



JASPER COUNTY COUNCIL

COUNCIL CHAMBERS
358 THIRD AVE., RIDGELAND, SC 29936
MARCH 7, 2011
3:00 P.M -3:30 P.M.
WORKSHOP MINUTES

OFFICIALS PRESENT: CHAIRMAN LEROY BLACKSHEAR, VICE CHAIRMAN SAMUEL GREGORY, COUNCILMAN HENRY ETHERIDGE, COUNCILMAN THEODUS L. DRAYTON, COUNCILMAN L. MARTIN SAULS IV.

STAFF PRESENT: ADMINISTRATOR-ANDREW FULGHUM, CLERK TO COUNCIL-JUDITH FRANK, COUNTY ATTORNEY - MARVIN JONES, DIRECTOR OF ADMINISTRATIVE SERVICES-RONNIE MALPHRUS, DIRECTOR OF EMERGENCY SERVICES-WILBUR DALEY, DIRECTOR OF ENGINEERING SERVICES-DALE TERRY, PLANNING DIRECTOR-DAVID JIROUSEK, PROJECT COORDINATOR - CHRISTY HERMAN

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 BLACKSHEAR CALLED THE WORKSHOP TO ORDER AT 3:00 P.M.

CHRIS BICKLEY -DISCUSSION REGARDING LOWCOUNTRY WORKFORCE INVESTMENT BOARD - MR. BICKLEY EXPLAINED THAT THE LOWCOUNTRY WORKFORCE INVESTMENT BOARD ORIGINATED 12 YEARS AGO AND IT IS MADE UP OF A CONSORTIUM OF JASPER, HAMPTON, BEAUFORT AND COLLECTON COUNTIES. THIS CONSORTIUM OPERATES THE FEDERAL PROGRAM AND LCOG ADMINISTERS THE PROGRAM AND IS ALSO THE FISCAL MANAGER OF THE PROGRAM. MR. BICKLEY SAID THE COUNCIL ALSO APPOINTS MEMBERS TO THE BOARD. MR. BICKLEY SAID HE WAS GOING TO ASK THE COUNCIL TO APPROVE THE AGREEMENT, HOWEVER NOTHING IS CHANGED. MR. BICKLEY ADDED THAT LCOG HAS ALSO TAKEN OVER THE ONE STOP PROGRAM. MR. BICKLEY SAID HE NEEDED THE COUNCIL TO APPROVE THE REQUEST HE WOULD BE PRESENTING DURING THE REGULAR MEETING. MR. BICKLEY ALSO TOLD THE COUNCIL THAT THE

CHAIRMAN OF THE COUNTY COUNCIL IN EACH COUNTY WOULD SERVE A TWO YEAR TERM AS CHAIRMAN OF THE CONSORTIUM ON A ROTATION BASIS. COUNCILMAN ETHERIDGE SAID THAT ONE STOP WAS ALSO LIKE AN UNEMPLOYMENT OFFICE. MR. BICKLEY SAID IT DID ACT IN THAT CAPACITY, BUT THE STATE IS WORKING ON PULLING UNEMPLOYMENT OUT OF THAT OFFICE AND THEIR OFFICE WILL FOCUS ON THE NEEDS OF THE WORKERS TO UPGRADE JOB SKILLS AND THEY WILL ALSO BE WORKING WITH THE COMPANIES LOOKING FOR WORKERS. COUNCILMAN DRAYTON ASKED HOW OFTEN DOES THE COUNTY NEED TO RECONFIRM THE ITEMS REQUESTED. MR. BICKLEY SAID EVERY 5 TO 6 YEARS, BUT IT IS BEHIND SCHEDULE. COUNCILMAN ETHERIDGE ASKED IF THE ONE STOP WAS OPERATED WITH FEDERAL AND STATE FUNDS. MR. BICKLEY SAID THAT IT IS FEDERAL MONEY THAT IS ADMINISTERED BY THE STATE. MR. FULGHUM SAID THAT THERE WERE TWO OPENINGS AND THE NAMES OF DIANE ECHOLS AND STEVE PALMER WERE PROVIDED BY MR. WOODS FROM LCOG. COUNCILMAN DRAYTON ASKED ABOUT A MISSION STATEMENT. MR. BICKLEY SAID THE MISSION IS TO PROVIDE TRAINING FOR THE UNEMPLOYED AND THE UNDER EMPLOYED IN THE REGION. COUNCILMAN ETHERIDGE ASKED WHERE THE NAMES FOR THE BOARD MEMBERS CAME FROM. MR. FULGHUM SAID MR. WOODS PROVIDED THE NAMES AND THESE INDIVIDUALS NOTIFIED HIM THAT THEY WOULD BE INTERESTED IN SERVING.

THE WORKSHOP ENDED AT 3:35 P.M.

