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**JASPER COUNTY COUNCIL  
COUNCIL CHAMBERS  
358 THIRD AVE., RIDGELAND, SC 29936  
MAY 2, 2011, 4:00 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 JIROSUEK, ROD DIRECTOR PATSYE GREENE, PLANNING AND ZONING COORDINATOR LISA LAMB, BUDGET ANALYST DENISE SMITH

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** – COUNCILMAN ETHERIDGE GAVE THE INVOCATION.

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

**APPROVAL OF THE MINUTES OF THE 4/18/11 COUNCIL MEETING, THE 4/06/11 BUDGET WORKSHOP, 4/11/11 INTERGOVERNMENTAL COMMITTEE AND THE 4/12/11 ADMINISTRATIVE SERVICES COMMITTEE MEETING** – COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN SAULS MOTIONED TO APPROVE THE MINUTES AS PRESENTED. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

## **PROCLAMATIONS AND PRESENTATIONS**

**BUTCH WHIDDON – AUDIT PRESENTATION** – MR. WHIDDON REVIEWED THE PROCESS HE USES TO DO THE AUDIT. MR. WHIDDON SAID HE IS REQUIRED TO BRING TO COUNCIL'S ATTENTION THE FINANCIAL STATEMENT AND IT INCLUDED SOME ESTIMATES AND ALSO HE PROVIDED AN ENGAGEMENT LETTER AND REVIEW. MR. WHIDDON SAID THAT THE AUDIT RECEIVED A PASSING GRADE WHICH IS THE HIGHEST GRADE AVAILABLE. MR. WHIDDON SAID THE AUDIT WENT WELL AND THERE WERE NO FINDINGS OR QUESTIONS. MR. WHIDDON ALSO ACKNOWLEDGED THAT THE COUNTY RECEIVED THE GFOA AWARD AGAIN THIS YEAR. MR. WHIDDON SAID THE AUDIT LETTER'S OPINION IS AN UNQUALIFIED OPINION WHICH IS AS GOOD AS IT GETS. MR. WHIDDON REVIEWED THE COUNTY'S ASSETS AND THE DEPARTMENTS THAT CARRY THE LARGEST EXPENSES. MR. WHIDDON DISCUSSED THE FINANCING PROJECTS AND HE TOLD THE COUNCIL THAT THE FOOTNOTES PROVIDE MORE DETAILED INFORMATION. MR. WHIDDON SAID THERE WERE NO REPORTS OF NON COMPLIANCE. MR. WHIDDON SAID NO FINDINGS WERE FOUND THIS YEAR. COUNCILMAN SAULS ASKED WHERE MR. WHIDDON'S FIRM WAS LOCATED. MR. WHIDDON SAID THE OFFICE IS IN AUGUSTA AND HE HAS BEEN DOING THE COUNTY AUDIT FOR FIVE YEARS. COUNCILMAN SAULS ASKED WHAT WERE RESTRICTED FUNDS. MR. WHIDDON SAID IT IS CASH THAT IS RESTRICTED IN ITS USE BY AN OUTSIDE AGENCY. COUNCILMAN ETHERIDGE ASKED IF RESTRICTED FUNDS CAN ONLY BE USED FOR WHAT IT IS DESIGNATED FOR AND MR. WHIDDON RESPONDED THAT THE OUTSIDE AGENCY TELLS HOW THE MONEY IS TO BE USED. COUNCILMAN ETHERIDGE ASKED IF THAT MONEY SHOULD BE AVAILABLE IF IT HAS NOT BEEN USED ON WHAT IT WAS GIVEN FOR AND MR. WHIDDON SAID AT YEAR END IT WAS AVAILABLE. COUNCILMAN ETHERIDGE ASKED ABOUT POST EMPLOYMENT BENEFITS AND THE FACT THAT IT IS GROWING EVERY YEAR. MR. WHIDDON SAID IT COULD GET AWAY FROM THE COUNTY, BUT A LOT OF THE COUNTIES ARE FUNDING THE AMOUNT TO MEET ITS ANNUAL OBLIGATIONS. COUNCILMAN ETHERIDGE ASKED IF MR. WHIDDON WENT BY THE FIGURES HE GETS FROM MR. MELLON AND MR. WHIDDON SAID THEY ASK FOR SUPPORT DOCUMENTS AND THEY PULL RANDOM ITEMS TO LOOK AT DIFFERENT TRANSACTIONS. COUNCILMAN ETHERIDGE ASKED HOW LONG DID IT TAKE TO DO AN AUDIT AND MR. WHIDDON SAID ABOUT IT TAKES 4-5 PEOPLE ONE WEEK, PLUS A FEW ADDITIONAL DAYS TO PLAN THE AUDIT SO THAT THE MATERIAL IS READY WHEN THEY COME TO DO THE AUDIT. COUNCILMAN DRAYTON ASKED WHAT WAS A BAN AND MR. WHIDDON RESPONDED THAT A BAN WAS A BOND ANTICIPATION NOTE. COUNCILMAN DRAYTON ASKED IF IT WAS COMMON TO USE THE SAME AUDITOR FROM YEAR TO YEAR. MR. WHIDDON SAID HE BIDS ON THE AUDIT EVERY THREE YEARS, BUT IT WAS NOT UNUSUAL AND HE HAS DONE SOME AUDITS FOR OVER 20 YEARS. MR. WHIDDON SAID DIFFERENT PEOPLE IN HIS OFFICE DO THE AUDIT. COUNCILMAN DRAYTON SAID IT IS VERY SELDOM THAT AN AUDIT IS DONE WITH NO FINDINGS. MR. WHIDDON SAID IT IS NOT THAT UNUSUAL AS MR. MELLON COMES IN MONTHLY. COUNCILMAN DRAYTON SAID HE HAS NEVER SEEN AN AUDIT

