



**JASPER COUNTY COUNCIL
COUNCIL CHAMBERS
358 THIRD AVE., RIDGELAND, SC 29936
MAY 16, 2011, 6:00 P.M.
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, DIRECTOR OF ADMINISTRATIVE SERVICES RONNIE MALPHRUS, DIRECTOR OF EMERGENCY SERVICES WILBUR DALEY, DIRECTOR OF ENGINEERING SERVICES DALE TERRY, ATTORNEY MARVIN JONES, CLERK TO COUNCIL JUDITH FRANK, PLANNING DIRECTOR DAVID JIROUSUEK

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.

RECOGNITION OF THE South Carolina HIGH SCHOOL GIRLS BASKETBALL TEAM CHAMPIONS – CHAIRMAN BLACKSHEAR ON BEHALF OF THE COUNTY COUNCIL PRESENTED EACH OF THE TEAM MEMBERS AND THEIR COACH WITH A PLAQUE IN RECOGNITION OF THEIR ACCOMPLISHMENT OF WINNING THE SOUTH CAROLINA HIGH SCHOOL GIRL'S BASKETBALL CHAMPIONSHIP.

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

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

INVOCATION –COUNCILMAN DRAYTON GAVE THE INVOCATION.

APPROVAL OF THE AGENDA – AT THE REQUEST OF THE ADMINISTRATOR, ANDREW FULGHUM, CHAIRMAN BLACKSHEAR ADDED TO 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 - [PROJECT DEFENSE 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 - \[HOSPITAL PROPERTY.\]\(#\)](#)

COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO APPROVE THE AGENDA AND THE ADDITIONS TO THE AGENDA. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

APPROVAL OF THE MINUTES OF THE 4/13/2011 AND 4/20/2011 BUDGET WORKSHOP AND 5/2/11 COUNCIL MEETING - VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION TO APPROVE THE MINUTES OF THE 4/13/2011 AND 4/20/2011 BUDGET WORKSHOPS AND THE 5/2/2011 COUNCIL MEETING. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

PROCLAMATIONS AND PRESENTATIONS - THERE WERE NO PROCLAMATIONS OR PRESENTATIONS.

ORDINANCES

DAVID JIROUSEK - 2ND READING OF THE ORDINANCE TO REPEAL CHAPTER 12 OF THE CODE OF ORDINANCES OF JASPER COUNTY (AS AMENDED) AND TO REPEAL ARTICLE 8.2 OF THE JASPER COUNTY ZONING ORDINANCE (AS AMENDED). MR. JIROUSEK TOLD THE COUNCIL THAT THE PLANNING STAFF RECOMMENDS THAT ARTICLE 8.2 OF THE JASPER COUNTY ZONING ORDINANCE AND CHAPTER 12 OF THE JASPER COUNTY CODE OF ORDINANCES BE REPEALED FOR PURPOSES OF CONSISTENCY AND TO ELIMINATE REDUNDANCY. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION THAT THIS BE THE 2ND READING OF THE ORDINANCE TO REPEAL CHAPTER 12 OF THE CODE OF ORDINANCES OF JASPER COUNTY (AS AMENDED) AND TO REPEAL ARTICLE 8.2 OF THE JASPER COUNTY ZONING ORDINANCE (AS AMENDED). THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

DAVID JIROUSEK - 2ND READING OF THE ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF JASPER COUNTY SO AS TO TRANSFER A PROPERTY BEARING JASPER COUNTY TAX MAP NUMBER 067-00-01-014 AND GENERALLY LOCATED ON CAROLINA ROAD FROM THE RURAL PRESERVATION ZONE TO THE GENERAL COMMERCIAL ZONE ON THE JASPER COUNTY OFFICIAL ZONING MAP - MR. JIROUSEK TOLD THE COUNCIL THAT THE STAFF AND THE PLANNING COMMISSION RECOMMEND APPROVAL BASED ON THE FOLLOWING FINDINGS THAT THE COMPREHENSIVE PLAN PROVIDES SOME JUSTIFICATION FOR THE MAP AMENDMENT; THE ADJACENT LAND USE IS HIGH DENSITY RESIDENTIAL,

