



**JASPER COUNTY COUNCIL
COUNCIL CHAMBERS
358 THIRD AVE., RIDGELAND, SC 29936
OCTOBER 3, 2011 – 4:00 P.M.**

MINUTES

OFFICIALS PRESENT: CHAIRMAN BLACKSHEAR, VICE CHAIRMAN GREGORY, COUNCILMAN DRAYTON, COUNCILMAN ETHERIDGE, COUNCILMAN SAULS

STAFF PRESENT: ADMINISTRATOR ANDREW FULGHUM, DIRECTOR OF EMERGENCY SERVICES WILBUR DALEY, DIRECTOR OF ENGINEERING SERVICES DIVISION DALE TERRY, ATTORNEY MARVIN JONES, CLERK TO COUNCIL JUDITH FRANK, PLANNING DIRECTOR DAVID JIROUSEK

STAFF ABSENT: DIRECTOR OF ADMINISTRATIVE SERVICES RONNIE MALPHRUS

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.

CHAIRMAN BLACKSHEAR CALLED THE MEETING TO ORDER AT 4:00 P.M.

PLEDGE OF ALLEGIANCE – CHAIRMAN BLACKSHEAR LED THE PLEDGE OF ALLEGIANCE.

INVOCATION – CHAIRMAN BLACKSHEAR GAVE THE INVOCATION.

APPROVAL OF THE AGENDA – CHAIRMAN BLACKSHEAR ADDED TO THE AGENDA AN EXECUTIVE SESSION FOR THE DISCUSSION REGARDING EMPLOYMENT, APPOINTMENT, COMPENSATION, PROMOTION, DEMOTION, DISCIPLINE, OR RELEASE OF AN EMPLOYEE, A STUDENT, OR A PERSON REGULATED BY A PUBLIC BODY OR THE APPOINTMENT OF A PERSON TO A PUBLIC BODY; HOWEVER, IF AN ADVERSARY HEARING INVOLVING AN EMPLOYEE OR CLIENT IS HELD, THE EMPLOYEE OR CLIENT HAS THE RIGHT TO DEMAND THAT THE HEARING BE CONDUCTED PUBLICLY NOTHING

CONTAINED IN THIS ITEM SHALL PREVENT THE PUBLIC BODY, IN ITS DISCRETION, FROM DELETING THE NAMES OF OTHER EMPLOYEES OR CLIENTS WHOSE RECORDS ARE SUBMITTED FOR USE AT THE HEARING – AUDITOR'S OFFICE AND DISCUSSION OF NEGOTIATIONS INCIDENT TO PROPOSED CONTRACT ARRANGEMENTS AND PROPOSED PURCHASE OR SALE 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 – CITY OF HARDEEVILLE DEVELOPMENT PROJECT. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON MOTIONED TO APPROVE THE AMENDED AGENDA. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

APPROVAL OF THE MINUTES 09/06/2011, 09/19/2011 – COUNCILMAN DRAYTON MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO APPROVE THE MINUTES AS PRESENTED. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

PROCLAMATIONS AND PRESENTATIONS

BRIAN CORNWELL – REGARDING ORDINANCE TO ESTABLISH CHAPTER 4 OF THE CODE OF ORDINANCES OF JASPER COUNTY TO BE TITLED “ALCOHOLIC BEVERAGES” TO PROHIBIT THE OPERATION OF COMMERCIAL ESTABLISHMENTS THAT ALLOW FOR THE ON-PREMISE CONSUMPTION OF BEER, ALE, PORTER AND/OR WINE BETWEEN THE HOURS OF 2:00 O’CLOCK A.M. AND 6:00 O’CLOCK A.M.; AND TO DEFINE BEER, ALE, PORTER AND WINE – MR. CORNWELL INFORMED THE COUNCIL THAT HE HAS SPOKEN SEVERAL TIMES WITH THE COUNTY ATTORNEY ON BEHALF OF THE TEMPTATIONS CLUB. MR. CORNWELL SAID THE TEMPTATION CLUB IS A BRING YOUR OWN BOTTLE (BYOB) CLUB AND HE FEELS THERE ARE SEVERAL INCONSISTENCIES IN THE COUNTY’S ORDINANCE AS IT APPLIES TO HIS CLIENT. MR. CORNWELL SAID THE COUNCIL HAS THE RIGHT TO SET THE HOURS THAT ALCOHOL IS SOLD, NOT WHERE IT IS CONSUMED. MR. CORNWELL SAID HE CLIENT DOES NOT HAVE A LICENSE TO SELL ALCOHOL. MR. CORNWELL SAID THAT ANY ALCOHOL AT THIS CLIENTS ESTABLISHMENT WAS SOLD PRIOR TO 2:00 P.M. AND BROUGHT TO HIS CLIENTS CLUB. MR. CORNWELL SAID THAT BYOB CLUBS CANNOT BE REGULATED. MR. CORNWELL SAID THEY HAVE NOT FILED AN INJUNCTION BECAUSE THEY WOULD LIKE TO RESOLVE THE BYOB SITUATION. MR. CORNWELL SAID THE ORDINANCE IS CAUSING SEVERE ECONOMIC HARDSHIP ON THE OWNER AND A LAWSUIT WOULD BE NECESSARY IF THIS IS NOT RESOLVED. MR. CORNWELL SAID THAT SINCE THE CLUB DOES NOT SELL ALCOHOL, THE ORDINANCE SHOULD NOT APPLY TO THEM. MR. CORNWELL SAID THEY HAVE SEVERAL SECURITY TEAMS AND WOULD HIRE OFF DUTY OFFICERS TO WORK THERE. MR. CORNWELL SAID THE ALSO WANT TO MOVE FORWARD WITH ANOTHER BUSINESS. MR. CORNWELL SAID THAT THE BYOB CLIENTS BRING BEER AND WINE TO THE