WHERE NOTHING WAS FOUND. MR. WHIDDON SAID THAT HE GAVE RECOMMENDATIONS; HOWEVER A FINDING WOULD BE SOMETHING OVER \$10,000. MR. WHIDDON SAID SOMETHING CAN BE BROUGHT TO THE COUNTY'S ATTENTION, BUT NOT AS A FINDING. COUNCILMAN ETHERIDGE ASKED WHY SOME REAL ESTATE HOLDINGS WERE VALUED THE SAME AND MR. WHIDDON SAID THE SPEC BUILDING WAS BUILT THREE YEARS AGO, AND IS STILL AT THE AMOUNT PAID FOR IT. COUNCILMAN ETHERIDGE ASKED ABOUT A FORENSIC AUDIT. MR. WHIDDON SAID A FORENSIC AUDIT IS VERY EXPENSIVE AND THERE NEEDS TO BE A REASON TO HAVE ONE. MR. WHIDDON SAID THE COUNTY WOULD HAVE TO PROVIDE DIRECTION AND WHERE THE FORENSIC AUDITOR SHOULD INVESTIGATE. MR. WHIDDON SAID AN INTERNAL AUDIT IS DONE MONTHLY AND THIS IS WHAT MR. MELLON DOES. MR. WHIDDON SAID THAT MR. MELLON COULD MONITOR THINGS SINCE THEY ARE INDEPENDENT. COUNCILMAN DRAYTON COMMENTED THAT \$5,000 IS NOT A FINDING, AND \$10,000 IS. COUNCILMAN DRAYTON ASKED ABOUT SEVERAL \$5,000 FINDINGS. MR. WHIDDON SAID IT COULD BE A FINDING BY COMBINING THE AMOUNTS. MR. WHIDDON SAID THERE CAN BE SINGLE FINDINGS AND COMBINED FINDINGS.

#### **ORDINANCES**

**DAVID JIROUSEK – 1<sup>ST</sup> 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 EXPLAINED THAT THIS WAS A HOUSE KEEPING ORDINANCE IN THAT THEY WERE CLEANING UP THE 3 ORDINANCES DEALING WITH FLOOD PREVENTION AND MAKING ONE ORDINANCE. MR. JIROUSEK SAID THAT MS. LISA LAMB, THE COUNTY'S CERTIFIED FLOOD PLAN MANAGER WAS PRESENT TO ANSWER ANY QUESTIONS. COUNCILMAN SAULS MOTIONED AND COUNCILMAN ETHERIDGE SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> 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). COUNCILMAN DRAYTON ASKED WHY THE THREE ORDINANCES WERE NOT INCLUDED IN THE PACKET FOR COUNCIL TO REVIEW. MR. JIROUSEK SAID EACH SECTION WAS ABOUT 20 PAGES AND THEY WILL BE DELETED IF THIS ORDINANCE PASSES. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**DAVID JIROUSEK – 1<sup>ST</sup> 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 EXPLAINED THAT THE ORDINANCE IS TO CHANGE THE ZONING FROM RURAL PRESERVATION TO COMMUNITY COMMERCIAL. MR. JIROUSEK SAID THAT REAL ESTATE OF THE LOWCOUNTRY, LLC MADE THE REQUEST. MR.