AGRICULTURAL AND INDUSTRIAL. HOWEVER, THE WETLAND BUFFER TO THE SOUTH OF THE PROPERTY WILL OFFER SIGNIFICANT SCREENING, BUFFERING AND A NATURAL SETBACK FROM THE PROPERTY LINE TO ADDRESS USE COMPATIBILITY ISSUES; AND ACCESS WILL BE ADDRESSED DURING FUTURE APPLICATION REVIEWS. COUNCILMAN SAULS MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE 2ND READING OF THE ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF JASPER COUNTY SO AS TO TRANSFER A PROPERTY BEARING JASPER COUNTY TAX MAP NUMBER 067-00-01-014 AND GENERALLY LOCATED ON CAROLINA ROAD FROM THE RURAL PRESERVATION ZONE TO THE GENERAL COMMERCIAL ZONE ON THE JASPER COUNTY OFFICIAL ZONING MAP. VICE CHAIRMAN GREGORY ASKED IF THIS WOULD COST THE COUNTY ANY ADDITIONAL MONEY. MR. JIROUSEK SAID THE DEVELOPERS WOULD PAY FOR THE SITE REVIEW. COUNCILMAN ETHERIDGE SAID THIS PROPERTY WAS ZONED COMMERCIAL AND DURING THE REZONING THE ZONING WAS CHANGED AND NOW THE OWNERS WANT THE PROPERTY TO BE REZONED BACK TO GENERAL COMMERCIAL. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

DAVID JIROUSEK –PUBLIC HEARING AND 3RD READING OF THE ORDINANCE TO AMEND ARTICLE II, CHAPTER 6 OF THE CODE OF ORDINANCES OF JASPER COUNTY (AS AMENDED) SO AS TO ADD DIVISION 3 CONSISTING OF SECTION 6-60 ENTITLED “VARIANCES, SPECIAL EXCEPTIONS AND APPEALS” – MR. JIROUSEK EXPLAINED THAT JASPER COUNTY HAS ADOPTED INTERNATIONAL BUILDING, PLUMBING, FUEL GAS, MECHANICAL, FIRE, RESIDENTIAL AND ELECTRIC CODES BY REFERENCE IN THE COUNTY CODE. MR. JIROUSEK SAID THAT THE COUNTY ADOPTED CODES REQUIRE THAT A BOARD BE ESTABLISHED TO HEAR AND DECIDE UPON APPEALS OF ORDERS, DECISIONS OR DETERMINATIONS MADE BY THE BUILDING OFFICIAL OR FIRE MARSHAL RELATIVE TO THE APPLICATION AND INTERPRETATION OF CODES. MR. JIROUSEK TOLD THE COUNCIL THAT JASPER COUNTY HAS NOT ESTABLISHED A BOARD TO ADDRESS APPEALS OF BUILDING AND FIRE CODES, AND THE BOARD OF ZONING APPEALS (BZA) IS RECOMMENDED TO BE DESIGNATED AS THE APPEAL BOARD FOR THESE ISSUES. CHAIRMAN BLACKSHEAR OPENED THE PUBLIC HEARING. THERE WERE NO COMMENTS. CHAIRMAN BLACKSHEAR CLOSED THE PUBLIC HEARING. COUNCILMAN ETHERIDGE ASKED IF THE BZA HAS BEEN NOTIFIED OF THE ADDITIONAL RESPONSIBILITIES. MR. JIROUSEK SAID MOST OF THEM ARE AWARE OF THE CHANGE. VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN ETHERIDGE SECONDED THE MOTION THAT THIS BE THE PUBLIC HEARING AND 3RD READING OF THE ORDINANCE TO AMEND ARTICLE II, CHAPTER 6 OF THE CODE OF ORDINANCES OF JASPER COUNTY (AS AMENDED) SO AS TO ADD DIVISION 3 CONSISTING OF SECTION 6-60 ENTITLED “VARIANCES, SPECIAL EXCEPTIONS AND APPEALS”. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – PUBLIC HEARING AND 2ND READING OF THE ORDINANCE TO APPROVE THE 2011-2012 JASPER COUNTY BUDGET-