CLUB AND THEY CANNOT BRING LIQUOR INTO THE CLUB. MR. CORNWELL SAID THAT BYOB CLUBS CANNOT BE REGULATED. COUNCILMAN ETHERIDGE ASKED WHAT THEY SOLD. MR. CORNWELL SAID THEY SOLD WATER, SODA AND RED BULL. COUNCILMAN ETHERIDGE ASKED IF THE CLUB SERVES THE CLIENTS FROM THEIR BYOB. MR. CORNWELL SAID THEY DO NOT, THE PEOPLE SERVE THEMSELVES. VICE CHAIRMAN GREGORY SAID HE THOUGHT MR. CORNWELL'S CLIENT PREVIOUSLY SAID THEY SERVE ALCOHOL. MR. CORNWELL SAID THEY DO NOT SERVE ALCOHOL AND THEY HAVE TRAINED PEOPLE WORKING THERE. VICE CHAIRMAN GREGORY ASKED IF THEY WERE PREPARED TO GO TO COURT, BECAUSE HE WAS NOT CHANGING HIS VOTE. MR. CORNWELL SAID THEY ARE. COUNCILMAN ETHERIDGE ASKED IF THEY WERE A PRIVATE CLUB. MR. CORNWELL SAID THEY ARE NOT A PRIVATE CLUB. COUNCILMAN SAULS SAID THAT IT IS A BYOB CLUB AND THE APPEAL IS BECAUSE THEY FEEL THE COUNTY'S ORDINANCE DOES NOT HAVE ANY JURISDICTION OVER THEM SINCE THEY DON'T SELL ALCOHOL. ATTORNEY JONES SAID HE HAS HAD SEVERAL CONVERSATIONS WITH ATTORNEY CORNWELL ABOUT THE ORDINANCE. MR. JONES SAID THE ORDINANCE HAS BEEN TESTED IN THE SUPREME COURT AND IT WAS UPHELD AND THE LANGUAGE WAS CONSUMPTION OF ALCOHOL AND THAT IS WHAT THE SUPREME COURT UPHELD. MR. CORNWELL SAID THAT EVERY CLUB THAT FILED THE APPEAL IN THE SUPREME COURT SOLD ALCOHOL AND THERE ARE BYOB CLUBS IN OTHER AREAS THAT STAY OPEN. VICE CHAIRMAN GREGORY ASKED IF IT DIDN'T APPLY TO THEM, WHY IS HE PRESENTING THIS CASE. MR. CORNWELL SAID BECAUSE THEY ARE BEING TICKETED. ATTORNEY JONES SAID THE SUPREME COURT HAS BLESSED THIS ORDINANCE. MR. CORNWELL SAID IT APPLIED TO CLUBS THAT SELL ALCOHOL AND PEOPLE MUST BUY IT PRIOR TO 2:00 P.M. SOMEWHERE ELSE AND BRING IT TO THE CLUB. MR. CORNWELL QUESTIONED THE CONSUMPTION OF ALCOHOL AT THE KOA CAMP GROUND THAT WAS PURCHASED PRIOR TO 2:00 P.M. AND THEN THE PEOPLE DRINK IT AT THEIR CAMPSITES. MR. CORNWELL ASKED IF THE LAW WAS BEING ENFORCED AT THE CAMPGROUND. COUNCILMAN DRAYTON ASKED HOW THE CLUB MADE ANY MONEY. MR. CORNWELL SAID IT IS AN ADULT ENTERTAINMENT CLUB AND HE FELT THE BYOB DID NOT APPLY TO THE ORDINANCE. VICE CHAIRMAN GREGORY SAID THEY SHOULD TAKE IT UP WITH THE SHERIFF AND THE JUDGE. MR. CORNWELL SAID THAT HE DID NOT WANT TO TAKE IT TO COURT; HE WANTED TO MAKE SOME CLARIFICATIONS. VICE CHAIRMAN GREGORY SAID THE PEOPLE COME OVER FROM GEORGIA TO JASPER COUNTY BECAUSE JASPER COUNTY HAD NO TIME LIMITS. VICE CHAIRMAN GREGORY SAID THE PEOPLE WHO CAME THAT WERE AGAINST THE ORDINANCE SAID THAT ALCOHOL WAS IMPORTANT TO THEIR BUSINESS. MR. CORNWELL SAID NO ONE FROM THE TEMPTATION CLUB SAID THAT BECAUSE THEY DO NOT SELL ALCOHOL. VICE CHAIRMAN GREGORY SAID THE COUNTY EVEN ALLOWED EXTRA DAYS BEFORE THE ORDINANCE WENT INTO EFFECT. MR. CORNWELL SAID THE CLUB HAS NO REASON TO SELL ALCOHOL. VICE CHAIRMAN GREGORY ASKED WHY THEY WERE GETTING TICKETED. MR. CORNWELL SAID BECAUSE THE SHERIFF SAID THEY HAD TO SHUT DOWN ALL THE BARS AT

2:00 A.M. COUNCILMAN DRAYTON SAID THAT THIS IS A NEW DISCUSSION AND MAYBE IT NEEDS TO BE REVISITED. CHAIRMAN BLACKSHEAR SAID THE COUNCIL CANNOT MAKE A DECISION WITHOUT FURTHER DISCUSSION AND THEY WILL PROVIDE AN ANSWER. IT WAS THE CONSENSUS OF THE COUNCIL TO DISCUSS THIS FURTHER.

AARON CROSBY – DAUFUSKIE ISLAND FERRY SERVICE – MR. CROSBY, REPRESENTING THE PEOPLE OF DAUFUSKIE ISLAND DISCUSSED THE REGIONAL ECONOMIC OPPORTUNITY OF A FERRY TERMINAL AT FIELDS CUT. MR. CROSBY SAID THAT IT WOULD ENCOURAGE THE DEVELOPMENT OF EXIT 3 AND BE A FINANCIAL WIN FOR JASPER COUNTY. MR. CROSBY DISCUSSED VARIOUS STUDIES FOR PROJECTED RIDERSHIP. COUNCILMAN SAULS ASKED IF IT WAS DEPENDENT UPON THE PORT AND MR. CROSBY SAID IT WON'T ENCROACH UPON THE LAND FOR THE PORT AND IT WOULD BE ANOTHER REVENUE SOURCE. MR. CROSBY SAID A BETTER TRANSPORTATION SYSTEM TO DAUFUSKIE WOULD IMPACT THE BUILDING OUT OF THE ISLAND. MR. CROSBY SAID THE FERRY SERVICE WOULD LINK MAJOR CENTERS FOR RIDERSHIP AND THE LARGEST PERCENTAGE WOULD BE THE WORKERS. COUNCILMAN SAULS ASKED IF THE WORKERS WOULD HAVE TO PAY TO USE THE FERRY SERVICE. MR. CROSBY SAID THAT THE EMPLOYERS COVER THE COST OR SOMETHING ELSE COULD BE WORKED OUT. VICE CHAIRMAN GREGORY COMMENTED THAT IN THE PAST THE PEOPLE OF DAUFUSKIE ISLAND DID NOT WANT IT TO BE A TOURIST TYPE PLACE. VICE CHAIRMAN GREGORY ASKED HOW THIS WOULD BENEFIT JASPER COUNTY. MR. CROSBY SAID THAT IT WOULD PROVIDE BETTER TRANSPORTATION FOR THE WORKERS. MR. CROSBY SAID THE INTENT OF THE COMPREHENSIVE PLAN IS TO KEEP ENOUGH OF HOW IT IS TO STILL BE HOME. VICE CHAIRMAN GREGORY ASKED HOW BEAUFORT COUNTY FELT ABOUT THIS PLAN. MR. CROSBY RESPONDED THAT IT DEPENDS WHO YOU TALK TO. COUNCILMAN DRAYTON ASKED IF THIS WOULD INTERFERE WITH THE TERMINAL AND MR. CROSBY SAID HE WOULD HOPE NOT. CHAIRMAN BLACKSHEAR THANKED MR. CROSBY FOR HIS PRESENTATION AND ASKED THAT HE CONTINUE TO WORK WITH THE STAFF.