JIROUSEK SAID THE PROPERTY CONSISTS OF 34 VACANT ACRES. MR. JIROUSEK SAID THAT AREA IS APPROPRIATE FOR FUTURE GROWTH AND THE ADJACENT PROPERTIES ARE THE PENINSULA TRACT PDD, AUSTIN CHASE, AN ASPHALT PLANT AND BJWSA. MR. JIROUSEK SAID THE WETLAND PROPERTY AND BUFFERS ARE ABOUT 400 FT. FROM ANY RESIDENTIAL PROPERTY. MR. JIROUSEK SAID THE STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. COUNCILMAN ETHERIDGE ASKED IF THE OTHER PROPERTY OWNERS HAVE BEEN NOTIFIED. MR. JIROUSEK SAID THEY WILL BE NOTIFIED PRIOR TO THE PUBLIC HEARING IN JUNE. COUNCILMAN SAULS MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> 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. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**DAVID JIROUSEK – 2<sup>ND</sup> 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 THIS ORDINANCE WOULD ALLOW THE BZA TO HEAR APPEALS ON FIRE AND BUILDING CODES. MR. JIROUSEK SAID THE BOARD IS TRAINED AND SUITABLE TO HEAR THE APPEALS AND TAKE ON THE EXTRA AUTHORITY. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE 2<sup>ND</sup> 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 – 1<sup>ST</sup> READING OF THE ORDINANCE TO APPROVE THE 2011-2012 JASPER COUNTY BUDGET-** MR. FULGHUM PRESENTED THE BUDGET FOR THE FY 2012 AND SAID THE GENERAL CONSENSUS OF THE COUNCIL WAS TO ADHERE TO THE SCHEDULE. MR. FULGHUM SAID THE BUDGET DOCUMENTS WERE STILL IN THE WORKING STAGE AND NOT COMPLETE. MR. FULGHUM REQUESTED THE 1<sup>ST</sup> READING OF THE FY 2011-2012 BUDGET IN THE AMOUNT OF \$21,824,005. VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> READING OF THE ORDINANCE TO APPROVE THE 2011-2012 JASPER COUNTY BUDGET. VICE CHAIRMAN GREGORY SAID THAT THE COUNCIL WAS STILL FINE TUNING THE BUDGET. COUNCILMAN ETHERIDGE SAID SOME OF THE ITEMS REQUESTED BY COUNCIL WERE LEFT OUT OF THE BUDGET AND HE WANTED TO KNOW HOW MUCH THE BUDGET WOULD CHANGE WHEN THEY WERE ADDED. MR. MALPHRUS SAID IT WOULD INCREASE ABOUT \$100,000. MR. MALPHRUS SAID THAT \$30,000 FOR THE

PAYMENT TO JCNU NEEDED TO BE ADDED AS THEY ONLY RECEIVED TWO OF THE THREE PAYMENTS. COUNCILMAN ETHERIDGE SAID HE COULD NOT SEE ADDING THE \$3,000,000 THAT WAS FROM MISCELLANEOUS DEBT OF TWO YEARS AGO, INTO THE BONDS AND HAVE TO PAY FOR IT FOR THE NEXT 28 YEARS. MR. MALPHRUS SAID IT IS THE COUNCIL'S DECISION AND IF THE COUNCIL WANTS TO TAKE IT OUT, \$1,200,000 WILL HAVE TO BE CUT FROM THE BUDGET TO COVER A PAYMENT OR THEY WOULD HAVE TO ADD 12 MILLS FOR DEBT SERVICE. VICE CHAIRMAN GREGORY ASKED WHAT WOULD BE THE DIFFERENCE. COUNCILMAN SAULS REMINDED THE STAFF AND COUNCIL THAT THE SCHOOL BOARD HAS NOT MADE THEIR REQUEST. COUNCILMAN DRAYTON AGREED THAT PAYING THE PREVIOUS DEBT OF \$3,000,000 OVER A LONG PERIOD WILL RESULT IN PAYING \$10,000,000 - \$12,000,000 BACK INCLUDING THE INTEREST AND THAT \$1,200,000 NEEDED TO BE FOUND. CHAIRMAN BLACKSHEAR SAID THIS IS NOT THE FINAL VERSION OF THE BUDGET AND THERE WILL BE TWO MORE READINGS AND A WORKSHOP WAS SCHEDULED. THE MOTION CARRIED WITH CHAIRMAN BLACKSHEAR, VICE CHAIRMAN GREGORY, COUNCILMAN DRAYTON AND COUNCILMAN SAULS VOTING FOR; COUNCILMAN ETHERIDGE VOTED AGAINST.