MR. FULGHUM EXPLAINED THAT THE BUDGET WAS STILL BEING WORKED ON AND CHANGES WERE EXPECTED TO BE MADE. MR. FULGHUM ASKED FOR THE PUBLIC HEARING AND 2ND READING OF THE ORDINANCE TO APPROVE THE 2011-2012 JASPER COUNTY BUDGET IN THE AMOUNT OF \$21,242,005. COUNCILMAN ETHERIDGE ASKED ABOUT THE MILL INCREASE FOR DEBT SERVICE. MR. FULGHUM DEFERRED THE QUESTION TO RONNIE MALPHRUS. MR. MALPHRUS SAID 3 ADDITIONAL MILLS WILL BE ADDED FOR DEBT SERVICE THIS YEAR. MR. MALPHRUS SAID THE BUDGET WAS NOT FINALIZED, BUT A LOT OF CHANGES WILL NEED TO BE MADE. MR. MALPHRUS SAID AS IT LOOKED CURRENTLY THERE WOULD BE ABOUT A 27 MILL INCREASE. CHAIRMAN BLACKSHEAR OPENED THE PUBLIC HEARING. THERE WERE NO COMMENTS. CHAIRMAN BLACKSHEAR CLOSED THE PUBLIC HEARING. COUNCILMAN SAULS MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE PUBLIC HEARING AND 2ND READING OF THE ORDINANCE TO APPROVE THE 2011-2012 JASPER COUNTY BUDGET. THE MOTION CARRIED WITH CHAIRMAN BLACKSHEAR, VICE CHAIRMAN GREGORY, AND COUNCILMEN DRAYTON AND SAULS VOTING FOR; COUNCILMAN ETHERIDGE VOTED AGAINST.

MARVIN JONES – PUBLIC HEARING 2ND READING OF THE 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 A.M. AND 6:00 A.M.; AND TO DEFINE BEER, ALE, PORTER AND WINE – MR. JONES EXPLAINED THE ORDINANCE. CHAIRMAN BLACKSHEAR OPENED THE PUBLIC HEARING. THERE WERE NO COMMENTS. CHAIRMAN BLACKSHEAR CLOSED THE PUBLIC HEARING. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE PUBLIC HEARING 2ND READING OF THE 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 A.M. AND 6:00 A.M.; AND TO DEFINE BEER, ALE, PORTER AND WINE. COUNCILMAN SAULS ASKED IF THE ORDINANCE ALLOWED FOR 30 DAYS NOTICE TO THE OWNERS. MR. JONES SAID THE NEW DRAFT OF THE ORDINANCE INCLUDED THE 30 DAYS NOTICE. VICE CHAIRMAN GREGORY ASKED THE AMOUNT OF THE FINE. MR. JONES EXPLAINED THAT THE FINE WOULD BE \$500 OR 30 DAYS IN JAIL. COUNCILMAN ETHERIDGE ASKED IF EVERYONE WAS NOTIFIED. MR. JONES SAID THE PUBLIC HEARING WAS ADVERTISED IN THE NEWSPAPER. MR. JONES SAID ADDITIONAL NOTICES CAN BE DONE. CHAIRMAN BLACKSHEAR SUGGESTED THAT THE BUSINESS LICENSE COORDINATOR SEND NOTICES TO ALL THE BUSINESS OWNERS IN THIS TYPE OF BUSINESS

AFTER THE 3RD READING. MR. JONES SAID THE ORDINANCE RECEIVED TWICE THE NOTIFICATION TO THE PUBLIC AND THERE WILL BE TWO PUBLIC HEARINGS. VICE CHAIRMAN GREGORY SAID THE NOTICES SHOULD BE SENT PRIOR TO THE 3RD READING SO THEY PEOPLE CAN HAVE INPUT. IT WAS THE CONSENSUS OF THE COUNCIL THAT NOTICES BE SENT TO ALL THE OWNERS OF THIS TYPE OF ESTABLISHMENT THAT THEY HAVE 30 DAYS TO COMPLY. THE BUSINESS LICENSE COORDINATOR IS TO SEND THE NOTICES. THE MOTION CARRIED WITH CHAIRMAN BLACKSHEAR, AND COUNCILMEN DRAYTON, ETHERIDGE AND SAULS VOTING FOR; VICE CHAIRMAN GREGORY VOTED AGAINST. BILL OLENDORF DISCUSSED HIS SITUATION AT THE KOA CAMPGROUND. MR. OLENDORF SAID CAMPERS PURCHASE WINE AND BEER FROM HIS STORE AND DRINK IT IN THERE CAMPERS AT HIS CAMPGROUND. MR. OLENDORF SAID HIS STORE CLOSED AT 10:00 P.M. CHAIRMAN BLACKSHEAR SAID THIS ORDINANCE WOULD NOT APPLY TO HIS BUSINESS. MR. JONES SAID THE COMMERCIAL ESTABLISHMENTS WOULD HAVE TO CLOSE.