MEETING MINUTES

OFFICIALS PRESENT: CHAIRMAN LEROY BLACKSHEAR, VICE CHAIRMAN SAMUEL GREGORY, COUNCILMAN HENRY ETHERIDGE, COUNCILMAN THEODUS L. DRAYTON, COUNCILMAN L. MARTIN SAULS IV.

STAFF PRESENT: ADMINISTRATOR-ANDREW FULGHUM, CLERK TO COUNCIL-JUDITH FRANK, COUNTY ATTORNEY - MARVIN JONES, DIRECTOR OF ADMINISTRATIVE SERVICES-RONNIE MALPHRUS, DIRECTOR OF EMERGENCY SERVICES-WILBUR DALEY, DIRECTOR OF ENGINEERING SERVICES-DALE TERRY, PLANNING DIRECTOR-DAVID JIROUSEK, PROJECT COORDINATOR - CHRISTY HERMAN

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

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

INVOCATION - VICE CHAIRMAN GREGORY GAVE THE INVOCATION.

APPROVAL OF THE AGENDA - COUNCILMAN SAULS MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO APPROVE THE AGENDA. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

APPROVAL OF THE MINUTES OF THE 02/07/2011 COUNCIL MEETING- COUNCILMAN DRAYTON MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO APPROVE THE MINUTES OF THE 02/07/2011 COUNTY COUNCIL MEETING. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

PROCLAMATIONS AND PRESENTATIONS

CHRIS BICKLEY – APPROVAL OF AGREEMENT WITH LCOG AND THE LOWCOUNTRY WORKFORCE INVESTMENT BOARD – MR. BICKLEY ASKED THE COUNCIL TO APPROVE THE AGREEMENT THEY DISCUSSED IN THE WORKSHOP PRIOR TO THE MEETING. COUNCILMAN SAUL MOTIONED AND COUNCILMAN ETHERIDGE SECONDED THE MOTION TO APPROVE THE AGREEMENT BY AND BETWEEN JASPER, HAMPTON, COLLECTON AND BEAUFORT COUNTIES TO CONTINUE THE CONSORTIUM, THAT LCOG ADMINISTERS THE PROGRAM AND IS ALSO THE FISCAL MANAGER OF THE PROGRAM, TO CERTIFY THAT LCOG AS THE ONE STOP, AND THAT THE CHAIRMAN OF THE JASPER COUNTY COUNCIL WILL SERVE AS CHAIRMAN OF THE CONSORTIUM FOR TWO YEARS. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

CHA –PRESENTATION FOR TRAFFIC DEMAND MODEL – MR. JIROUSEK INTRODUCED MR. CARIS. MR. CARIS SAID THAT HIS FIRM STARTED TO WORK ON THE MODEL IN 2006 AND IT WAS TO PROJECT THE TRAFFIC DEMANDS FOR 2025. MR. CARIS SAID THE MODEL WILL CHANGE WITH TIME AND THIS MODEL CAN BE USED AS A PLANNING TOOL FOR THE TRANSPORTATION NETWORK IN THE FUTURE. MR. CARIS REVIEWED THE VARIOUS SOURCES USED TO BUILD THE MODEL. THE MODES OF TRANSPORTATION, ROUTE ASSIGNMENTS, INBOUND AND OUTBOUND TRAFFIC WERE ALL TAKEN INTO CONSIDERATION. COUNCILMAN SAULS ASKED WHEN WAS THE ORIGINAL DATE THIS TRAFFIC DEMAND MODEL WAS TO BE PRESENTED. MR. CARIS SAID IT TOOK LONGER TO DEVELOP. COUNCILMAN SAULS ASKED HOW LONG DID IT TAKE. MR. CARIS SAID THE CONTRACT WAS SIGNED IN 2007. COUNCILMAN SAULS ASKED THE PRICE OF THE CONTRACT AND MR. JIROUSEK SAID \$108,000. COUNCILMAN SAULS SAID THE MODEL IS ABOUT 4 YEARS BEHIND SCHEDULE. VICE CHAIRMAN GREGORY ASKED WHY THE COUNTY HAD THIS STUDY DONE SINCE IT DOES NOT DEAL WITH THE ROADS. MR. FULGHUM SAID THAT WHEN THEY WERE DOING THE JOINT PLANNING THEY DECIDED TO DO THIS AND IT IS NOT JUST A STUDY, BUT IT IS ALSO A MODEL AND CAN BE USED IN THE FUTURE. MR. FULGHUM SAID THEY ASSUMED THE DEVELOPMENT WOULD CONTINUE AND THE STUDY WOULD HAVE BEEN PAID WITH THE PART OF THE DEVELOPMENT FEES. VICE CHAIRMAN GREGORY ASKED HOW MUCH THE MUNICIPALITIES PAID. MR. FULGHUM SAID HE COULD FIND OUT,