ORDINANCES

DAVID JIROUSEK – 1ST READING TO AMEND THE OFFICIAL ZONING MAP OF JASPER COUNTY SO AS TO TRANSFER A PROPERTY BEARING JASPER COUNTY TAX MAP NUMBER 039-00-06-228 AND GENERALLY LOCATED ON LIMEHOUSE ROAD FROM THE RESIDENTIAL ZONE TO THE COMMUNITY COMMERCIAL ZONE ON THE JASPER COUNTY OFFICIAL ZONING MAP- MR. JIROUSEK EXPLAINED THAT THE SUBJECT PROPERTY CONSISTS OF ONE (1) UNDEVELOPED ACRE ON LIMEHOUSE ROAD AND THE APPLICANT HAS REQUESTED A ZONING MAP AMENDMENT TO CHANGE THE DESIGNATION FROM RESIDENTIAL TO COMMUNITY COMMERCIAL TO CONSTRUCT A COMMERCIAL BUILDING AND OPEN A BUSINESS (RETAIL BEAUTY SUPPLY STORE). MR. JIROUSEK SAID THAT THE CC DISTRICT PRIMARILY ALLOWS COMMUNITY-SCALE RETAIL/COMMERCIAL ALONG WITH RESIDENTIAL USE.

MR. JIROUSEK EXPLAINED THAT THE ZONING MAP AMENDMENT APPLICATION AND REQUEST WAS REVIEWED BY CONSIDERING THE FOLLOWING FACTORS: COMPREHENSIVE PLAN: THE COMPREHENSIVE PLAN PROJECTED LAND USE MAP DESIGNATES THE SUBJECT PROPERTY WITHIN THE HARDEEVILLE JOINT PLANNING AREA, AN AREA GENERALLY INTENDED FOR DENSE URBAN USE; ADJACENT ZONING: ZONING OF ADJACENT PARCELS INCLUDES DESIGNATIONS OF RESIDENTIAL AND COMMUNITY COMMERCIAL. ASIDE FROM FOUR RESIDENTIAL DESIGNATED ADJACENT PARCELS ALONG LIMEHOUSE ROAD (INCLUDING THE SUBJECT PROPERTY), ALL OTHERS ARE DESIGNATED AS COMMUNITY COMMERCIAL; LAND USE: NEARBY LAND USE INCLUDES INDUSTRIAL, COMMERCIAL AND RESIDENTIAL; TRAFFIC AND ACCESS: THE PROPERTY FRONTS LIMEHOUSE ROAD WHICH HAS TWO DIRECT ACCESS POINTS TO SPEEDWAY BOULEVARD, A FOUR-LANE DIVIDED HIGHWAY WITH FULL ACCESS MEDIAN CUTS. MR. JIROUSEK SAID THAT THE STAFF AND PLANNING COMMISSIONS RECOMMENDATION IS THAT COMMUNITY COMMERCIAL WAS RECENTLY AMENDED TO BE MORE COMPATIBLE WITH RESIDENTIAL AREAS, THEREFORE LIMITING THE POTENTIAL OF LAND USE CONFLICTS. THE INTENT OF THE COMMUNITY COMMERCIAL DISTRICT IS TO PROVIDE ADEQUATE, LOGICALLY PLACED AND CONVENIENT LOCATIONS FOR COMMERCIAL ESTABLISHMENTS IN RELATION TO RESIDENTIAL HOUSING AND TO MINIMIZE TRIP GENERATION FOR THOSE LIVING IN RURAL AREAS. MR. JIROUSEK EXPLAINED THAT ASIDE FROM THREE NEARBY PROPERTIES, ALL PARCELS IN THE IMMEDIATE VICINITY ON LIMEHOUSE ROAD ARE ALREADY DESIGNATED AS COMMUNITY COMMERCIAL. MR. JIROUSEK TOLD THE COUNCIL THAT THE PLANNING COMMISSION MAY CONSIDER A "GROUP REZONING" OF ALL FOUR PARCELS. HOWEVER, THAT HAS HISTORICALLY TAKEN PLACE TO AVOID SPOT ZONING CLAIMS WHICH IS NOT AN ISSUE IN THIS PARTICULAR CASE FROM A LAND USE AND ZONING PERSPECTIVE. COUNCILMAN SAULS MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE 1ST READING TO AMEND THE OFFICIAL ZONING MAP OF JASPER COUNTY SO AS TO TRANSFER A PROPERTY BEARING JASPER COUNTY TAX MAP NUMBER 039-00-06-228 AND GENERALLY LOCATED ON LIMEHOUSE ROAD FROM THE RESIDENTIAL ZONE TO THE COMMUNITY COMMERCIAL ZONE ON THE JASPER COUNTY OFFICIAL ZONING MAP. COUNCILMAN ETHERIDGE ASKED HOW MANY RESIDENCES FROM THE CORNER ON THE LEFT. MR. JIROUSEK SAID THERE WERE 2 WITHIN 500 FEET AND THEY WOULD BE NOTIFIED AND A PUBLIC HEARING IS SCHEDULED FOR NOVEMBER 7, 2011. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM- 2ND READING OF THE ORDINANCE TO AMEND THE 2011-2012 BUDGET - MR. FULGHUM EXPLAINED THAT THE ATTORNEY AND MR. MALPHRUS REVISED THE ORDINANCE AND THEY DID A GOOD JOB EXPLAINING WHAT NEEDED TO BE CHANGED. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION THAT THIS BE THE 2ND READING OF THE ORDINANCE TO AMEND THE 2011-