ANDREW FULGHUM –2ND READING OF THE ORDINANCE TO CREATE A MULTI-COUNTY PARK AGREEMENT BETWEEN JASPER COUNTY AND BEAUFORT COUNTY - RIVERPORT - MR. FULGHUM HAD KIM STATLER PRESENT THE ORDINANCE. MS. STATLER EXPLAINED THAT THE MCIP AGREEMENT WAS WITH BEAUFORT AND THAT BEAUFORT COUNTY HAS HAD THE 1ST READING ON THEIR ORDINANCE. COUNCILMAN ETHERIDGE ASKED IF THERE WERE ANY CHANGES AND MS. STATLER RESPONDED NO CHANGES WERE MADE. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION THAT THIS BE THE 2ND READING OF THE ORDINANCE TO CREATE A MULTI-COUNTY PARK AGREEMENT BETWEEN JASPER COUNTY AND BEAUFORT COUNTY – RIVERPORT. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

RONNIE MALPHRUS – PUBLIC HEARING AND 2ND READING OF AN ORDINANCE REGARDING THE LEASE REVENUE INSTALLMENT BONDS MR. MALPHRUS EXPLAINED THAT THE BONDS WERE BEING DONE FOR PERMANENT FINANCING OF THE COURTHOUSE AND GOVERNMENT BUILDING. MR. MALPHRUS SAID THE AMOUNT WAS \$20,950,000 AND THE ORDINANCE ALLOWED FOR FLEXIBILITY AS TO HOW THE FINANCING CAN BE DONE. CHAIRMAN BLACKSHEAR OPENED THE PUBLIC HEARING. THERE WERE NO COMMENTS. CHAIRMAN BLACKSHEAR CLOSED THE PUBLIC HEARING. COUNCILMAN SAULS SAID THAT HE DID NOT THINK THE \$3,000,000 FOR DEBT SERVICE SHOULD BE INCLUDED IN THE LONG TERM FINANCING. MR. MALPHRUS SAID THERE ARE OPTIONS AVAILABLE. MR. MALPHRUS SUGGESTED A THREE YEAR BOND ANTICIPATION NOTE AND IF AT THE END OF THREE YEARS IT CANNOT BE PAID OFF THEN THE COUNCIL CAN LOOK AT OTHER OPTIONS. COUNCILMAN SAULS SAID THIS COUNCIL WAS NOT LEFT IN A GOOD POSITION AND THE PAST COUNCIL DID NOT PRACTICE GOOD FISCAL RESPONSIBILITY. COUNCILMAN SAULS SAID HE DID NOT THINK THIS DEBT SHOULD BE PAID OVER A LONG PERIOD OF TIME. COUNCILMAN SAULS SAID IT NEEDED TO BE PAID DOWN AND THE