BUT THE COUNTY'S PORTION WAS \$108,000. VICE CHAIRMAN GREGORY SAID THE COUNTY HAS DIRT ROADS AND THIS IS A STUDY THAT THE STATE SHOULD HAVE PAID FOR. MR. FULGHUM SAID THE COUNTY WOULD NOT BE ABLE TO ADOPT TRANSPORTATION FEES WITHOUT AN SERIOUS ENGINEERING STUDY AND THE MONEY THE COUNTY USED WAS DURING THE GOOD ECONOMY. VICE CHAIRMAN GREGORY ASKED MR. CARIS HAS HE RECEIVED THE \$108,000 AND MR. CARIS SAID HE WAS WAITING ON THE FINAL PAYMENT. VICE CHAIRMAN GREGORY ASKED IF THERE WAS A CLAUSE REGARDING THE PROJECT NOT BEING COMPLETED ON TIME. MR. FULGHUM SAID THIS WAS DISCUSSED IN EXECUTIVE SESSION AND THE COMPANY COMPLETED IT. COUNCILMAN ETHERIDGE ASKED IF THE COSTS LISTED WERE THE CURRENT COSTS OR THE COSTS OF 2005. MR. CARIS SAID 2010 NUMBERS WERE USED. COUNCILMAN DRAYTON ASKED MR. FULGHUM IF HE THOUGHT THE \$108,000 WAS WELL SPENT. MR. FULGHUM SAID HE DID THINK THE MONEY WAS WELL SPENT AND IT IS AN INVESTMENT FOR THE FUTURE. COUNCILMAN DRAYTON SAID IT IS 5 YEARS LATE. MR. FULGHUM SAID IT IS LATER THAN EXPECTED, BUT IT WAS AT THE SAME CONTRACTED PRICE. COUNCILMAN DRAYTON ASKED AGAIN IF MR. FULGHUM THOUGHT IT MONEY WELL SPENT AND MR. FULGHUM RESPONDED HE DID.

PUBLIC HEARINGS AND ORDINANCES

DAVID JIROUSEK – 1ST READING OF THE ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF JASPER COUNTY, SOUTH CAROLINA, SO AS TO TRANSFER PROPERTIES BEARING JASPER COUNTY TAX MAP NUMBERS 080-00-03-002, 080-00-03-006, 080-00-03-007, AND 080-00-03-174 AND GENERALLY LOCATED ON SCHINGER AVE. FROM GENERAL COMMERCIAL TO INDUSTRIAL DEVELOPMENT ZONE ON THE JASPER COUNTY, SOUTH CAROLINA OFFICIAL ZONING MAP: MR. JIROUSEK EXPLAINED THE ZONING HISTORY OF THE PROPERTY AND THAT BOTH THE PLANNING COMMISSION BY A VOTE OF 7-0 AGAINST APPROVAL AND THE STAFF RECOMMENDED THAT THE REQUEST BE DENIED. COUNCILMAN SAULS MOTIONED AND VICE CHIARMAN GRGEORY SECONDED THE MOTION TO OPEN THE DISCUSSION ON THE ORDINANCE. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR. COUNCILMAN SAULS ASKED WHERE THE RESIDENTIAL UNITS WERE LOCATED. MR. JIROUSEK SAID THERE WERE ABOUT 5 RESIDENTIAL UNITS TO THE EAST AND SOUTH OF THE PROPERTY. COUNCILMAN SAULS ASKED IF THEY WERE NEXT TO THE PROPERTY AND MR. JIROUSEK SAID THAT THEY WERE AND SEVERAL PARCELS WERE OWNED BY THE LLOYD FAMILY. COUNCILMAN SAULS ASKED IF THE RESIDENTIAL PROPERTY WAS OWNED BY THE LLOYD FAMILY AND MR. JIROUSEK SAID HE DID NOT KNOW. COUNCILMAN SAULS ASKED IF THERE WERE GOING TO BE SO MANY GUIDELINES THAT THE COUNTY IS NOT PRO-BUSINESS. COUNCILMAN SAULS SAID IF THE PROPERTY IS FAMILY OWNED AND THE COMPANY EMPLOYS SEVERAL PEOPLE, AND MORE REGULATIONS WILL MAKE IT IMPOSSIBLE TO DO BUSINESS IN JASPER COUNTY. MR. JIROUSEK EXPLAINED THAT THE INTERSECTION WAS A MAJOR CONCERN AS THE ROAD WAS ONLY A RIGHT

