



**JASPER COUNTY COUNCIL  
COUNCIL CHAMBERS  
JANUARY 4, 2010  
4:00 P.M.**

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**MINUTES**

**OFFICIALS PRESENT:**

GEORGE HOOD, CHAIRMAN  
LEROY BLACKSHEAR, VICE CHAIRMAN  
HENRY ETHERIDGE, COUNCILMAN  
REV. SAMUEL GREGORY, COUNCILMAN  
HUBERT TYLER, COUNCILMAN

**STAFF PRESENT:**

ANDREW FULGHUM, ADMINISTRATOR  
RONNIE MALPHRUS, DEP. ADM. ADM. SERVICES  
DALE TERRY, DEP. ADM. ENG. SERVICES  
WILBUR DALEY, DEP. ADM. EMG. SERVICES  
JUDITH FRANK, CLERK TO COUNCIL  
MARVIN JONES, ATTORNEY  
DAVID JIROUSEK, PLANNING DIRECTOR  
HERMAN SMITH, BUILDING DEPT. DIRECTOR  
PATSYE GREENE – ROD  
HAZEL HOLMES - AUDITOR

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 4:00 P.M.

**PLEDGE OF ALLEGIANCE:**

CHAIRMAN HOOD LED THE PLEDGE OF ALLEGIANCE.

**INVOCATION:**

VICE CHAIRMAN BLACKSHEAR GAVE THE INVOCATION.

**APPROVAL OF MINUTES:**

VICE CHAIRMAN BLACKSHEAR MOTIONED AND COUNCILMAN GREGORY SECONDED THE MOTION TO APPROVE THE MINUTES FROM 12/14/2009 COUNCIL MEETING, 12/09/09 AND 12/16/2009 BUDGET CONTINGENCY PLANNING WORKSHOP AND TO RECEIVE FOR INFORMTION THE MINUTES OF THE 12/01/09 ADMINISTRATIVE SERVICES MEETING, THE 12/16/2009 TRANSPORTATION COMMITTEE MEETING AND THE 12/17/09 CENSUS COMPLETE COUNT COMMITTEE. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**ELECTION OF OFFICERS:**

CHAIRMAN HOOD TURNED THE MEETING OVER TO MR. FULGHUM. MR. FULGHUM ASKED FOR NOMINATIONS FOR COUNCIL CHAIRMAN. VICE CHAIRMAN BLACKSHEAR MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION TO SUSPEND THE RULES AND THAT ALL CURRENT OFFICERS BE RE-ELECTED. THE MOTION CARRIED WITH CHAIRMAN HOOD, VICE CHAIRMAN BLACKSHEAR, COUNCILMAN TYLER AND COUNCILMAN GREGORY VOTING FOR; COUNCILMAN ETHERIDGE DID NOT VOTE. MR. FULGHUM ASKED FOR A VOTE FOR THE SLATE OF DR. GEORGE HOOD FOR CHAIRMAN AND LEROY BLACKSHEAR FOR VICE CHAIRMAN; CHAIRMAN HOOD, VICE CHAIRMAN BLACKSHEAR, COUNCILMAN TYLER AND COUNCILMAN GREGORY VOTING FOR; COUNCILMAN ETHERIDGE DID NOT VOTE. DR. GEORGE HOOD WAS RE-ELECTED CHAIRMAN AND LEROY BLACKSHEAR WAS RE-ELECTED VICE CHAIRMAN. COUNCILMAN TYLER ASKED FOR A POINT OF ORDER AND ASKED WHAT IF SOMEONE WANTED TO NOMINATE SOMEONE ELSE TO THE VICE CHAIRMAN POSITION. MR. FULGHUM SAID GENEREALLY THE CHAIRMAN IS ELECTED AND THEN THE VICE CHAIRMAN, HOWEVER THE MOTION COVER BOTH POSITIONS AND IT WAS ALL HANDLED IN ONE VOTE. VICE CHAIRMAN BLACKSHEAR SAID THAT COUNCILMAN TYLER WAS OUT OF ORDER AS THE OFFICERS WERE ALREADY ELECTED.

