPHRUS EXPLAINED WHY CERTAIN BUDGET LINES WERE OVERSPENT. MR. MALPHRUS SAID THAT THE COUNCIL APPROVED THE PURCHASE OF A HOUSE, THE WORKERS COMPENSATION INCREASE WAS DUE TO AN AUDIT, AND MORE MONEY WAS DUE. MR. MALPHRUS EXPLAINED THAT DUE TO THE INCREASE IN GAS PRICES, THERE WAS A SHORTAGE IN THOSE LINES AND BECAUSE OF THE INCREASE IN PRISONERS THE COST FOR FOOD AND MEDICAL TREATMENT OF THE INMATES THOSE TWO LINES NEEDED ADDITIONAL FUNDS. MR. MALPHRUS SAID THE FUNDS WILL COME FROM THE FUND BALANCE. COUNCILMAN TUTEN ASKED HOW MUCH MONEY WAS IN THE FUND BALANCE AND MR. MALPHRUS SAID APPROXIMATELY \$7,000,000.00. COUNCILMAN TYLER ASKED IF THE INCREASED FUEL COSTS HAVE BEEN CONSIDERED FOR THE NEXT BUDGET YEAR. MR. MALPHRUS SAID THEY HAVE INCLUDED MORE FUNDING FOR FUEL IN NEXT YEAR'S BUDGET. COUNCILWOMAN JONES MOTIONED AND COUNCILMAN TUTEN SECONDED THE MOTION THAT THIS BE THE 3<sup>RD</sup> READING OF THE ORDINANCE TO AMEND THE 2007-2008 JASPER COUNTY OPERATIONS BUDGET IN THE AMOUNT OF \$513,495.00 AND THAT IT BE PAID FOR FROM THE FUND BALANCE. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**2<sup>ND</sup> READING OF THE AUTHORIZING AN AMENDMENT TO THE MASTER PARK AGREEMENT GOVERNING THE MULTI-COUNTY PARK BY AND BETWEEN JASPER COUNTY, SOUTH CAROLINA AND BEAUFORT COUNTY, SOUTH CAROLINA, IN ORDER TO EXPAND THE BOUNDARIES OF THE PARK TO INCLUDE PROPERTY LOCATED IN BEAUFORT COUNTY, SOUTH CAROLINA AND OTHER MATTERS RELATED THERETO:**

MR. FULGHUM SAID THAT THERE HAVE BEEN NO CHANGES TO THE ORDINANCE SINCE THE LAST READING AND THAT JASPER COUNTY WILL BE PAID 1% OF THE TAX REVENUE FROM THIS PARK. COUNCILMAN BLACKSHEAR MOTIONED AND COUNCILMAN TUTEN SECONDED THE MOTION THAT THIS BE THE 2<sup>ND</sup> READING OF THE AUTHORIZING AN AMENDMENT TO THE MASTER PARK AGREEMENT GOVERNING THE

MULTI-COUNTY PARK BY AND BETWEEN JASPER COUNTY, SOUTH CAROLINA AND BEAUFORT COUNTY, SOUTH CAROLINA, IN ORDER TO EXPAND THE BOUNDARIES OF THE PARK TO INCLUDE PROPERTY LOCATED IN BEAUFORT COUNTY, SOUTH CAROLINA AND OTHER MATTERS RELATED THERETO. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**2<sup>ND</sup> READING OF THE ORDINANCE TO CREATE THE COUNCIL'S RULES AND PROCEDURES:**

ATTORNEY JONES SAID THAT THE ORDINANCE INCLUDED THE CHANGES THE COUNCIL REQUESTED AT THEIR WORKSHOP. COUNCILWOMAN JONES MOTION AND COUNCILMAN TYLER SECONDED THE MOTION TO APPROVE THE AMENDED LANGUAGE. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR. COUNCILWOMAN JONES MOTIONED AND COUNCILMAN BLACKSHEAR SECONDED THE MOTION THAT THIS BE THE 2<sup>ND</sup> READING OF THE ORDINANCE TO CREATE THE COUNCIL'S RULES AND PROCEDURES. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**1<sup>ST</sup> READING OF THE ORDINANCE TO APPROVE THE 2008-2009 JASPER COUNTY OPERATING BUDGET IN THE AMOUNT OF \$27,735,988.00:**