TURN IN AND A RIGHT TURN OUT ROAD. COUNCILMAN ETHERIDGE SAID SEVERAL OTHER BUSINESSES BESIDE ABLE CONSTRUCTION USE THE ROAD. MR. JIROUSEK SAID THERE WERE OTHER BUSINESSES, BUT THEY DID NOT USE THE HEAVY TRUCKS. MR. JIROUSEK TOLD THE COUNCIL THAT WASTE PRO IS NO LONGER LOCATED ON SCHINGER ROAD. COUNCILMAN ETHERIDGE ASKED WHO OWNED THE PROPERTY BEHIND ABLE CONSTRUCTION AND THE CONCRETE PLANT AND MR. JIROUSEK SAID THAT BJWSA HAS AN EASEMENT. COUNCILMAN ETHERIDGE SAID HE DID NOT THINK THEY NEEDED TO TRY TO RUN PEOPLE OUT OF BUSINESS, BUT THEY NEEDED TO CREATE JOBS. MR. JIROUSEK SAID HE DID NOT THINK THAT SCDOT WOULD DO ANOTHER MEDIUM CUT AT SCHINGLER BECAUSE THERE ARE ALREADY TWO WITHIN A SHORT DISTANCE OF SCHINGLER. VICE CHAIRMAN GREGORY ASKED ABOUT THE FOUR BUILDINGS ON THE MAP. MR. JIROUSEK SAID THAT A CABINET COMPANY AND STORAGE FOR A WEDDING COMPANY OCCUPY TWO OF THE BUILDINGS AND THE OTHERS ARE VACANT. COUNCILMAN DRAYTON ASKED THAT MR. JIROUSEK EXPLAIN ON THE MAP THE TRAFFIC AND ACCESS. MR. JIROUSEK SAID ANOTHER PROBLEM WAS THE HEAVY USE OF THE ROADS IN RIVERWALK (WHICH ARE PRIVATELY MAINTAINED). VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO TABLE THIS ORDINANCE FOR FURTHER STUDY.

DAVID JIROUSEK – 1ST READING OF THE ORDINANCE TO AMEND THE ZONING ORDINANCE OF JASPER COUNTY, SOUTH CAROLINA SO AS TO PROVIDE FOR CERTAIN INCENTIVES FOR AFFORDABLE HOUSING; PROVIDE A DEFINITION OF AFFORDABLE HOUSING; AND TO ADOPT SECTION 3:6.2 OF THE JASPER COUNTY ZONING ORDINANCE SO AS TO PROVIDE FOR REFUND OF CERTAIN FEES FOR AFFORDABLE HOUSING – MR. JIROUSEK REVIEWED THE ORDINANCE AND THE QUALIFICATIONS FOR QUALIFYING FOR AFFORDABLE HOUSING. COUNCILMAN ETHERIDGE MOTIONED VICE CHAIRMAN GREGORY SECONDED THE TO OPEN DISCUSSION ON THE ORDINANCE THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR. COUNCILMAN ETHERIDGE ASKED HOW MUCH MONEY WOULD IT COST THE COUNTY TO WAIVE THE FEES. MR. JIROUSEK RESPONDED ABOUT \$1,600 FOR A 1,200 SQUARE FOOT HOUSE. COUNCILMAN ETHERIDGE ASKED HOW MANY AFFORDABLE HOMES WERE APPROVED FOR THE PROJECT IN HARDEEVILLE. MR. JIROUSEK RESPONDED 50 HOMES. MR. JIROUSEK SAID THE PERMITS WOULD BE PAID FOR AND THEN THE DEVELOPER OR INDIVIDUAL WOULD APPLY FOR REIMBURSEMENT. MR. JIROUSEK SAID THE DEVELOPER MUST VERIFY THAT THE PURCHASER QUALIFIES. MR. FULGHUM SAID PERHAPS THIS NEEDED TO GO TO COMMITTEE FOR DISCUSSION AND THE COMMITTEE CAN BRING BACK A RECOMMENDATION. COUNCILMAN SAULS MOTIONED THAT THIS BE THE 1ST READING OF THE ORDINANCE TO AMEND THE ZONING ORDINANCE OF JASPER COUNTY, SOUTH CAROLINA SO AS TO PROVIDE FOR CERTAIN INCENTIVES FOR AFFORDABLE HOUSING; PROVIDE A DEFINITION OF AFFORDABLE HOUSING; AND TO ADOPT SECTION 3:6.2 OF THE JASPER COUNTY ZONING ORDINANCE SO AS TO PROVIDE FOR

REFUND OF CERTAIN FEES FOR AFFORDABLE HOUSING. THE MOTION DIED FOR LACK OF A SECOND.