2012 BUDGET. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

DAVID JIROUSEK – PUBLIC HEARING AND 3RD READING OF THE TO AMEND JASPER COUNTY LAND DEVELOPMENT REGULATIONS (LDR) TABLE OF CONTENTS 11.5 ACCEPTANCE AND 11.6 WARRANTY; TO AMEND LDR SECTION 1.6 ADMINISTRATION; TO AMEND LDR SECTION 1.11 ENFORCEMENT; TO AMEND LDR SECTION 1.14 WAIVERS; AMEND LDR SECTION 1.18 RIGHT OF ENTRY AND INSPECTIONS; TO AMEND LDR SECTION 2.4 COMPLETENESS; AMEND LDR SECTION 2.5 APPLICATION REVIEW; TO AMEND LDR SECTION 3.4 A SUBMISSION OF A MINOR SITE PLAN; TO AMEND LDR SECTION 3.5 SUBMISSION OF A CONCEPT PLAN; TO AMEND LDR SECTION 3.8 SUBMISSION OF A MAJOR SITE PLAN; AMEND LDR PARAGRAPHS A(4) AND B(2) IN SECTION 3.9 DESIGN GUIDELINES; TO AMEND LDR BY DELETING PARAGRAPH Q AND AMENDING PARAGRAPH N IN SECTION 4.7 PRELIMINARY PLAT REQUIREMENTS; TO AMEND LDR TO REPEAL SECTION 8.7.B.1 (B) WITHIN 8.7 ISLAND STANDARDS; TO AMEND LDR PARAGRAPH G IN SECTION 8.11; TO AMEND LDR TO DELETE SECTIONS 9.8 STORM DRAINAGE, 9.9 SUBSURFACE DRAINAGE, 9.10 MISCELLANEOUS DRAINAGE REQUIREMENTS AND 9.11 (C); TO AMEND LDR SO AS TO ADD ARTICLE 10 – STORMWATER MANAGEMENT; TO AMEND LDR SECTION 11.1 DESCRIPTION; TO AMEND LDR SECTION 11.5 ACCEPTANCE; TO AMEND LDR SECTION 11.6 WARRANTY; TO AMEND JASPER COUNTY ZONING ORDINANCE (JCZO) CHAPTER 4 SO AS TO ADD CERTAIN DEFINITIONS; TO AMEND JCZO SECTION 12:1.5 (2); AND TO ADOPT THE JASPER COUNTY STORMWATER DESIGN MANUAL -DESCRIPTION: MR. JIROUSEK SAID THAT THE STAFF IS PLEASED TO ANNOUNCE THE COMPLETION OF THE STORMWATER ORDINANCE AND DESIGN MANUAL TO BETTER PROTECT THE HEALTH OF OUR LOCAL AND REGIONAL WATERWAYS AND TO PREVENT FLOODING RESULTING FROM NEW DEVELOPMENT. MR. JIROUSEK EXPLAINED THAT THIS PROJECT WAS DEVELOPED BY CONSULTANTS AND STAFF BASED ON THE INPUT OF THE “STORMWATER ADVISORY GROUP” AUTHORIZED BY COUNCIL AS WELL AS THE PLANNING COMMISSION. MR. JIROUSEK PROVIDED THE FINAL PRODUCT INCLUDES THE FOLLOWING GENERAL COMPONENTS:

STORMWATER ORDINANCE

- A) ADMINISTRATION- EXPLAINS ADMINISTRATIVE PROCEDURES.
- B) ENFORCEMENT- ADDRESSES VIOLATIONS AND ADMINISTRATIVE, CIVIL AND CRIMINAL PENALTIES.
- C) INSPECTIONS- OUTLINE OF PROCEDURES AND RIGHT TO INSPECT.
- D) SUBMITTAL REQUIREMENTS.
- E) APPLICABILITY- ADDRESSES TYPES OF DEVELOPMENT WHICH ARE SUBJECT TO CERTAIN SECTIONS OF THE ORDINANCE AND MANUAL.
- F) MAINTENANCE- OUTLINES REQUIREMENTS FOR RECORDED STORMWATER SYSTEM MAINTENANCE PLANS AND LONG TERM RECORD KEEPING.
- G) STANDARDS- INCLUDES THE STORMWATER VOLUME CONTROL AND QUALITY REQUIREMENTS FOR NEW DEVELOPMENT.

H) ILLICIT DISCHARGES- PROHIBITS UNLAWFUL DISCHARGE OF CONTAMINANTS.

STORMWATER DESIGN MANUAL

A) PURPOSE.

B) REQUIREMENTS FOR SUBMITTAL AND STANDARDS.

C) GENERAL ENGINEERING STANDARDS.

D) GREEN INFRASTRUCTURE PRACTICES- BETTER SITE PLANNING, BETTER SITE DESIGN, AND LOW IMPACT DEVELOPMENT STRATEGIES (THESE PRACTICES AND STRATEGIES ARE USED BY DEVELOPERS TO MEET STORMWATER VOLUME, QUALITY AND FLOOD CONTROL REQUIREMENTS)

E) GENERAL STORMWATER MANAGEMENT.

F) HOW TO DEVELOP A STORMWATER MANAGEMENT PLAN.

MR. JIROUSEK TOLD THE COUNCIL THAT THE STAFF AND THE PLANNING COMMISSION RECOMMEND APPROVAL. MR. JIROUSEK EXPLAINED THAT THE ORDINANCE WAS AMENDED TO REFLECT THE DATE OF THE APPROVAL OF THE MANUAL AND ITEM B ON PAGE 18. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO APPROVE THE AMENDMENTS. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR. CHAIRMAN BLACKSHEAR OPENED THE PUBLIC HEARING. REED ARMSTRONG, COASTAL CONSERVATION LEAGUE, COMMENDED THE STAFF ON A WELL ORGANIZED ORDINANCE AND MANUAL AND HE ENCOURAGED THE COUNCIL'S SUPPORT OF THE ORDINANCE AND THE DESIGN MANUAL. BEING NO FURTHER COMMENTS, CHAIRMAN BLACKSHEAR CLOSED THE FLOOR TO THE PUBLIC. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE PUBLIC HEARING AND 3RD READING OF THE TO AMEND JASPER COUNTY LAND DEVELOPMENT REGULATIONS (LDR) TABLE OF CONTENTS 11.5 ACCEPTANCE AND 11.6 WARRANTY; TO AMEND LDR SECTION 1.6 ADMINISTRATION; TO AMEND LDR SECTION 1.11 ENFORCEMENT; TO AMEND LDR SECTION 1.14 WAIVERS; AMEND LDR SECTION 1.18 RIGHT OF ENTRY AND INSPECTIONS; TO AMEND LDR SECTION 2.4 COMPLETENESS; AMEND LDR SECTION 2.5 APPLICATION REVIEW; TO AMEND LDR SECTION 3.4 A SUBMISSION OF A MINOR SITE PLAN; TO AMEND LDR SECTION 3.5 SUBMISSION OF A CONCEPT PLAN; TO AMEND LDR SECTION 3.8 SUBMISSION OF A MAJOR SITE PLAN; AMEND LDR PARAGRAPHS A(4) AND B(2) IN SECTION 3.9 DESIGN GUIDELINES; TO AMEND LDR BY DELETING PARAGRAPH Q AND AMENDING PARAGRAPH N IN SECTION 4.7 PRELIMINARY PLAT REQUIREMENTS; TO AMEND LDR TO REPEAL SECTION 8.7.B.1 (B) WITHIN 8.7 ISLAND STANDARDS; TO AMEND LDR PARAGRAPH G IN SECTION 8.11; TO AMEND LDR TO DELETE SECTIONS 9.8 STORM DRAINAGE, 9.9 SUBSURFACE DRAINAGE, 9.10 MISCELLANEOUS DRAINAGE REQUIREMENTS AND 9.11 (C); TO AMEND LDR SO AS TO ADD ARTICLE 10 - STORMWATER MANAGEMENT; TO AMEND LDR SECTION 11.1 DESCRIPTION; TO AMEND LDR SECTION 11.5 ACCEPTANCE; TO AMEND LDR SECTION 11.6 WARRANTY; TO AMEND JASPER COUNTY ZONING ORDINANCE (JCZO) CHAPTER 4 SO AS TO ADD CERTAIN DEFINITIONS; TO AMEND JCZO SECTION 12:1.5 (2); AND TO ADOPT THE JASPER COUNTY STORMWATER DESIGN MANUAL -DESCRIPTION. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