MR. MALPHRUS PRESENTED THE BUDGET AND EXPLAINED THAT HE HAS NOT INCLUDED THE AMOUNT FOR THE SCHOOLS OPERATING EXPENSES BECAUSE HE WAS STILL WORKING WITH THE STATE TO DETERMINE HOW MUCH MONEY WILL BE GOING TO THE SCHOOLS. MR. MALPHRUS SAID THE AMOUNT PRESENTED DOES INCLUDE THE SCHOOL DEBT. MR. MALPHRUS SAID HE HOPED TO HAVE MORE INFORMATION REGARDING THE SCHOOLS BY THE MAY 27, 2008 BUDGET WORKSHOP. MR. FULGHUM SAID HE INCLUDED A MEMO REGARDING THE BUDGET WITH HIS RECOMMENDATIONS AND A TIMELINE FOR BUDGET DELIBERATION. MR. FULGHUM SAID THAT THE PUBLIC HEARING FOR THE BUDGET WILL BE HELD ON JUNE 16, 2008 AND HE FELT CALLING A SPECIAL MEETING ON JUNE 30, 2008 WOULD GIVE THE COUNCIL ENOUGH TIME TO STUDY THE BUDGET. CHAIRMAN HOOD SAID HE WOULD CONSIDER MR. FULGHUM'S RECOMMENDATIONS. MR. MALPHRUS SAID THE 3<sup>RD</sup> READING COULD BE ON JUNE 16, 2008, BUT THE COUNCIL WOULD NOT HAVE TIME TO CONSIDER THE CITIZENS INPUT. COUNCILMAN BLACKSHEAR MOTIONED AND COUNCILMAN TUTEN SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> READING OF THE ORDINANCE TO APPROVE THE 2008-2009 JASPER COUNTY OPERATING BUDGET IN THE AMOUNT OF \$27,735,988.00. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**1<sup>ST</sup> READING OF THE ORDINANCE TO AMEND THE ORDINANCES OF JASPER COUNTY SO AS TO IMPOSE A MORATORIUM ON THE ISSUANCE**

**OF OFF PREMISE SIGN PERMITS DESCRIBED IN CODE OF ORDINANCES OF JASPER COUNTY SECTION 22-2:**

MS. LAMB SAID THE ORDINANCE WAS REVIEWED BY THE PLANNING COMMISSION AT THEIR MAY 13<sup>TH</sup> MEETING AND THEY RECOMMEND PASSAGE OF THIS ORDINANCE. MS. LAMB SAID THAT OFF PREMISE WERE SIGNS THAT ARE NOT LOCATED ON THE PROPERTY OF THE BUSINESS. COUNCILMAN BLACKSHEAR MOTIONED AND COUNCILWOMAN JONES SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> READING OF THE ORDINANCE TO AMEND THE ORDINANCES OF JASPER COUNTY SO AS TO IMPOSE A MORATORIUM ON THE ISSUANCE OF OFF PREMISE SIGN PERMITS DESCRIBED IN CODE OF ORDINANCES OF JASPER COUNTY SECTION 22-2. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**RESOLUTION ESTABLISHING THE CRITERIA FOR NAMING ROOMS IN COUNTY OWNED BUILDINGS:**

ATTORNEY JONES PRESENTED THE RESOLUTION AND READ THE CRITERIA FOR THE NAMING OF BUILDINGS, PARTS OF BUILDINGS, OR STRUCTURES OTHER THAN BUILDINGS SHALL BE IN ACCORDANCE WITH THE FOLLOWING PROCEDURE:

1. THIS REGULATION WILL APPLY TO THE NAMING OF ALL JASPER COUNTY OWNED PUBLIC BUILDINGS, ROOMS, PORTIONS OF BUILDINGS AND STRUCTURES OTHER THAN BUILDINGS.
2. PUBLIC BUILDINGS IN JASPER COUNTY WILL BE NAMED FOR THE FUNCTIONALITY OF THE BUILDING AND SHALL INCLUDE THE NAME "JASPER COUNTY."EXAMPLES MIGHT BE "JASPER COUNTY SHERIFF'S OFFICE" AND "JASPER COUNTY COURT HOUSE."
3. JASPER COUNTY COUNCIL MAY CHOOSE TO NAME A ROOM, PORTION OF A BUILDING OR STRUCTURE OTHER THAN A BUILDING IN MEMORY OF AN INDIVIDUAL. THE CRITERIA TO BE CONSIDERED BY JASPER COUNTY COUNCIL IN CONNECTION WITH THE NAMING OF A ROOM, PORTION OF A BUILDING, OR STRUCTURE OTHER THAN A BUILDING FOR AN INDIVIDUAL IS AS FOLLOWS:
  - a) THE INDIVIDUAL TO BE HONORED MUST HAVE BEEN DECEASED FOR AT LEAST 45 DAYS.
  - b) THE INDIVIDUAL MUST HAVE AN EXEMPLARY REPUTATION.
  - c) THE INDIVIDUAL MUST HAVE RESIDED OR WORKED IN JASPER COUNTY.
  - d) THE INDIVIDUAL MUST HAVE MADE A SUBSTANTIAL CONTRIBUTION TO THE COMMUNITY, WHICH RESULTED IN

THE IMPROVED WELL BEING OF THE CITIZENS OF JASPER COUNTY;

- e) THE INDIVIDUAL MUST HAVE BEEN INVOLVED IN JASPER COUNTY COMMUNITY AFFAIRS OVER SUCH A SPAN OF YEARS THAT HE OR SHE IS GENERALLY RECOGNIZED BY THE COMMUNITY FOR OUTSTANDING ACCOMPLISHMENTS AND CONTRIBUTIONS TO BENEFIT JASPER COUNTY.
  - f) INDIVIDUALS SHOULD HAVE BEEN INVOLVED IN MANY FACETS OF THE COMMUNITY SUCH AS THROUGH SERVICE CLUBS, CIVIC ORGANIZATIONS, SCHOOL, COMMUNITY, MULTI-CULTURAL EVENTS AND ORGANIZATIONS, ELECTED/APPOINTED POSITIONS, MILITARY SERVICE, CHURCH COMMUNITY, AND NON-PROFIT GROUPS; THE NATURE OF THEIR INVOLVEMENT SHOULD BE BEYOND THAT DONE IN THE NORMAL COURSE OF THEIR EMPLOYMENT OR VOLUNTARY SERVICE.
  - g) CONSIDERATION MAY BE GIVEN TO RECOGNITION FOR SUBSTANTIAL FINANCIAL GIFTS TO THE COUNTY.
4. THE NAMING OF BUILDINGS, PARTS OF BUILDINGS, OR STRUCTURES OTHER THAN BUILDINGS SHALL BE IN ACCORDANCE WITH THE FOLLOWING PROCEDURE:
- a) NOMINATIONS MUST BE IN WRITING ADDRESSED TO COUNTY COUNCIL, MUST IDENTIFY THE NAME AND ADDRESS OF THE PROPONENT AND MUST OUTLINE THE CONTRIBUTION OF THE PROPOSED HONOREE TO THE PEOPLE OF JASPER COUNTY AND THE QUALIFICATIONS AS SET FORTH IN PARAGRAPH 3.
  - b) UPON RECEIPT OF A REQUEST TO THE CLERK TO COUNCIL, SHE WILL FORWARD COPIES TO EACH MEMBER OF COUNTY COUNCIL.
  - c) FOR EACH REQUEST THE COUNTY COUNCIL WILL APPOINT A COMMITTEE TO EVALUATE THE REQUEST, EXAMINE THE CONTRIBUTIONS OF THE PROPOSED HONOREE AND MAKE A REPORT AND RECOMMENDATION TO THE COUNTY COUNCIL.
  - d) FOLLOWING RECEIPT OF A REPORT AND RECOMMENDATION FROM THE COMMITTEE COUNTY COUNCIL SHALL TAKE ACTION ON NOMINATIONS.