RESOLUTIONS

FAIR HOUSING RESOLUTION AND THE EQUAL EMPLOYMENT OPPORTUNITY RESOLUTION – MR. FULGHUM EXPLAINED THAT THESE RESOLUTIONS ARE PASSED ANNUALLY AND THEY ARE REQUIRED FOR FEDERAL FUNDING. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO PASS THE FAIR HOUSING RESOLUTION. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO PASS THE EQUAL EMPLOYMENT OPPORTUNITY RESOLUTION. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

RESOLUTION TO ADOPT COUNCIL MISSION STATEMENT AND GOALS- ATTORNEY JONES SAID THAT THE COUNCIL'S MISSION STATEMENT AND GOALS SET BY THE COUNCIL AT THEIR RETREAT ARE INCORPORATED INTO THIS RESOLUTION. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO PASS THE RESOLUTION TO ADOPT THE COUNCIL'S MISSION STATEMENT AND GOALS. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

OLD BUSINESS

ANDREW FULGHUM – APPOINTMENT OF MEMBER TO THE LIBRARY BOARD – MR. FULGHUM EXPLAINED THAT MS. COULTER RESIGNED AND A NEW MEMBER NEEDED TO BE APPOINTED TO THE LIBRARY BOARD. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO APPOINT JOYCE TRAVIS TO THE LIBRARY BOARD. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – COUNCIL MEMBERS BOARD APPOINTMENT CYPRESS RIDGE BUSINESS INDUSTRIAL PARK, LOW COUNTRY ALLIANCE, LCOG RECOMMENDATION – COUNCILMAN ETHERIDGE MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION TO APPOINT COUNCILMAN DRAYTON TO THE CYPRESS RIDGE BUSINESS INDUSTRIAL PAR BOARD. THE MOTION CARRIED WITH EVERYONE PRESENT VOTING IN FAVOR.

COUNCILMAN ETHERIDGE MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION TO APPOINT COUNCILMAN SAULS TO THE LOW COUNTRY ECONOMIC ALLIANCE BOARD. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

COUNCILMAN SAULS MOTIONED AND COUNCILMAN ETHERIDGE SECONDED THE MOTION TO APPOINT CHAIRMAN BLACKSHEAR TO THE LCOG BOARD. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

NEW BUSINESS

ANN WALKER – A-TAX FUNDING REQUEST FOR THE BOYS AND GIRLS CLUB TASTE OF JASPER FUND RAISING EVENT- MS. HENDERSON AND MS. WALKER REQUESTED \$10,000 FOR A MEDIA BLAST AND FLYERS FOR THE BOYS AND GIRLS CLUB TASTE OF JASPER FUND RAISER. MR. MALPHRUS EXPLAINED THAT THERE WERE FUNDS AVAILABLE, BUT IF THE COUNCIL APPROVED EVERYTHING THAT IT DID LAST YEAR, THEY WOULD BE END UP \$117,000 IN THE HOLE. MR. MALPHRUS SAID THEY PREVIOUSLY DISCUSSED HOW THEY WOULD REVIEW FOR FUNDS AT ONE TIME. COUNCILMAN DRAYTON ASKED IF THERE WERE ENOUGH FUNDS TO COVER THE REQUEST. MR. MALPHRUS SAID THERE WAS RIGHT NOW, BUT THEY HAVE A LOT OF OTHER REQUESTS. COUNCILMAN SAULS SAID THE BOYS AND GIRLS CLUB IS VITAL TO THE COMMUNITY AND IF THE COUNTY HAD THE MONEY TODAY, HE RECOMMENDED TO GIVE IT TO THEM. VICE CHAIRMAN GREGORY AGREED THAT IT WAS A GOOD CAUSE. COUNCILMAN ETHERIDGE SAID THAT IN THIS BUDGET YEAR, THE COUNCIL ALREADY GAVE \$5,000 FOR THIS EVENT. MS. HENDERSON EXPLAINED THAT THEY MOVED THE DATE TO APRIL. COUNCILMAN ETHERIDGE SAID HE WANTED TO HELP THE BOYS AND GIRLS CLUB. COUNCILMAN SAULS SAID THE COUNCIL ALSO GAVE THE BOYS AND GIRLS CLUB MONEY FOR SNOW DAYS. VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO APPROVE THE REQUEST OF \$10,000 FOR THE BOYS AND GIRLS CLUB FOR A MEDIA BLAST AND FLYERS. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

HAMPTON LLOYD- SAFETY ISSUES ON SCHINGER ROAD – MR. LLOYD REQUESTED THAT THIS BE REMOVED FROM THE AGENDA.