MARVIN JONES – 1ST READING OF AN ORDINANCE TO REPEAL JASPER COUNTY ORDINANCE 09-18 AND TO REPEAL JASPER COUNTY ORDINANCE 09-32- MR. JONES EXPLAINED THAT THE ORDINANCE WAS TO DO AWAY WITH THE REFERENDUM OR 2012 REGARDING SINGLE MEMBER DISTRICTS AND THE NUMBER OF MEMBERS ON COUNCIL. MR. JONES SAID HE RECEIVED A REQUEST FOR THIS ORDINANCE AND ASKED IF THE COUNCIL HAD ANY CHANGES. COUNCILMAN DRAYTON SAID THE ORDINANCE IS TO KEEP THINGS AS THEY ARE OR INCREASE THE SIZE OF COUNCIL OR HAVE SINGLE MEMBER DISTRICTS. COUNCILMAN DRAYTON MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION THAT THIS BE THE 1ST READING OF AN ORDINANCE TO REPEAL JASPER COUNTY ORDINANCE 09-18 AND TO REPEAL JASPER COUNTY ORDINANCE 09-32. COUNCILMAN ETHERIDGE SAID THAT JASPER COUNTY IS ONE OF TWO COUNTIES IN THE STATE THAT VOTES AT LARGE AND HE FELT THAT THEY NEEDED TO HAVE A BETTER UNDERSTANDING OF THE CHANGES. COUNCILMAN ETHERIDGE SAID THE SCHOOL DISTRICT WAS TO CHANGE TO HAVE THE SAME DISTRICTS AND SAME NUMBER OF MEMBERS AS THE COUNCIL AND THIS HAS NOT BEEN DONE. COUNCILMAN ETHERIDGE ASKED HOW QUICK THIS NEEDED TO BE DONE. MR. JONES SAID THAT IT NEEDED TO BE DONE AS QUICKLY AS THEY PRACTICALLY CAN SINCE IT CAN TAKE UP TO 6-8 MONTHS. VICE CHAIRMAN GREGORY SAID HE FELT GAMES WERE BEING PLAYED AND ASKED WHY THIS IS COMING BACK TO COUNCIL SINCE IT WAS ALREADY AGREED THAT IT WOULD BE ON THE BALLOT NEXT YEAR. VICE CHAIRMAN GREGORY SAID THAT THIS MUST HAVE BEEN DISCUSSED IN SOME PRIVATE MEETING BECAUSE HE DIDN'T KNOW ABOUT IT COMING BACK. VICE CHAIRMAN GREGORY SAID THE HE FELT THE PEOPLE SHOULD BE ABLE TO VOTE FOR THE PERSON FROM THEIR DISTRICT AND THAT PERSON SHOULD NOT BE VOTED ON BY THE ENTIRE COUNTY. COUNCILMAN DRAYTON SAID THIS WAS NOT VOTED ON BY THIS COUNCIL AND HE DID NOT VOTE FOR THIS. CHAIRMAN BLACKSHEAR SAID THEY WERE NOT TAKING IT OFF THE BALLOT; THEY WERE ONLY CHANGING THE OPTION OF 7 MEMBERS TO 5 MEMBERS. CHAIRMAN BLACKSHEAR SAID THIS WAS NOT DISCUSSED IN A PRIVATE MEETING, IT WAS DISCUSSED IN AN EXECUTIVE SESSION. THE MOTION CARRIED WITH CHAIRMAN BLACKSHEAR, COUNCILMAN DRAYTON AND COUNCILMAN SAULS VOTING FOR; VICE CHAIRMAN GREGORY AND COUNCILMAN ETHERIDGE VOTED AGAINST.

RESOLUTIONS

DAVID JIROUSEK – RESOLUTION TO REVISE THE ZONING MAP AMENDMENT FEES AND TO CONFIRM THE PLANNING FEE CHART – MR. JIROUSEK SAID THAT AN APPLICANT HAS REQUESTED REDUCTION IN FEES FOR ZONING MAP AMENDMENTS FOR A MULTI-LOT DISCOUNT (UP TO THREE PARCELS IS PROPOSED TO BE THE SAME PRICE IF THE REQUEST IS FOR THE SAME DISTRICT). MR. JIROUSEK SAID THAT THE APPLICANT HAS HISTORICALLY FARMED THE PROPERTY AND CURRENTLY IT COSTS \$250 FOR EACH PARCEL TO BE REZONED. MR. JIROUSEK SAID THE PROPERTIES

ARE ADJACENT AND IF COMBINED IT WILL NOT CHANGE ANYTHING. MR. JIROUSEK SAID THE RESOLUTION WOULD AMEND THE FEES FROM ONE LOT TO UP TO 3 ADJACENT LOTS INCLUDED IN THE SAME REQUEST. MR. JIROUSEK SAID NO OTHER FEES WOULD BE CHANGED. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO PASS THE RESOLUTION TO REVISE THE ZONING MAP AMENDMENT FEES AND TO CONFIRM THE PLANNING FEE CHART. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

OLD BUSINESS – NONE.