- e) WHEN A ROOM, PORTION OF A BUILDING OR STRUCTURE OTHER THAN A BUILDING SHALL BE NAMED FOR AN INDIVIDUAL, THE NAMING SHALL BE MEMORIALIZED IN AN APPROPRIATE CEREMONY AND A SUITABLE PLAQUE WILL BE LOCATED IN THE ROOM, PORTION OF A BUILDING OR STRUCTURE OTHER THAN A BUILDING GIVING THE FULL NAME, PICTURE, AND A BRIEF BIOGRAPHY OF THE PERSON HONORED. THE PLAQUE WILL BE DESIGNED AND INSTALLED IN DEFERENCE TO THE DÉCOR OF THE SPACE AND THE PLAQUE SHALL NOT EXCEED 12”X14” IN SIZE.

COUNCILMAN BLACKSHEAR ASKED IF THE COMMITTEE WOULD BE A STANDING COMMITTEE OR A NEW COMMITTEE BE APPOINTED EACH TIME A REQUEST WAS MADE. CHAIRMAN HOOD SAID THAT COULD BE DECIDED WHEN THE COUNCIL APPOINTS THE MEMBERS. COUNCILWOMAN JONES SAID SHE FELT THE COMMITTEE SHOULD BE APPOINTED FOR AT LEAST ONE YEAR. COUNCILWOMAN JONES MOTIONED AND COUNCILMAN TUTEN SECONDED THE MOTION TO PASS THE RESOLUTION ESTABLISHING THE CRITERIA FOR NAMING ROOMS IN COUNTY OWNED BUILDINGS. THE MOTION CARRIED WITH CHAIRMAN HOOD, VICE CHAIRMAN TUTEN, COUNCILMAN TYLER AND COUNCILWOMAN JONES VOTING FOR. COUNCILMAN BLACKSHEAR VOTED AGAINST.

CHAIRMAN HOOD SAID THAT A COMMITTEE HAD ALREADY PRESENTED A REQUEST FOR MS. ZENIE INGRAM. AND THE CRITERIA HAS BEEN MET. COUNCILMAN BLACKSHEAR MOTIONED AND VICE CHAIRMAN TUTEN SECONDED THE MOTION TO NAME THE MAIN CONFERENCE ROOM ON THE FIRST FLOOR OF THE NEW ANNEX BUILDING IN MEMORY OF ZENIE INGRAM. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**APPROVAL OF CONTRACTUAL CHANGE ORDERS FOR ADDITIONAL WORK FOR SPEC BUILDING II:**

**APPROVAL OF CONTRACTUAL CHANGE ORDERS FOR ROAD EXTENSION AND UTILITIES EXTENSION:**

MR. FULGHUM PRESENTED THE CHANGE ORDERS. MR. FULGHUM PROVIDED THE COUNCIL WITH A PLAN OF THE AREA AND A SPEADSHEET THAT INCLUDED INFORMATION REGARDING THE COMMERCIAL DEVELOPMENT FUND. MR. FULGHUM SAID THAT ADDITIONAL ELEVATIONS NEEDED TO BE DONE DUE TO THE EXTENSION OF THE ROAD AND LIFT STATION WAS GOING TO BE NEEDED TO EXTEND THE ROAD AND THEY WERE NOT GOING TO DO THAT BECAUSE IT WAS VERY EXPENSIVE. MR. FULGHUM SAID THERE WERE EXPENSES FOR WATER AND SEWER HOOKUPS AND STORM WATER MANAGEMENT. MR. FULGHUM SAID HE WORKED WITH J.R. WILSON, ATM AND ALAN GLASSBURG ON THESE ITEMS. THE EXPENDITURES FOR J.R.. WILSON ‘S CONTRACT WERE \$622,622.50, J.R.. WILSON’S CHANGE ORDER WAS \$180,463.00 AND J.R. WILSON ADD ONS WERE \$42,387.00, THE EXPENDITURE WITH ALAN