DAVID JIROUSEK – APPROVAL OF TASK ORDER FOR COMPREHENSIVE PLAN MAPPING PROJECT (PHASE 1) – MR. JIROUSEK PRESENTED THE TASK ORDER FOR MAPPING FOR THE COMPREHENSIVE PLAN PHASE I. MR. JIROUSEK SAID THE TASK ORDER WAS FOR THOMAS AND HUTTON IN THE AMOUNT OF \$12,000 AND THAT IT WOULD BE PAID FOR WITH BUDGETED FUNDS IN THE PLANNING DEPARTMENT. COUNCILMAN SAULS MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO APPROVE THE TASK ORDER FOR COMPREHENSIVE PLAN MAPPING PROJECT (PHASE 1) WITH THOMAS AND HUTTON IN THE AMOUNT OF \$12,000 AND IT IS TO BE PAID WITH FUNDS BUDGETED IN THE PLANNING DEPARTMENT BUDGET. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

DAVID JIROUSEK – APPROVAL OF LETTER TO SCDOT REGARDING OLD HOUSE INTERSECTION IMPROVEMENT PLAN- MR. JIROUSEK DISCUSSED THE OPTIONS FOR THE COUNCIL TO CONSIDER REGARDING THE TURNING LANE AT THE OLD HOUSE INTERSECTION. MR. JIROUSEK SAID THE COUNCIL CAN OPPOSE THE PROPOSED INTERSECTION BASED ON BELIEF THAT A TRAFFIC SIGNAL IS THE MORE APPROPRIATE OPTION; BELIEF THAT THERE WILL BE AN IMPACT TO THE LANDMARK LIVE OAK TREES; FOR BOTH REASONS. MR. JIROUSEK STATED THAT THE SECOND OPTION IS SUPPORT THE PROPOSED INTERSECTION IMPROVEMENT EITHER

FORMALLY OR SIMPLY BY NOT OPPOSING THE PROJECT; ACKNOWLEDGE TURN LANE IS A PRE-REQUISITE FOR A TRAFFIC SIGNAL WHEN WARRANTED. MR. JIROUSEK PROVIDED THAT OPTION THREE WOULD BE TO SUPPORT THE INTERSECTION IMPROVEMENT CONTINGENT UPON AN OUTSIDE ARBORIST'S REVIEW OF POTENTIAL IMPACT TO LIVE OAK TREES. THE FOURTH OPTION PROVIDED BY MR. JIROUSEK WAS TO SUPPORT THE PROPOSED INTERSECTION IMPROVEMENTS CONTINGENT UPON CLEARING THE SIGHT TRIANGLES, SPECIFICALLY THE NW CORNER OF THE INTERSECTION; INSTALLATION OF FLASHING WARNING SIGNAL TO THE NORTH AND SOUTH OF THE INTERSECTION ON SC-462; AND REDUCTION OF ENFORCEABLE AND POSTED SPEED LIMITS. MR. JIROUSEK SAID HE SPOKE WITH SCDOT AND THEY SAID THAT IF THE COUNTY OPPOSED THE PROJECT AND THE MONEY WILL GO ELSEWHERE ONLY IF THE COUNTY ACCEPTS ACCIDENT LIABILITY AND THE COUNTY ATTORNEY DOES NOT RECOMMEND THAT. MR. JIROUSEK TOLD THE COUNCIL THAT THE NO SIGNAL LIGHT WOULD BE CONSIDERED REGARDLESS OF THE COST COMPARISON AS STUDIES SHOW THAT A TRAFFIC SIGNAL IS NOT WARRANTED. MR. JIROUSEK SAID SCDOT TOLD HIM THAT AN UNWARRANTED TRAFFIC SIGNAL CAUSES ACCIDENTS TO INCREASE BY 30% -40%. MR. JIROUSEK SAID THAT THE STATE AGREED TO FURTHER COORDINATION FOR TREE PROTECTION AND CLEARING OF THE SIGHT TRIANGLE. MR. JIROUSEK SAID HE WAS TOLD THE INSTALLATION OF FLASHING WARNING LIGHTS WOULD BE REFERRED TO DISTRICT 6 AS IT WOULD BE THEIR RESPONSIBILITY. MR. JIROUSEK SAID THEY WOULD HAVE TO COORDINATE WITH DISTRICT 6 REGARDING BLACK AND WHITE SPEED LIMIT SIGNS. COUNCILMAN SAULS SAID THAT HE SPOKE WITH THE PEOPLE WHO ARE LOCATED IN THAT AREA AND THEY WERE MOSTLY CONCERNED ABOUT SAFETY AND THE TREES. COUNCILMAN SAULS SAID THAT REMOVING THE PALMETTO TREES AND THE FLASHING WARNING LIGHTS WERE IMPORTANT. COUNCILMAN SAULS SAID THERE WAS NO WAY THE COUNTY CAN ACCEPT LIABILITY FOR ANYTHING. COUNCILMAN SAULS ASKED IF THE COUNTY COULD IMPLEMENT SOME OF THE ITEMS. MR. JIROUSEK SAID THEY CAN COORDINATE WITH THE DISTRICT OFFICE. VICE CHAIRMAN GREGORY SAID THAT EVEN IF THERE WAS AN AGREEMENT ABOUT THE TRAFFIC SIGNAL, THE COUNTY CANNOT TAKE THE LIABILITY. MR. JIROUSEK SAID IF THE COUNTY OPPOSED, THE COUNTY NEEDS TO TAKE LIABILITY, BUT SCDOT WILL NEVER PUT IN A TRAFFIC LIGHT AS IT IS NOT WARRANTED AND A TURNING LANE WOULD BE A PREREQUISITE TO A TRAFFIC LIGHT. COUNCILMAN ETEHRIDGE SAID HE DID NOT THINK THE PEOPLE WANTED THE INTERSECTION CHANGED IF IT WILL EFFECT THE TREES, BUT THE COUNTY CANNOT ACCEPT RESPONSIBILITY. COUNCILMAN SAULS MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION TO DENY THE PROPOSAL AS PRESENTED BY SCDOT. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – SELECTION OF AIRPORT CONSULTANT – MR. FULGHUM REQUESTED THAT THIS ITEM BE TABLED UNTIL THE NEXT MEETING.