ONLY WAY THIS COUNCIL COULD DO IT IS TO RAISE TAXES. MR. MALPHRUS SAID THAT THE MONEY SITUATION NOW IS NOT GOOD AND THEY WOULD HAVE TO ADD AN ADDITIONAL 12 DEBT SERVICE MILLS FOR THREE YEARS TO COVER A PAYMENT. COUNCILMAN SAULS SAID THAT TRANSLATES INTO EXTREMELY HIGH TAXES. COUNCILMAN SAULS SAID THERE WAS POOR FISCAL RESPONSIBILITY BY THE PREVIOUS COUNCIL AND NOW THE CURRENT COUNCIL HAS TO MAKE THE HARD DECISIONS. MR. MALPHRUS SAID THE COUNCIL COULD DO A 3 YEAR BAN AND HOPE THINGS GET BETTER. COUNCILMAN SAULS SAID THE COUNCIL NEEDED TO LOOK AT OTHER OPTIONS FOR THE \$3,000,000 AND NOT INCLUDE IT IN THE LONG TERM FINANCING. VICE CHAIRMAN GREGORY ASKED IF THE OPTIONS WILL BE PROVIDED TO THE COUNCIL. MR. MALPHRUS SAID THE ORDINANCE GIVES THE COUNCIL FLEXIBILITY TO DO THE FINANCINGS AND THE COUNCIL DID NOT HAVE TO MAKE THE FINAL DECISIONS UNTIL THE 3RD READING. MR. MALPHRUS SAID A ONE YEAR NOTE CAN BE RENEWED UP TO THREE YEARS. VICE CHAIRMAN GREGORY ASKED ABOUT PREPAYING THE BONDS AND MR. MALPHRUS ANSWERED THAT THEY CANNOT BE PREPAID DURING THE 1ST NINE MONTHS. COUNCILMAN ETHERIDGE SAID THE COUNCIL SPECIFICALLY SAID THEY WANTED TO KEEP IT AT \$16,000,000 AND THEN IT WENT UP TO \$18,000,000. COUNCILMAN ETHERIDGE SAID THE SHORT TERM LEASES WERE ADDED INTO THE BONDS FOR THE PAST TWO YEARS AND NOW THEY ARE PAYING FOR THINGS THAT NEED TO BE REPLACED. COUNCILMAN ETHERIDGE SAID THEY NEEDED TO START PAYING OFF THE SHORT TERM LEASES. MR. MALPHRUS SAID IT WAS THE COUNCIL'S DECISION AS TO HOW THEY WANTED TO HANDLE IT. COUNCILMAN ETHERIDGE SAID HE WOULD NOT VOTE FOR BONDING \$20,950,000. COUNCILMAN DRAYTON ASKED WHEN THE OPTIONS WOULD BE PRESENTED TO THE COUNCIL. MR. MALPHRUS SAID HE HAD A PROPOSED DEBT SERVICE SCHEDULE HE WOULD GIVE TO THE COUNCIL ON WEDNESDAY AT THE BUDGET WORKSHOP. COUNCILMAN DRAYTON ASKED IF THE AMOUNT INCLUDED THE REPAIRS TO THE DSS BUILDING AND THE HEALTH DEPARTMENT. MR. MALPHRUS SAID THEY WOULD BE USING FUNDS THAT WERE LEFT OVER FROM THE COURTHOUSE. COUNCILMAN DRAYTON SAID THAT MEANT THEY WOULD BE PAYING FOR THE REPAIRS FOR THE NEXT 20+ YEARS. MR. MALPHRUS RESPONDED THAT HE WAS CORRECT. COUNCILMAN DRAYTON SAID THAT IS ALSO A POOR DECISION. MR. MALPHRUS SAID THE AMOUNT CAN BE BROKEN OUT AND PAID OVER A SHORTER PERIOD OF TIME IF THAT IS WHAT THE COUNCIL WANTS TO DO. COUNCILMAN ETHERIDGE SAID IF THEY TAKE THE \$2,900,000 OUT, THEY WOULD STILL BE BONDING \$17,500,000. MR. MALPHRUS SAID THAT WAS CORRECT BECAUSE THEY HAVE ALREADY PAID \$500,000 OF THE BAN THERE WAS NO MOTION AND ALL MEMBERS PRESENT VOICED THAT THEY WERE AGAINST THE ORDINANCE AS PRESENTED.