GOLDBERG WAS \$14,775.00 AND THE EXPEDITURES WITH ATM FOR ROAD DESIGN, CONSTRUCTION FOR SEGMENT A AND DESIGN AND INSPECTION FOR SEGMENT B TOTALED \$85,700.00. MR. FULGHUM SAID HE HAD ONE BID TO SEAL THE BUILDING FOR \$10,000.00. THE TOTAL FOR THE EXPENDITURES IS \$955,947.50 AND THE BALANCE IN THE COMMERCIAL DEVELOPMENT FUND IS \$956,891.00 AND ONCE THE EXPENDITURES LISTED ARE PAID THE BALANCE WILL BE \$943.50. MR. FULGHUM SAID THAT OHIO GRATING HAS A BALLOON PAYMENT OF \$125,000.00 AND THE CLOSING FOR DIXIE LAUNDRY WILL BRING IN \$30,000.00 AND ONCE THOSE TWO DEPOSITS ARE MADE, THE COMMERCIAL DEVELOPMENT FUND WILL THEN HAVE A BALANCE OF \$155,943.50. COUNCILWOMAN JONES ASKED ABOUT THE FUNDS THAT THE TRANSPORTATION COMMITTEE WAS PROVIDING FOR THIS PROJECT. COUNCILWOMAN JONES ASKED ABOUT THE ONE BID TO HAVE THE ITEMS DONE AND MR. FULGHUM SAID THAT THE COUNTY'S PROCUREMENT POLICY ALLOWS IT AND THE COUNTY HAS THE AUTHORITY TO NEGOTIATE WITH THE LOW BIDDER. COUNCILWOMAN JONES SAID SHE WAS CONTACTED BY OTHER CONTRACTORS WHO WERE INTERESTED IN BIDDING ON THE PROJECT. COUNCILWOMAN JONES SAID NO ONE WAS GIVEN THE OPPORTUNITY TO BID ON THE LANDSCAPING OR THE ROADS. MR. FULGHUM SAID THAT THE COUNTY'S PROCUREMENT POLICY ALLOWS IT AND IT HAS WORKED WELL IN THIS SITUATION AND HE HAS NOT HEARD FROM ANY OTHER CONTRACTORS. COUNCILMAN TYLER ASKED WHAT WAS THE OUTLOOK FOR THE FUTURE PROJECTS AND MR. FULGHUM RESPONDED THAT THEY ARE ON THE FAST TRACK AND MOVING FORWARD TWO OF THE SITES WILL BE SHOVEL READY AND READY TO BE SOLD ONCE THE WORK IS DONE. COUNCILMAN TUTEN ASKED MR. FULGHUM TO GET BIDS TO SEAL THE BUILDING. COUNCILMAN BLACKSHEAR MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION TO APPROVE THE CHANGE ORDERS PRESENTED BY THE ADMINISTRATOR. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**NEW BUSINESS:**

**APPOINTMENT OF MEMBERS FOR THE NAMING OF ROOMS IN COUNTY BUILDINGS COMMITTEE:**

THIS ITEM WAS TABLED UNTIL THE NEXT COUNCIL MEETING. CHAIRMAN HOOD ASKED THE COUNCIL MEMBERS TO GET RECOMMENDATIONS FROM THE CITIZENS FOR MEMBERS FOR THIS COMMITTEE AND THE COUNCIL WILL APPOINT THE MEMBERS AT THE NEXT COUNCIL MEETING.

**DALE TERRY – APPROVAL OF BID FOR 25 YARD CONTAINERS:**

MR. TERRY PRESENTED THE BID AND ASKED THE COUNCIL FOR APPROVAL. THE BID WAS IN THE AMOUNT OF \$20,845.00 FOR FIVE CONTAINERS. VICE CHAIRMAN TUTEN MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION TO APPROVE THE BID FROM BAKERS WASTE IN THE AMOUNT OF \$20,845.00 FOR FIVE 25 YARD CONTAINERS.