CHRISTY HERMAN – APPROVAL OF PROFESSIONAL SERVICE CONTRACT WITH WATSON, TATE, SAVORY –

MS. HERMAN EXPLAINED THAT DUE TO THE DELAY IN COMPLETING THE COURTHOUSE RENOVATION THE TOTAL LIQUIDATED DAMAGES WERE \$40,250. MS. HERMAN SAID THAT THE ARCHITECTS INCURRED ADDITIONAL EXPENSES DEALING WITH ISSUES THAT AMOUNTED TO \$43,600. MS. HERMAN SAID SHE SPOKE WITH THE ARCHITECTS AND THEY AGREED NOT TO ASK FOR MORE THAN THE LIQUIDATED DAMAGES. MS. HERMAN TOLD THE COUNCIL THAT THE ARCHITECTS WERE REQUESTING \$39,750 PLUS \$1,601.09 FOR A TOTAL OF \$41,351.09. MS. HERMAN SAID THIS COULD BE PAID FOR FROM THE LIQUIDATED DAMAGES OF \$40,250 AND \$1,100.09 COULD COME FROM THE PROJECT CONTINGENCY FUND. COUNCILMAN ETHERIDGE ASKED IF THEY WERE GOING TO CHARGE THE COUNTY IF THERE WERE NOT LIQUIDATED DAMAGES. MS. HERMAN SAID THEY REQUESTED FUNDS FROM THE LIQUIDATED DAMAGES FUND. MS. HERMAN SAID THEY WERE THE PROJECT MANAGERS AND THEY PUT IN MAJOR HOURS COMPILING THE PUNCH LIST AND THE FINAL COMPLETION TOOK A LOT OF TIME. COUNCILMAN ETHERIDGE ASKED THE AMOUNT OF THE ARCHITECTS CONTRACT AND MS. HERMAN SAID IT WAS \$252,000. COUNCILMAN SAULS ASKED IF THE ARCHITECTS HOURS WERE EXTRA BECAUSE THE PROJECT WAS NOT COMPLETED ON TIME. MS. HERMAN SAID AT TODAY'S RATES, THE ARCHITECT WOULD CHARGE \$56,000, BUT HE IS CHARGING BASED ON THE PREVIOUS RATES. COUNCILMAN SAULS SAID THEY ASKED FOR AN ADDITIONAL \$1,100 AND MS. HERMAN RESPONDED THAT THE \$41,351 WOULD BE PAID FOR FROM THE LIQUIDATED DAMAGES AND THE CONTINGENCY FUND. COUNCILMAN SAULS EXPRESSED THAT HE FELT THIS AMOUNT SHOULD BE NEGOTIATED. MS. HERMAN SAID THE ORIGINAL FEES WERE BASED ON THE PROJECT BEING COMPLETED IN MAY. COUNCILMAN SAULS SAID IT WAS NOT THE COUNTY'S FAULT THAT THE PROJECT WAS NOT COMPLETED AND HE FELT THIS SHOULD BE NEGOTIATED WITH THE ARCHITECT. MR FULGHUM SUGGESTED THAT THIS BE DISCUSSED IN EXECUTIVE SESSION. COUNCILMAN ETHERIDGE ASKED IF THIS QUALIFIED FOR EXECUTIVE SESSION AND ATTORNEY JONES SAID THE NEGOTIATIONS REGARDING A CONTRACT CAN BE DISCUSSED IN EXECUTIVE SESSION, BUT THE COUNCIL NEEDS TO DEAL WITH THE LIQUIDATED DAMAGES. COUNCILMAN ETHERIDGE MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION TO ACCEPT THE LIQUIDATED DAMAGES IN THE AMOUNT OF \$40,250. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

CHAIRMAN BLACKSHEAR ADDED DISCUSSION OF ARCHITECTS CONTRACT TO THE EXECUTIVE SESSION.