**PROCLAMATIONS AND PRESENTATIONS:**

**COACH DANKINS AND COACH FABER - HIGH SCHOOL BASKETBALL PROGRAM:**

COACH FABER THANKED THE COUNCIL FOR THEIR ONGOING SUPPORT OF THE HIGH SCHOOL SPORTS PROGRAM. COACH DANKINS PRESENTED RONNIE MALPHRUS WITH A PLAQUE AND T-SHIRT IN APPRECIATION OF HIS HELP IN FINDING THEM FUNDING.

THE COACHES GAVE THE COUNCIL MEMBERS, ADMINISTRATOR AND CLERK TO COUNCIL T-SHIRTS.

**PUBLIC HEARINGS AND ORDINANCES:**

**MARVIN JONES – 2<sup>ND</sup> READING OF THE ORDINANCE TO AMEND JASPER COUNTY CODE OF ORDINANCES § 25-58(1) AND (2) SO AS TO INVEST THE AUTHORITY FOR ACCEPTING ROADS INTO THE SYSTEM OF COUNTY MAINTAINED PUBLIC ROADS IN JASPER COUNTY:**

MR. JONES EXPLAINED THAT THE ORDINANCE WAS TO INVEST THE AUTHORITY TO ACCEPT PRIVATE ROADS INTO THE COUNTY MAINTAINED ROADS SYSTEM TO THE COUNTY COUNCIL. COUNCILMAN GREGORY MOTIONED AND COUNCILMAN ETHERIDGE SECONDED THE MOTION THAT THIS BE THE 2<sup>ND</sup> READING OF THE ORDINANCE TO AMEND JASPER COUNTY CODE OF ORDINANCES § 25-58(1) AND (2) SO AS TO INVEST THE AUTHORITY FOR ACCEPTING ROADS INTO THE SYSTEM OF COUNTY MAINTAINED PUBLIC ROADS IN JASPER COUNTY. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**ANDREW FULGHUM – 2<sup>ND</sup> READING OF THE ORDINANCE REGARDING THE LEASE AGREEMENT – JASPER COUNTY AND HOME TOWN TITLE:**

MR. FULGHUM EXPLAINED THAT THIS ORDINANCE WAS TO APPROVE AMENDING AN EXISTING LEASE SO AS TO CHANGE THE LOCATION OF THE PROPERTY BEING LEASED. MR. FULGHUM SAID THAT THE LOCATION CHANGE WOULD BE TO 224 SECOND AVE. AND ALL OTHER ASPECTS OF THE ORIGINAL LEASE WOULD REMAIN THE SAME. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION THAT THIS BE THE 2<sup>ND</sup> READING OF THE ORDINANCE REGARDING THE LEASE AGREEMENT – JASPER COUNTY AND HOME TOWN TITLE. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**DAVID JIROUSEK - 1ST READING OF THE ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF JASPER COUNTY SO AS TO TRANSFER A PARCEL BEARING TAX MAP NUMBER 081-00-02-004 DEPICTED ON THE JASPER COUNTY OFFICIAL ZONING MAP IN THE RURAL PRESERVATION ZONE TO PLANNED DEVELOPMENT DISTRICT, THE GREENWAY CONSTRUCTION AND DEMOLITION RECLAMATION PDD:**

COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN TYLER SECONDED THE MOTION TO TABLE THIS ITEM UNTIL THE NEXT SCHEDULED COUNCIL MEETING ON JANUARY 19, 2010.

**RESOLUTIONS:**

NONE

**OLD BUSINESS:**

NONE

**NEW BUSINESS:**

NONE

**COMMITTEE REPORTS:**

**ADMINISTRATOR'S REPORT:**

MR. FULGHUM TOLD THE COUNCIL THAT THE COUNTY RECEIVED AN ADDITIONAL \$33,000.00 IN RDA FUNDS FROM PALMETTO ELECTRIC. MR. FULGHUM SAID THAT HARDEEVILLE RECEIVED A \$500,000.00 GRANT FOR THE JUSTIFICATION REPORT FOR EXIT 3. COUNCILMAN ETHERIDGE ASKED IF ALL THE OTHER GRANTS LISTED ON THE HANDOUT FROM MR. FULGHUM WERE STILL PENDING. MR. FULGHUM SAID THAT THEY WERE. COUNCILMAN ETHERIDGE ASKED IF THE GRANTS AND FUNDS RECEIVED BY SCDOT, LCOG AND OTHERS WERE APPLIED FOR BY THE INDIVIDUAL AGENCIES. MR. FULGHUM SAID THE AGENCIES APPLIED FOR THE FUNDS AND GRANTS AND SOME OF THE MONEY RECEIVED WAS FORMULA FUNDING GRANTS. MR. FULGHUM SAID THAT ONE OF THE COUNTY'S APPLICATIONS FOR FIRE FIGHTER ASSISTANCE WAS GETTING SOME ATTENTION; HOWEVER, IT WAS STILL UNDER CONSIDERATION.