NEW BUSINESS

MARVIN JONES – REMOVAL OF BLACK SWAMP DIRT ROAD FROM THE COUNTY ROAD SYSTEM- MR. JONES EXPLAINED THAT THERE WAS A REQUEST TO REMOVE THIS ROAD FROM THE COUNTY'S SYSTEM. MR. JONES SAID HE WENT OUT TO THE ROAD AND THE PROPERTY ON THE BOTH SIDES OF THE ROAD IS OWNED BY ONE OWNER. MR. JONES SAID HE SPOKE WITH MR. TERRY AND THE ROAD IS IN THE COUNTY SYSTEM, BUT HAS NOT BEING MAINTAINED BY THE COUNTY. MR. JONES SAID THAT HE NEEDED APPROVAL OF COUNCIL TO TAKE ACTION. COUNCILMAN SAULS MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO REMOVE BLACK SWAMP DIRT ROAD FROM THE COUNTY SYSTEM. COUNCILMAN SAULS COMMENTED THAT THERE WERE NO RESIDENCES ON THE ROAD AND THE OWNER WANTED TO GATE THE ROAD TO ELIMINATE NUISANCES. COUNCILMAN DRAYTON ASKED IF THE COUNTY AGREES WOULD THE PROPERTY OWNER HAVE TO MAINTAIN THE ROAD. MR. JONES SAID THE PROPERTY OWNER MADE THIS REQUEST. VICE CHAIRMAN GREGORY ASKED IF ALL THE PROPERTY OWNERS AGREE TO THIS AND MR. JONES SAID NO ONE LIVES ON THE ROAD. THE MOTION WAS CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

COMMITTEE REPORTS – COUNCILMAN SAULS SAID THE EMERGENCY SERVICES COMMITTEE ENTERED THE PINK TUB RACE AT THE GOPHER HILL FESTIVAL. COUNCILMAN SAULS SAID HE RODE IN THE TUB AND THE TUB WAS PUSHED BY FIREMEN FROM JASPER COUNTY, THE TOWN OF RIDGELAND, THE CITY OF HARDEEVILLE AND LEVY. COUNCILMAN SAULS ANNOUNCED THAT GILLISONVILLE BAPTIST CHURCH WON THE RACE. COUNCILMAN DRAYTON INFORMED THE PUBLIC THAT THE MINUTES FROM THE COUNCIL COMMITTEE MEETINGS ARE POSTED ON THE COUNTY WEBSITE. COUNCILMAN DRAYTON SAID THE ADMINISTRATIVE COMMITTEE WOULD MEET ON THE 3RD TUESDAY OF THE MONTH IF A MEETING WAS NEEDED.

COUNCILMAN ETHERIDGE TOLD THE PUBLIC THAT THE EOC HAD FUNDS FOR HEATING NEEDS AND THAT THE EOC WAS STARTING THE 3RD HEAD START PROGRAM. COUNCILMAN ETHERIDGE SAID THE DEVELOPMENT SERVICES COMMITTEE WOULD MEET ON TUESDAY, OCTOBER 11, 2011.

ADMINISTRATOR'S REPORT – MR. FULGHUM SAID THE COUNTY WAS WORKING ON A GRANT APPLICATION AND THAT DAVID JIROUSEK WAS REPRESENTING THE COUNTY WITH THE REPORT.

MR. FULGHUM SAID HE WOULD BE CONTACTING BARBARA JOHNSON TO GIVE THE COUNCIL A REPORT ON THE FUNDING FOR AFFORDABLE HOUSING.

MR. FULGHUM PROVIDED THE COUNCIL WITH THE STANDARD AND PORES REPORT AND THE COUNTY HAS MAINTAINED its A+ CREDIT RATING. COUNCILMAN DRAYTON ASKED ABOUT THE RATING AND MR. FULGHUM SAID THERE ARE HIGHER RATINGS, BUT AN A+ RATING MEANS THE COUNTY IS STABLE.

MR. FULGHUM TOLD THE COUNCIL THAT THE LOW COUNTY ECONOMIC ALLIANCE WOULD BE MEETING AT TCL AT 9:00 A.M. ON OCTOBER 4, 2011.

MR. FULGHUM DISCUSSED THE OFFICE ACCOMMODATIONS FOR THE FAMILY COURT JUDGE UNTIL THE COUNTY HAS SPACE FOR HER. MR. FULGHUM SAID THE COUNTY WOULD PAY \$1,180 TO THE FAMILY COURT JUDGE FOR USE OF HER CURRENT OFFICE UNTIL HER COUNTY SPACE IS AVAILABLE. MR. FULGHUM REQUESTED THE COUNCIL'S APPROVAL TO HAVE THE CONTRACT PREPARED FOR THE CHAIRMAN'S SIGNATURE. COUNCILMAN SAULS MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO HAVE A CONTRACT WITH JUDGE MALPHRUS PREPARED FOR THE CHAIRMAN'S SIGNATURE FOR \$1,180 PER MONTH FOR USE AND EXPENSES FOR HER OFFICE UNTIL COUNTY OFFICE SPACE IS AVAILABLE. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

OPEN FLOOR TO THE PUBLIC - REQUEST TO BE HEARD PER ORDINANCE 08-17 - ANY CITIZEN OF THE COUNTY MAY SIGN UP TO SPEAK AT ANY REGULAR MEETING OF COUNTY COUNCIL ON MATTERS PERTAINING TO COUNTY SERVICES AND OPERATIONS. INTERESTED CITIZENS MAY **SIGN AN AGENDA LIST MAINTAINED BY THE CLERK TO COUNCIL PRIOR TO EACH REGULAR MEETING. CITIZENS WISHING TO SPEAK MUST INDICATE THE SUBJECT AND PURPOSE FOR WHICH THEY SEEK TO ADDRESS COUNCIL AND INCLUDE THEIR NAME, ADDRESS AND PHONE NUMBER.** PRESENTATIONS WILL BE **LIMITED TO THREE (3) MINUTES. THE CHAIRMAN MAY PERMIT ADDITIONAL TIME FOR SPEAKERS. NO SPEAKER MAY USE LANGUAGE THAT IS OBSCENE, DISRUPTIVE, SCURRILOUS, OR RECKLESSLY DEFAMATORY.** CHAIRMAN BLACKSHEAR OPENED THE FLOOR TO THE PUBLIC.