THE MOTION WAS CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR. THIS ITEM HAS BEEN BUDGETED FOR IN THE 2007-2008 BUDGET.

**DALE TERRY – APPROVAL OF BIDS FOR ROOF AT ROBERTVILLE SCHOOL:**

MR. TERRY PRESENTED THE BIDS AND ASKED THAT THE COUNCIL APPROVE THE BID FROM THE GRAFTON GROUP, INC. IN THE AMOUNT OF \$62,000.00. MR. TERRY SAID HIS REQUEST WAS BASED ON THE MATERIALS AND WARRANTY. COUNCILMAN BLACKSHEAR MOTIONED AND VICE CHAIRMAN TUTEN SECONDED THE MOTION TO APPROVE THE BID OF THE GRAFTON GROUP, INC. IN THE AMOUNT OF \$62,000.00 AND THAT IT BE PAID FOR FROM THE BUILDING MAINTENANCE LINE IN THE BUDGET. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**NORTHERN NEIGHBORHOOD ASSOCIATION – COMMUNITY ISSUES:**  
THIS ITEM WAS TABLED UNTIL THE NEXT MEETING.

**DISCUSSION REGARDING TOWNE PARK GATEWAY:**

MR. FULGHUM SAID THAT THE TOWNE PARK GATEWAY DEVELOPERS HAD A 25 ACRE DEVELOPMENT ON RED DAM ROAD AND THEY WERE GOING TO BUILD 142 UNITS. MR. FULGHUM SAID THERE HAS BEEN SOME MIS-COMMUNICATION REGARDING THE STORM WATER MANAGEMENT AND THEY WERE REQUESTING AN EASEMENT ACROSS COUNTY OWNED PROPERTY TO DRAIN THE STORM WATER INTO THE LAKE AT SGT. JASPER PARK. OFFICIALS AND THE ATTORNEY FOR TOWNE PARK GATEWAY WERE PRESENT. ATTORNEY JONES SAID THAT THEY HAVE INFORMED THE COUNTY THAT THEY HAVE APPROVAL FOR OCRM FOR THEIR STORM WATER DRAINAGE PLAN; HOWEVER, THEY DO NOT HAVE AN EASEMENT FROM THE COUNTY. ADAM RAGSDALE, REPRESENTING THE DEVELOPER SAID THE RECALLS THE SITE PLAN BEING PRESENTED TO THE COUNTY AND THE STATE AND THEY HAVE DESIGNED THEIR STORM WATER DRAINAGE PLAN ACCORDING TO THE STATES REQUIREMENTS AND THE STATE HAS ACCEPTED THEIR PLAN. SUSAN ROWELL, ATTORNEY FOR THE DEVELOPER, STATED THAT PONDS WERE ADDED TO FILTER THE WATER BEFORE IT WENT INTO LAKE AT SGT. JASPER PARK. MR. RAGSDALE SAID THAT THE MONITORING REQUIREMENTS ARE NEEDED DURING THE CONSTRUCTION STAGE AND ONCE STABILIZED, NOT FURTHER MONITORING WOULD BE NEEDED. ATTORNEY JONES SAID HE WAS CONCERNED ABOUT DAMAGE TO THE LAKE AND THAT THE LAKE NEEDED TO BE PRISTINE SINCE IT IS USED FOR FISHING. ATTORNEY JONES SAID THE DEVELOPER DID WHAT HAD TO BE DONE FOR RUNOFF, BUT HE WAS NOT SURE WHAT WAS NEEDED TO BE DONE REGARDING THE USE OF THE LAKE. ATTORNEY JONES SUGGESTED A PERMIT TO PROTECT THE COUNTY. COUNCILWOMAN JONES ASKED IF ATM HAS REVIEWED THE PLANS. ATTORNEY JONES SAID THAT ATM AND THE ENGINEERS FROM HARDEEVILLE HAVE EXPRESSED VARIOUS CONCERNS AND