**OPEN FLOOR TO THE PUBLIC (3 MINUTE TIME LIMIT PER INDIVIDUAL):**

JAMES MCCLAIN PRESENTED THE COUNCIL WITH PICTURES OF HIS ROAD (CLOVER CIRCLE) AND A PETITION SIGNED BY THE RESIDENTS ON THE ROAD. MR. MCCLAIN SAID THE ROAD IS IN VERY BAD CONDITION AND NEEDS TO BE WORKED AND MAINTAINED. MR. MCCLAIN SAID THAT MR. WALKER PREVIOUSLY MAINTAINED THE ROAD, BUT HE WAS NOWHERE TO BE FOUND. MR. MCCLAIN SAID THAT ONLY ONE LANE IS PASSABLE AT THIS TIME. MR. MCCLAIN SAID THE RESIDENTS ON CLOVER CIRCLE WOULD LIKE THE COUNTY TO TAKE OVER MAINTENANCE OF THE ROAD.

BARBARA BARTOLDUS SAID SHE DID NOT UNDERSTAND HOW MR. WALKER CAN GET AWAY WITH NOT MAINTAINING THE ROADS AND THAT SOMEONE NEEDED TO TAKE ACTION AGAINST MR. WALKER.

CHAIRMAN HOOD ASKED THE ADMINISTRATION TO INVESTIGATE THE SITUATION. CHAIRMAN HOOD ASKED THAT THE ATTORNEY PROVIDE THE COUNCIL WITH AN UPDATE REGARDING MR. WALKER IN

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

**EXECUTIVE SESSION:**

COUNCILMAN GREGORY MOTIONED AND VICE CHAIRMAN BLACKSHEAR SECONDED THE MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS MATTERS RELATING TO THE PROPOSED LOCATION, EXPANSION, OR THE PROVISION OF SERVICES ENCOURAGING LOCATION OR EXPANSION OF INDUSTRIES OR OTHER BUSINESSES IN THE AREA SERVED BY A PUBLIC BODY AND TO DISCUSS NEGOTIATIONS INCIDENT TO PROPOSED CONTRACTUAL ARRANGEMENTS AND PROPOSED SALE OR PURCHASE OF PROPERTY, 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, SETTLEMENT OF LEGAL CLAIMS, OR THE POSITION OF THE PUBLIC AGENCY IN OTHER ADVERSARY SITUATIONS INVOLVING THE ASSERTION AGAINST THE AGENCY OF A CLAIM. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**RETURN TO OPEN SESSION:**

COUNCILMAN ETHERIDGE MOTIONED AND VICE CHAIRMAN BLACKSHEAR SECONDED THE MOTION TO RETURN TO OPEN SESSION. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

CHAIRMAN HOOD ANNOUNCED THAT THE COUNCIL DISCUSSED THE TWO ITEMS LISTED ON THE AGENDA, AND HE INSTRUCTED THE STAFF TO MOVE FORWARD ON THOSE ITEMS. CHAIRMAN HOOD SAID THE NUMBER ONE ISSUE IS TO BRING JOBS TO JASPER COUNTY. CHAIRMAN HOOD INSTRUCTED ATTORNEY JONES TO MOVE FORWARD WITH THE SURVEY CONCERNING THE ROD OFFICE.

**ADJOURN:**

COUNCILMAN GREGORY MOTIONED AND VICE CHAIRMAN BLACKSHEAR SECONDED THE MOTION TO RETURN TO ADJOURN. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

THE MEETING ENDED AT 5:35 P.M.

RESPECTFULLY SUBMITTED BY:

APPROVED BY:

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JUDITH M. FRANK, CCC  
CLERK TO COUNCIL

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DR. GEORGE M. HOOD  
CHAIRMAN