KATHY LANGFORD – MS. LANGFORD SAID SHE WAS CURIOUS AS TO WHY THE COUNCIL MEMBERS WERE HERE, SHE ASKED IF THEY WERE HERE FOR THE PEOPLE OR FOR THEMSELVES. MS. LANGFORD SAID THE CITIZENS ARE TIMED ON A TIMER AS TO HOW LONG THEY CAN ADDRESS THE COUNCIL, AND AT THE LAST MEETING THE PUBLIC WAS CUT OFF WITHOUT A SECOND OR THIRD CALL FOR PUBLIC COMMENT. MS. LANGFORD SAID IF THE COUNCIL MEMBERS DID NOT WANT TO HEAR WHAT THE CITIZENS HAD TO SAY, THEY SHOULD STEP DOWN AND LET SOMEONE ELSE TAKE THEIR PLACE. MS. LANGFORD SAID THAT THE COUNCIL IS USING MONEY FOR A

DEPUTY ADMINISTRATOR AND THE COUNTY HAS FINANCIAL ISSUES AND RACIAL ISSUES AND THE COUNCIL NEEDED TO GET its PRIORITIES IN ORDER.

NYASKA EADY - MR. EADY SAID HE WAS SPEAKING ON BEHALF OF THE BAR OWNERS IN HARDEEVILLE AND SAID THE BARS BRING REVENUE INTO HARDEEVILLE. MR. EADY SAID HIS CLUB PROVIDES SECURITY AND IT IS NOT A VIOLENT ENVIRONMENT. MR. EADY SAID HE INVESTED IN THE BAR AND IF THE ORDINANCE STAYS IN EFFECT HIS INVESTMENT AND THE REVENUE TO THE CITY AND COUNTY WILL BE GONE. MR. EADY SAID THE COUNTY NEEDS MONEY AND THEY NEEDED TO WORK ON THE CLOSING TIME OR ALL THE BUSINESSES WILL HAVE TO CLOSE. MR. EADY SAID THAT SOMETHING NEEDED TO BE WORKED OUT.

MILTON WOODS - MR. WOODS SAID HE WAS STILL CONCERNED ABOUT THE MONEY THAT IS BEING SPENT. MR. WOODS SAID THE PEOPLE HAVE SHOWN THE COUNCIL THAT THEY ARE NOT HAPPY ABOUT THE DEPUTY ADMINISTRATOR'S POSITION AND THEY KEEP HEARING IT IS A DONE DEAL. MR. WOODS SAID HE IS CONTINUING TO ASK THE COUNCIL NOT TO FILL THE POSITION DUE TO THE DIRE STRAIGHTS THE COUNTY IS IN. MR. WOODS SAID THE TAXES ARE RUNNING RAMPANT AND A LOT OF PEOPLE ARE DISCUSSING THIS ISSUE. MR. WOODS SAID THEY PRESENTED THE COUNCIL WITH OVER 1,000 SIGNATURES ON A PETITION AND THEY COULD HAVE GOTTEN 5,000. MR. WOODS ASKED THE COUNCIL TO COMMUNICATE WITH THE CITIZENS IN JASPER COUNTY BECAUSE THE COUNCIL HAS IGNORED THE CITIZENS FOR TOO LONG. MR. WOODS SAID THAT IN THE PAST YEAR YOU HAVE NOT HEARD THAT THE ECONOMY IS TURNING AROUND. MR. WOODS SAID THE TAXES CONTINUE TO RISE. MR. WOODS SAID THE REFERENDUM MAY RESULT IN 2 MORE COUNCIL PERSONS AND THAT MEANS \$50,000 MORE TO THE BUDGET. MR. WOODS ASKED THE COUNCIL TO CALL THE SCHOOL BOARD IN AND ASK THEM WHY THE MONEY DOESN'T LINE UP WITH THE RESULTS OF THE EDUCATION. MR. WOODS ASKED THE COUNCIL NOT TO SPEND MONEY LIKE DRUNKEN SAILORS. MR. WOODS ASKED THE COUNCIL NOT TO LET THE FORECLOSURE RATE INCREASE AND HE ASKED THE CHAIRMAN TO STAND UP AND SHOW LEADERSHIP. MR. WOODS SAID IT LOOKS LIKE THERE IS A PRIVATE AGENDA AND THEY HAVE SOMEONE IN MIND FOR THE POSITION AND THE PEOPLE DON'T NEED AN AGENDA. MR. WOODS SAID TIMES ARE HARD AND PEOPLE ARE LOSING THEIR JOBS. MR. WOODS ASKED THE COUNCIL TO HAVE A HEART, TO SHOW YOUR LOVE AND COMPASSION AND TAKE CARE OF THE NEEDS OF THE PEOPLE OF JASPER COUNTY.

ROB MCBRAYER - DR. MCBRAYER SAID THAT COUNCILMAN GREGORY SAID HE CONSIDERED THE DEPUTY ADMINISTRATOR POSITION BECAUSE THE SALARY AND BENEFITS WERE NOT THAT GREAT. DR. MCBRAYER SAID IF THEY DID HIRE SOMEONE, IT SHOULD BE SOMEONE YOUNG AND VIVACIOUS LIKE THE DRUG COMPANIES HIRE TO DO THEIR MARKETING. DR. MCBRAYER SAID HE MET WITH DR. WASHINGTON AND MS DARIEN AND HE WAS CONCERNED ABOUT THE FUTURE AND THE GENERATIONS BEHIND US. DR. MCBRAYER SAID HE FELT UPLIFTED WHEN HE LEFT BECAUSE DR. WASHINGTON WANTS TO MAKE THINGS BETTER. DR. MCBRAYER LISTED

SOME STATISTICS REGARDING THE SCHOOL'S BUSINESS. DR. MCBRAYER SAID THE GRADUATION RATE IS 40% AND AS A NEWCOMER HE CAN SEE RACIAL HEAD BUTTING AND THERE ARE TOO MANY GOOD PEOPLE IN THE COUNTY AND THEY NEED TO PUT TOGETHER GOOD OPTIONS FOR THE CHILDREN. DR. MCBRAYER SAID THE CHARTER SCHOOL WOULD BRING FUNDS INTO THE COUNTY.

BILL BARNICE – MR. BARNICE THANKED THE COUNCIL FOR EXTENDING THE FIRE CONTRACTS. MR. BARNICE SAID THERE WERE 74 HOMES IN THE HONEY HILL SUBDIVISION AND THEY ARE A FIRE WISE COMMUNITY. MR. BARNICE SAID HE HAD A FIRE AND IT ONLY TOOK SEVEN MINUTES FROM WHEN HE MADE THE 911 CALL UNTIL THE FIRE TRUCK WAS AT THIS HOME. CHAIRMAN BLACKSHEAR ASKED IF THERE WAS ANYONE ELSE THAT WANTED TO SPEAK.