RONNIE MALPHRUS – PUBLIC HEARING AND 2ND READING OF AN ORDINANCE REGARDING GENERAL OBLIGATION BONDS – MR. MALPHRUS EXPLAINED THAT THE GENERAL OBLIGATIONS BONDS WERE MORE DESIRABLE AND THEY WERE SUGGESTING DOING \$5,000,000 OF THE

FINANCING WITH GENERAL OBLIGATION BONDS. MR. MALPRHUS SAID THE TOTAL FINANCED WITH GENERAL OBLIGATION BONDS AND LEASE REVENUE INSTALLMENT BONDS WOULD NOT EXCEED \$20,950,000. CHAIRMAN BLACKSHEAR OPENED THE PUBLIC HEARING. THERE WERE NO COMMENTS. CHAIRMAN BLACKSHEAR CLOSED THE PUBLIC HEARING. COUNCILMAN ETHERIDGE MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION THAT THIS BE THE PUBLIC HEARING FOR THE ORDINANCE REGARDING GENERAL OBLIGATION BONDS AND THAT THE 2ND READING BE TABLED UNTIL MORE OPTIONS ARE EXPLORED. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – PUBLIC HEARING AND 2ND READING OF THE ORDINANCE TO ENTER INTO A FEE IN LIEU OF TAXES AGREEMENT WITH BE GREEN PACKAGING, LLC – KIM STATLER EXPLAINED THE REASON FOR THE ORDINANCE AND PROVIDED A BREAKDOWN OF THE AGREEMENT. CHAIRMAN BLACKSHEAR OPENED THE PUBLIC HEARING. THERE WERE NO COMMENTS. CHAIRMAN BLACKSHEAR CLOSED THE PUBLIC HEARING. COUNCILMAN SAULS MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION THAT THIS BE THE PUBLIC HEARING AND 2ND READING OF AN ORDINANCE TO ENTER INTO A FEE IN LIEU OF TAXES AGREEMENT WITH BE GREEN PACKAGING, LLC. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – PUBLIC HEARING AND 2ND READING OF THE ORDINANCE FOR THE CREATION OF MULTI-COUNTY PARK DESIGNATION AT THE CYPRESS RIDGE BUSINESS INDUSTRIAL PARK MISS STATLER EXPLAINED THE ORDINANCE AND TOLD THE COUNCIL THAT BEAUFORT COUNTY HAD THEIR THIRD READING OF THE ORDINANCE WITH SOME MODIFICATIONS. CHAIRMAN BLACKSHEAR OPENED THE PUBLIC HEARING. THERE WERE NO COMMENTS. CHAIRMAN BLACKSHEAR CLOSED THE PUBLIC HEARING. COUNCILMAN SAULS MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION THAT THIS BE THE PUBLIC HEARING AND 2ND READING OF AN ORDINANCE FOR THE CREATION OF MULTI-COUNTY PARK DESIGNATION AT THE CYPRESS RIDGE BUSINESS INDUSTRIAL PARK. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

ANDREW FULGHUM – 2nd READING OF THE ORDINANCE TO CREATE CHAPTER 27 OF THE CODE OF ORDINANCES OF JASPER COUNTY TO BE TITLED “FEES” AND TO CREATE ARTICLE I TO BE TITLED JASPER COUNTY ROAD SYSTEM MAINTENANCE FUND CONSISTING OF SEC. 27-1. JASPER COUNTY ROAD SYSTEM MAINTENANCE FUND ESTABLISHED; USES; SEC. 27-2. JASPER COUNTY ROAD SYSTEM MAINTENANCE FEE; AND SEC. 27-4 CIVIL PENALTIES – MR. FULGHUM EXPLAINED THE PURPOSE OF THE ORDINANCE AND THAT IT WOULD ESTABLISH A \$20 PER VEHICLE ROAD MAINTENANCE FEE. MR. FULGHUM SAID THIS IS A USER FEE. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE 2nd

READING OF THE ORDINANCE TO CREATE CHAPTER 27 OF THE CODE OF ORDINANCES OF JASPER COUNTY TO BE TITLED "FEES" AND TO CREATE ARTICLE I TO BE TITLED JASPER COUNTY ROAD SYSTEM MAINTENANCE FUND CONSISTING OF SEC. 27-1. JASPER COUNTY ROAD SYSTEM MAINTENANCE FUND ESTABLISHED; USES; SEC. 27-2. JASPER COUNTY ROAD SYSTEM MAINTENANCE FEE; AND SEC. 27-4 CIVIL PENALTIES. VICE CHAIRMAN GREGORY ASKED IF THIS WOULD BE PERMANENT. MR. FULGHUM RESPONDED IT WOULD BE PERMANENT UNTIL THE COUNCIL REVERSES IT. COUNCILMAN ETHERIDGE ASKED ABOUT THE AMOUNT AND USE OF THE FUNDS. MR. FULGHUM SAID THE FEE WOULD BE \$20 PER VEHICLE AND IT WOULD BE USED FOR THE MAINTENANCE OF THE ROADS AND BRIDGES. MR. FULGHUM ESTIMATED THE REVENUE FROM THE FEE TO BE \$350,000. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

RESOLUTIONS – THERE WERE NO RESOLUTIONS.