COMMITTEE REPORTS – COUNCILMAN SAULS ANNOUNCED THAT THERE WOULD BE AN EMERGENCY SERVICES COMMITTEE MEETING ON MAR. 8, 2010 AT 5:00 P.M. IN THE TRAINING ROOM. COUNCILMAN SAULS REPORTED THAT HE WOULD BE ATTENDING A MEETING IN SAVANNAH ON MARCH 8, 2011 REGARDING THE PORT.

ADMINISTRATOR'S REPORT – MR. FULGHUM REPORTED THAT THOMAS AND HUTTON ENGINEERING FIRM WAS HIRED TO DO A STRUCTURAL ASSESSMENT OF THE HEALTH DEPT. BUILDING. MR. FULGHUM TOLD THE COUNCIL THAT THE TRANSPORTATION COMMITTEE AWARDED \$14,000 TO EMS FOR ROAD SIGNS AND THAT MR. TERRY WILL BE RETURNING TO THE TRANSPORTATION COMMITTEE REGARDING A REQUEST FOR IMPROVEMENTS AT THE KNOWLES ISLAND TRESSEL. MR. FULGHUM SAID THAT MR. TERRY WOULD BE MEETING WITH THE RESIDENTS OF KNOWLES ISLAND ON WEDNESDAY AT 5:00 P.M. IN THE COUNCIL CHAMBERS. MR. FULGHUM SAID HE SET UP A MEETING WITH LOTTIE JENKINS SCOTT TO EXPLORE OTHER FUNDING OPTIONS FOR HER PROGRAM. MR. FULGHUM REQUESTED THAT THE COUNCIL READ THE FRIDAY REPORTS FROM SCAC AND HE TOLD THEM THAT THE CUT TO LOCAL GOVERNMENT FUNDING WAS NOT AS MUCH AS HE THOUGHT IT WOULD BE. MR. FULGHUM DISCUSSED THE VARIOUS CHARITY EVENTS THAT THE EMPLOYEES ARE PARTICIPATING IN AND HE PROVIDED THE COUNCIL WITH INFORMATION REGARDING UPCOMING EVENTS IN THE COUNTY.

OPEN FLOOR TO THE PUBLIC (3 MINUTE TIME LIMIT PER INDIVIDUAL) – CHAIRMAN BLACKSHEAR OPENED THE FLOOR TO THE PUBLIC. MR. BELTZ EXPLAINED THAT HE OWNED RENTAL PROPERTY IN JASPER COUNTY AND HE DISCUSSED THE PERCENTAGE OF TAXES THAT HE HAS TO PAY. MR. BELTZ SAID HE WOULD LIKE TO PURCHASE MORE PROPERTY IN JASPER COUNTY, AND HE REQUESTED THAT THE COUNCIL REVIEW THE TAXES AS THE TAXES ARE MUCH LOWER IN THE SURROUNDING AREAS. BEING NO FURTHER COMMENTS, CHAIRMAN BLACKSHEAR CLOSED THE FLOOR TO THE PUBLIC.

VICE CHAIRMAN GREGORY ANNOUNCED THAT THE RIDGELAND HIGH SCHOOL GIRLS BASKETBALL TEAM WON THE STATE CHAMPIONSHIP. COUNCILMAN SAULS COMMENDED THE ADMINISTRATOR AND DEPUTY ADMINISTRATOR MALPHRUS FOR THE FOLLOWING THROUGH IN FINDING EXTRA FUNDING FOR MS. JENKINS-SCOTT.

EXECUTIVE SESSION

DISCUSSION OF 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 -PROSPECT UPDATE, JASPER OCEAN TERMINAL

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 - MOCK PROPERTY, DIXIE LAUNDRY PROPERTY AT CYPRSS RIDGE BUSINESS INDUSTRIAL

PARK, PROMISE WAY, GOLDEN TICKET INDUSTRIAL PARK - VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO GO INTO EXECUTIVE SESSION FOR THE DISCUSSION OF 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 -PROSPECT UPDATE, JASPER OCEAN TERMINAL 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 - MOCK PROPERTY, DIXIE LAUNDRY PROPERTY AT CYPRSS RIDGE BUSINESS INDUSTRIAL PARK, PROMISE WAY, GOLDEN TICKET INDUSTRIAL PARK. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

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

COUNCILMAN SAULS MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION TO SETTLE THE TRANSACTION WITH WATSON TATE SAVORY AS DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED WITH VICE CHAIRMAN GREGORY, COUNCILMAN SAUL AND COUNCILMAN DRAYTON VOTING FOR. COUNCILMAN ETHERIDGE VOTED AGAINST.

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

THE MEETING ENDED AT 8:15 P.M.

RESPECTFULLY SUBMITTED BY:

APPROVED BY:

JUDITH M. FRANK, ccc
CLERK TO COUNCIL

LEROY BLACKSHEAR
CHAIRMAN