FREDDY BRANTLEY – MR. BRANTLEY ASKED WHERE THE 95 % FORECLOSURE RATE WAS COMING FROM. MR. BRANTLEY SAID IT IS NOT 95% OF THE MORTGAGES, BUT IT WAS THE PEOPLE WHO TOOK OUT MORTGAGES IN THE PAST 5-7 YEARS AND PEOPLE WHO GOT MORTGAGES THAT COULD NOT BE APPROVED. MR. BRANTLEY SAID THE 95% IS MISLEADING.

DR. WASHINGTON – DR. WASHINGTON THANKED DR. MCBRAYER FOR HIS KIND WORD. DR. WASHINGTON EXPLAINED THAT THE VALUE OF THE MILL HAS DECREASED THAT THE SCHOOLS WERE NOT GETTING ANY ADDITIONAL FUNDS. DR. WASHINGTON INVITED THE PEOPLE TO VISIT WITH HER AND SEE WHAT IT TAKES TO EDUCATE A STUDENT AND HEAR HER PLANS. DR. WASHINGTON SAID SHE CARED ABOUT THE CHILDREN AND THERE IS NO ONE SEGMENT THAT CAN EDUCATE A CHILD. DR. WASHINGTON SAID THE MONEY RECEIVED TO EDUCATE A CHILD FOLLOWS THE CHILD TO THE CHARTER SCHOOL FROM THE PUBLIC SCHOOL.

RONNIE OSGOOD – MR. OSGOOD SAID HE WAS A LICENSED COUNSELOR AND A MINISTER AND HE WAS CONCERNED WITH HOW LAW ENFORCEMENT DEALS WITH THE PEOPLE. MR. OSGOOD SAID PEOPLE ARE BEING ARRESTED FOR NOTHING AND THERE ARE TOO MANY FALSE ARRESTS. MR. OSGOOD SAID THERE ARE A LOT OF NEGATIVE FORCES GOING ON AND THE COUNCIL NEEDS TO SHOW THAT THEY ARE FOR THE PEOPLE. MR. OSGOOD SAID HE FELT THERE SHOULD BE UNARMED OFFICERS AT THE SCHOOLS. MR. OSGOOD SAID HE FELT THEY NEEDED MORE SUFFICIENT HELP AT THE SCHOOLS AND LAW ENFORCEMENT SHOULD BE FOR THE PEOPLE.

DENISE DAVIDSON – MS. DAVIDSON EXPLAINED THAT THE 95% DISCUSSED BY MR. BRANTLEY WAS 95% OF THE REAL ESTATE TRANSACTIONS IN THE COUNTY WERE FORECLOSURES. MS. DAVIDSON SAID THE MONEY IS NOT THE SCHOOL DISTRICTS MONEY, IT IS MONEY PER CHILD AND THE CHARTER SCHOOL PROVIDES ANOTHER OPPORTUNITY AND THE MONEY FOLLOWS THE CHILD AND THE MONEY DOES NOT BELONG TO THE SCHOOL DISTRICT. MS. DAVIDSON SAID MONEY WOULD COME BACK TO THE SCHOOL DISTRICT IF THE SCHOOL DISTRICT WOULD ALLOW THE CHARTER SCHOOL TO RENT THE FACILITIES ON BEES CREEK ROAD.

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

EXECUTIVE SESSION

DISCUSSION REGARDING EMPLOYMENT, APPOINTMENT, COMPEN-SATION, PROMOTION, DEMOTION, DISCIPLINE, OR RELEASE OF AN EMPLOYEE, A STUDENT, OR A PERSON REGULATED BY A PUBLIC BODY OR THE APPOINTMENT OF A PERSON TO A PUBLIC BODY; HOWEVER, IF AN ADVERSARY HEARING INVOLVING AN EMPLOYEE OR CLIENT IS HELD, THE EMPLOYEE OR CLIENT HAS THE RIGHT TO DEMAND THAT THE HEARING BE CONDUCTED PUBLICLY NOTHING CONTAINED IN THIS ITEM SHALL PREVENT THE PUBLIC BODY, IN ITS DISCRETION, FROM DELETING THE NAMES OF OTHER EMPLOYEES OR CLIENTS WHOSE RECORDS ARE SUBMITTED FOR USE AT THE HEARING - AUDITOR'S OFFICE AND DISCUSSION OF NEGOTIATIONS INCIDENT TO PROPOSED CONTRACT ARRANGEMENTS AND PROPOSED PURCHASE OR SALE 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 - CITY OF HARDEEVILLE DEVELOPMENT PROJECT - VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO GO INTO EXECUTIVE SESSION FOR THE DISCUSSION REGARDING EMPLOYMENT, APPOINTMENT, COMPEN-SATION, PROMOTION, DEMOTION, DISCIPLINE, OR RELEASE OF AN EMPLOYEE, A STUDENT, OR A PERSON REGULATED BY A PUBLIC BODY OR THE APPOINTMENT OF A PERSON TO A PUBLIC BODY; HOWEVER, IF AN ADVERSARY HEARING INVOLVING AN EMPLOYEE OR CLIENT IS HELD, THE EMPLOYEE OR CLIENT HAS THE RIGHT TO DEMAND THAT THE HEARING BE CONDUCTED PUBLICLY NOTHING CONTAINED IN THIS ITEM SHALL PREVENT THE PUBLIC BODY, IN ITS DISCRETION, FROM DELETING THE NAMES OF OTHER EMPLOYEES OR CLIENTS WHOSE RECORDS ARE SUBMITTED FOR USE AT THE HEARING - AUDITOR'S OFFICE AND THE DISCUSSION OF NEGOTIATIONS INCIDENT TO PROPOSED CONTRACT ARRANGEMENTS AND PROPOSED PURCHASE OR SALE 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 - CITY OF HARDEEVILLE DEVELOPMENT PROJECT. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR

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

CHAIRMAN BLACKSHEAR REPORTED THAT THE COUNCIL RECEIVED INFORMATION REGARDING PROJECT GATEWAY AND NO ACTION WAS NECESSARY.

VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO EXTEND THE TIME FOR THE EMPLOYEE IN THE AUDITOR'S OFFICE UNTIL NOVEMBER. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

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

THE MEETING ENDED AT 7:10 P.M.

RESPECTFULLY SUBMITTED BY:

APPROVED BY:

JUDITH M. FRANK, ccc
CLERK TO COUNCIL

LEROY BLACKSHEAR
CHAIRMAN