OLD BUSINESS – THERE WAS NO OLD BUSINESS.

NEW BUSINESS

ANDREW FULGHUM – APPROVAL OF PROFESSIONAL SERVICE CONTRACT FOR WETLAND DELINIATION AT CYPRESS RIDGE BUSINESS INDUSTRIAL PARK – MR. FULGHUM PRESENTED A PROFESSIONAL SERVICE CONTRACT FROM THOMAS AND HUTTON IN THE AMOUNT OF \$2,950 FOR WETLAND DELINIATION AT CYPRESS RIDGE BUSINESS INDUSTRIAL PARK. MR. FULGHUM SAID THE CONTRACT WOULD BE PAID FOR FROM THE DEVELOPMENT SERVICES ACCOUNT. VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO APPROVE THE PROFESSIONAL SERVICE CONTRACT FROM THOMAS AND HUTTON IN THE AMOUNT OF \$2,950 FOR WETLAND DELINIATION AT CYPRESS RIDGE BUSINESS INDUSTRIAL PARK AND TO PAY FOR IT FROM THE DEVELOPMENT SERVICES ACCOUNT. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

RONNIE MALPHRUS – APPROVAL OF STATE A-TAX REQUESTS – MR. MALPHRUS PRESENTED THE RECOMMENDATION FROM THE A-TAX COMMITTEE. MR. MALPHRUS EXPLAINED THAT 95-96% OF THE FUNDS COME FROM POINT SOUTH. COUNCILMAN SAULS MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION TO APPROVE THE RECOMMENDATIONS ON THE STATE A-TAX COMMITTEE OF THE REQUESTS FOR STATE A-TAX FUNDING. COUNCILMAN SAULS SAID HE IS ON THE BOARD OF THE CHAMBER OF COMMERCE AND HE SAID IT WAS IMPORTANT TO FUND THEIR REQUEST AS THEY MARKET THE COUNTY AND THEY REPRESENT OVER 300 BUSINESSES. MR. SAULS SAID IT WAS VITALLY IMPORTANT TO MEET THE NEEDS OF THE CHAMBER'S REQUEST. VICE CHAIRMAN GREGORY SAID THAT SINCE COUNCILMAN SAULS IS A BOARD MEMBER OF THE CHAMBER, HE CANNOT VOTE ON THEIR REQUEST. MR. MALPHRUS REVIEWED THE REQUESTS THAT WERE PROVIDED TO THE

COUNCIL. THE MOTION CARRIED WITH CHAIRMAN BLACKSHEAR, VICE CHAIRMAN GREGORY, AND COUNCILMEN DRAYTON AND ETHERIDGE VOTING FOR; COUNCILMAN SAULS ABSTAINED.

COMMITTEE REPORTS – THERE WERE NOT COMMITTEE REPORTS.

ADMINISTRATOR'S REPORT – MR. FULGHUM PROVIDED THE COUNCIL WITH A MAP OF THE COUNTY THAT SHOWED THE PLANNED DEVELOPMENT DISTRICTS AND THE DENSITY LEVELS.

MR. FULGHUM TOLD THE COUNCIL THAT THE HISTORICAL SOCIETY PLEDGED \$5,000 FOR THE SAVE GRAYS SCHOOL EFFORT.

MR. FULGHUM UPDATED THE COUNCIL ON THE PURRYSBURG WATER AND SEWER PROJECT.