ENVIRONMENTAL ISSUES. MR. CROASMUN, ATM ENGINEER, SAID THAT THEY WOULD NEED TO MONITOR THE FACILITY AND THEY NEEDED TO MAKE SURE THAT THE SYSTEM THEY PUT IN PLACE CONTINUES TO OPERATE IN A WAY THAT PROTECTS THE COUNTY. MR. FULGHUM STATED THAT THERE IS A HISTORY HERE AND HE IS CONCERNED AND HE FELT THERE ARE ISSUES THAT NEEDED TO WORK OUT. MR. FULGHUM SAID WHEN THE HOMEOWNERS ASSOCIATION TAKES OVER IF THE COUNTY HAD TO REVOKE THE PERMIT, THERE WOULD BE A LOT OF UPSET PEOPLE. MR. FULGHUM SAID THAT SERIOUS THOUGHT HAS TO BE PUT INTO THIS SITUATION IN ORDER TO AVOID FUTURE PROBLEMS. ATTORNEY ROWELL SAID THE SYSTEM WAS APPROVED BY THE OCRM AND DESIGNED TO FLOW INTO THE LAKE. MS. ROWELL SAID THAT IF THE EASEMENT IS NOT GRANTED THE PIPES WILL JUST STOP AND THE WATER WILL ERODE THE SIDES OF THE LAKE. ATTORNEY ROWELL SAID THE EASEMENT SHOULD HAVE BEEN REQUESTED EARLIER, BUT FEELS THAT THERE IS A NEED FOR A PERMANENT RESOLUTION. MR. RAGSDALE SAID THAT HE STORM WATER WAS GOING INTO THE LAKE PRIOR TO THE DEVELOPMENT AND NOT MORE WATER WOULD BE GOING IN NOW THAN WAS GOING IN BEFORE. VICE CHAIRMAN TUTEN SAID HE FAILED TO SEE WHAT THE PROBLEM WAS AND HE ASKED HOW DEEP THE PIPES WERE GOING IN. MR. RAGSDALE SAID THE PIPES WOULD BE RIGHT AT POND LEVEL. VICE CHAIRMAN TUTEN SAID IT HAS BEEN A DRY HOT SUMMER AND THE LAKE NEEDS THE WATER AND HE DID NOT SEE ANY PROBLEM. MR. FULGHUM SUGGESTED THAT HE AND THE ATTORNEY WORK WITH THE DEVELOPER. MR. FULGHUM SAID THAT THE DEVELOPER HAD AGREED TO SOME IMPROVEMENTS AND THEY ARE NOT INCLUDED IN THE CONTRACT THEY PRESENTED. MR. FULGHUM SAID THIS NEEDED TO BE RESOLVED AND CURRENTLY THERE ARE NO UNITS BUILT. MR. MADERAS SAID THAT OCRM HAS APPROVED THE PLAN AND THE DEVELOPER IS STILL WILLING TO BUILD THE PROPOSED FACILITIES DURING PHASE II OF THE DEVELOPMENT. COUNCILMAN TYLER ASKED WHO DETECTED THIS PROBLEM. MR. FULGHUM SAID THE CITY OF HARDEEVILLE DISCOVERED THIS DURING THEIR REVIEW PROCESS. MR. RAGSDALE SAID THEY ASKED TO APPEAR BEFORE COUNCIL BECAUSE THEY WERE NOT GETTING ANY RESULTS FROM THE STAFF. CHAIRMAN HOOD SAID THEY WILL HAVE TO CONTINUE TO WORK WITH THE STAFF AND THE STAFF WILL BRING BACK A RECOMMENDATION TO THE COUNCIL.

**COMMITTEE REPORTS:**

CHAIRMAN HOOD ASKED MR. FULGHUM TO GIVE SOME FEEDBACK TO THE REALTORS WHO MADE A DONATION TO THE COUNTY AS TO HOW THE FUNDS WOULD BE SPENT.

**ADMINISTRATORS' REPORT:**

MR. FULGHUM SAID THAT THERE WAS AN AFFORDABLE HOUSING MEETING SCHEDULED FOR JUNE 23, 2008.