MR. FULGHUM INFORMED THE COUNCIL THAT DUE TO ILLNESSES ISSUES AT BOTH THE HARDEEVILLE AND RIDGELAND LIBRARIES, AHJ REGIONAL LIBRARY HAS A \$5,000 SHORTFALL IN THEIR BUDGET. VICE CHAIRMAN GREGORY ASKED WHY THE MUNICIPALITIES WON'T FUND IT AND MR. FULGHUM SAID THAT THE BUILDING AND LAND IS OWNED BY THE COUNTY. MR. FULGHUM ASKED THE COUNCIL TO CONSIDER FUNDING THE \$5,000 FROM THE COUNTY'S EMERGENCY FUND. COUNCILMAN DRAYTON ASKED IF THE COUNTY HAS LOOKED INTO PULLING OUT OF THE REGIONAL SYSTEM. MR. FULGHUM SAID THE AD HOC COMMITTEE IS LOOKING INTO IT. COUNCILMAN ETHERIDGE SAID THAT THE EMPLOYEES HAVE LEAVE AND SICK DAYS THAT THEY ARE PAID FOR, BUT REPLACEMENTS ALSO HAVE TO BE PAID AND THAT IS THE CAUSE OF THE SHORTFALL. COUNCILMAN ETHERIDGE MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION TO FUND THE \$5,000 SHORTFALL AND THAT THE FUNDS ARE TO COME FROM THE COUNTY'S EMERGENCY FUND. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

MR. FULGHUM PROVIDED THE COUNCIL WITH A HANDOUT COVERING THE MULTI-LOT DISCOUNT.

MR. FULGHUM ASKED PERMISSION FOR MR. DALEY TO GO TO THE TRANSPORTATION COMMITTEE FOR FUNDING TO REPAVE THE PARKING LOT AT EMS. MR. DALEY SAID THE PROJECTED COST IS \$344,639.50. VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO APPROVE MR. DALEY REQUESTING \$344,639.50 FROM THE TRANSPORTATION COMMITTEE TO PAVE THE EMS PARKING LOT. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

OPEN FLOOR TO THE PUBLIC (3 MINUTE TIME LIMIT PER INDIVIDUAL) – CHAIRMAN BLACKSHEAR OPENED THE FLOOR TO THE PUBLIC. MR. STEVE SWEENEY SUGGESTED SPEAKING WITH THE GAS STATION OWNERS TO OFFER LOWER PRICED GAS TO ATTRACT PEOPLE TO STOP IN JASPER COUNTY. CHAIRMAN BLACKSHEAR THANKED MR. SWEENEY FOR HIS COMMENTS AND SUGGESTED HE TALK TO THE CHAMBER OF COMMERCE AND ASK THEM TO MEET WITH THEIR MEMBERS. BEING NO FURTHER COMMENTS, CHAIRMAN BLACKSHEAR CLOSED THE FLOOR TO THE PUBLIC.

EXECUTIVE SESSION

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 - VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO GO INTO 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; 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 - [PROJECT DEFENSE](#); 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 - [HOSPITAL PROPERTY](#). 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.

CHAIRMAN BLACKSHEAR REPORTED THAT THE COUNCIL DISCUSSED PROJECT DEFENSE AND RECEIVED INFORMATION ON THE HOSPITAL PROPERTY. CHAIRMAN BLACKSHEAR TOLD THE ADMINISTRATOR TO ADVERTISE AND FILL THE POSITIONS OF ASSISTANT DIRECTOR OF EMERGENCY SERVICES, AND SPECIAL PROJECTS COORDINATOR. CHAIRMAN BLACKSHEAR SAID THE COUNCIL AUTHORIZES MR. MALPHRUS TO ADVERTISE TO FILL THE TAX COLLECTOR'S POSITION. COUNCILMAN

SAULS MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION FOR THE ADMINISTRATOR TO ADVERTISE AND FILL THE POSITIONS OF ASSISTANT DIRECTOR OF EMERGENCY SERVICES, AND SPECIAL PROJECTS COORDINATOR. CHAIRMAN BLACKSHEAR SAID THE COUNCIL AUTHORIZED MR. MALPHRUS TO ADVERTISE TO FILL THE TAX COLLECTOR'S POSITIONS. 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 WAS CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

THE MEETING ENDED AT 9:40 P.M.

RESPECTFULLY SUBMITTED BY:

APPROVED BY:

JUDITH M. FRANK, CCC
CLERK TO COUNCIL

LEROY BLACKSHEAR
CHAIRMAN