MR. FULGHUM SAID THAT MORE FOIA REQUESTS HAVE BEEN COMING IN AND THEY NEEDED TO BE TRACKED AND THE SYSTEM NEEDED TO BE STREAMLINED. MR. FULGHUM SAID THAT HE WAS GOING TO ASSIGN THE TASK TO THE COUNTY ATTORNEY AND HIS PARALEGAL.

MR. FULGHUM PRESENTED THE COUNCIL WITH INFORMATION REGARDING S.C. HEALTHY KIDS CONNECTION REGARDING NEW HEALTH INSURANCE FOR CHILDREN.

MR. FULGHUM DISCUSSED GRANT IN THE AMOUNT OF \$936,000.00 WHICH WOULD REQUIRE A COUNTY MATCH OF \$225,000.00 CHAIRMAN HOOD ASKED THAT STEVEN MALPHRUS ATTEND THE MAY 27, 2008 BUDGET WORKSHOP TO DISCUSS THE GRANT.

MR. MALPHRUS REPORTED THAT THE COUNTY ATTORNEY FELT THE COUNCIL DID NOT HAVE THE AUTHORITY TO ABATE TAX PENALTIES.

**OPEN FLOOR TO THE PUBLIC:**

CHAIRMAN HOOD OPENED THE FLOOR TO THE PUBLIC.

MILTON WOODS THANKED THE COUNCIL ON BEHALF OF THE FAMILY AND CLASSMATES OF ZENIE INGRAM FOR NAMING THE CONFERENCE ROOM IN THE NEW ANNEX BUILDING IN HER MEMORY.

HENRY ETHERIDGE STATED THAT THE ORIGINAL CONTRACT AT THE INDUSTRIAL PARK WAS FOR \$622,000.00 AND THE COUNCIL APPROVED AN ADDITIONAL \$333,000.00 AND NO OTHER CONTRACTORS WERE GIVEN THE OPPORTUNITY TO BID. MR. ETHERIDGE SAID THAT HE FELT THE CONTRACTS SHOULD HAVE GONE OUT TO BID.

BEING NO FURTHER COMMENTS, CHAIRMAN HOOD CLOSED THE FLOOR TO THE PUBLIC.

**EXECUTIVE SESSION:**

COUNCILWOMAN JONES MOTIONED AND COUNCILMAN BLACKSHEAR SECONDED THE MOTION TO GO INTO EXECUTIVE SESSION. THE MOTION WAS CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**RETURN TO REGULAR SESSION:**

COUNCILWOMAN JONES MOTIONED AND COUNCILMAN BLACKSHEAR SECONDED THE MOTION TO RETURN TO REGULAR SESSION.

CHAIRMAN HOOD SAID THE COUNCIL DISCUSSED SEVERAL ITEMS IN EXECUTIVE SESSION.

CHAIRMAN HOOD SAID THEY DISCUSSED A LETTER FROM THE CHIEF MAGISTRATE AND NO ACTION WILL BE TAKEN.

COUNCILMAN BLACKSHEAR MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION THAT BASED ON THE INFORMATION RECEIVED FROM MR. MALPHRUS THE SALARIES OF THE INDIVIDUALS DISCUSSED ARE TO BE ADJUSTED FROM THIS POINT FORWARD. THE MOTION WAS CARRIED WITH COUNCILMEN TYLER AND BLACKSHEAR, COUNCILWOMAN

JONES AND VICE CHAIRMAN TUTEN VOTING FOR. CHAIRMAN HOOD  
VOTED AGAINST.

NO OTHER ACTIONS WERE TAKEN AS A RESULT OF EXECUTIVE SESSION.

**ADJOURN:**

COUNCILWOMAN JONES MOTIONED AND COUNCILMAN TYLER SECONDED  
THE MOTION TO ADJOURN THE MEETING. THE MOTION CARRIED WITH  
ALL MEMBERS PRESENT VOTING IN FAVOR.

THE MEETING ENDED AT 9:50 P.M.

RESPECTFULLY SUBMITTED BY:

APPROVED BY:

---

JUDITH M. FRANK, CCC  
CLERK TO COUNCIL

---

DR. GEORGE M. HOOD  
CHAIRMAN