**MARVIN JONES – 1<sup>ST</sup> 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 PRESENTED THE ORDINANCE AND EXPLAINED THAT COUNCILMAN ETHERIDGE REQUESTED THIS ORDINANCE. MR. JONES SAID THE ORDINANCE LIMITS THE HOURS OF OPERATION OF ESTABLISHMENTS THAT SERVE ALCOHOLIC BEVERAGES CAN BE OPEN. MR. JONES SAID THAT THIS ORDINANCE IS LIKE AN ORDINANCE THAT HAS BEEN APPROVED BY THE SUPREME COURT. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> 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 HOW THE BUSINESS OWNERS WILL BE NOTIFIED. MR. JONES SAID THAT THE MOTION SHOULD INCLUDE WHEN THE ORDINANCE WOULD GO INTO EFFECT. CHAIRMAN BLACKSHEAR SAID THE OWNERS COULD BE GIVEN 30 DAYS TO COMPLY, IT WILL BE ADVERTISED IN THE NEWSPAPERS AND THERE WILL BE PUBLIC HEARINGS. VICE CHAIRMAN GREGORY SAID HE FELT THE BUSINESS OWNERS SHOULD HAVE THE OPPORTUNITY TO TALK WITH COUNCIL. COUNCILMAN ETHERIDGE ASKED WHAT WAS PORTER AND MR. JONES SAID IT WAS DARK ALE. VICE CHAIRMAN GREGORY ASKED WHY THE TIME WAS DIFFERENT FROM THE STATE. CHAIRMAN BLACKSHEAR

SAID THE STATE ONLY APPLIES TO SUNDAY SALES. VICE CHAIRMAN GREGORY SAID HE WANTED TO MAKE SURE THAT THE PEOPLE WERE NOTIFIED. COUNCILMAN DRAYTON ASKED IF THE CLUBS WOULD HAVE TO CLOSE BETWEEN 2:00 A.M. AND 6:00 A.M. MR. JONES SAID THAT WAS CORRECT. THE MOTION CARRIED WITH CHAIRMAN BLACKSHEAR, COUNCILMEN SAULS, DRAYTON AND ETHERIDGE VOTING FOR; VICE CHAIRMAN GREGORY ABSTAINED.

**ANDREW FULGHUM – 1<sup>ST</sup> READING OF THE ORDINANCE TO CREATE A MULTI-COUNTY PARK AGREEMENT BETWEEN JASPER COUNTY AND BEAUFORT COUNTY - RIVERPORT** – MR. FULGHUM SAID THIS HAS BEEN DISCUSSED BEFORE AND THE COUNCIL WAS PROVIDED WITH A RED LINE COPY OF THE ORDINANCE SHOWING THAT HAMPTON COUNTY WAS REMOVED AND BEAUFORT COUNTY WAS ADDED. COUNCILMAN ETHERIDGE MOTIONED AND COUNCILMAN DRAYTON SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> 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 – 1<sup>ST</sup> READING OF AN ORDINANCE REGARDING THE LEASE REVENUE INSTALLMENT BONDS-** MR. MALPHRUS SAID THE LEASE REVENUE INSTALLMENT BONDS ARE THE PERMANENT FINANCING ON THE COURTHOUSE AND THE GOVERNMENT BUILDING. MR. MALPHRUS SAID THE AMOUNT WAS NOT TO EXCEED \$20,950,000. COUNCILMAN SAULS ASKED IF THE \$3,000,000 PREVIOUS DEBT WAS INCLUDED. MR. MALPHRUS RESPONDED THAT IT WAS. COUNCILMAN SAULS MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> READING OF AN ORDINANCE REGARDING THE LEASE REVENUE INSTALLMENT BONDS. THE MOTION CARRIED WITH CHAIRMAN BLACKSHEAR, VICE CHAIRMAN GREGORY, AND COUNCILMEN DRAYTON AND SAULS VOTING FOR; COUNCILMAN ETHERIDGE VOTED AGAINST.

**RONNIE MALPHRUS – 1<sup>ST</sup> READING OF AN ORDINANCE REGARDING GENERAL OBLIGATION BONDS** – MR. MALPHRUS SAID THAT THE BOND ATTORNEY RECOMMENDED TO ALSO DO GENERAL OBLIGATION BONDS FOR SOME OF THE DEBT TO GET A BETTER INTEREST RATE. MR. MALPHRUS SAID THEY WERE RECOMMENDING TO USE UP TO \$5,000,000 OF GENERAL OBLIGATION BONDS. MR. MALPHRUS SAID THE GOB ARE MORE STABLE AND COMMON THAN THE OTHERS. VICE CHAIRMAN GREGORY ASKED IF HE WAS BORROWING MONEY ON TOP OF MONEY AND MR. MALPHRUS SAID THE TOTAL OF THE GOB AND THE LRIB WOULD NOT EXCEED \$20,950,000. MR. MALPHRUS SAID IT WOULD BE THE SAME AMOUNT WITH TWO DIFFERENT TYPES OF FINANCING. COUNCILMAN DRAYTON MOTIONED AND VICE CHAIRMAN GREGORY SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> READING OF AN ORDINANCE REGARDING GENERAL OBLIGATION BONDS. COUNCILMAN ETHERIDGE ASKED ABOUT COLLATERAL FOR THE BONDS AND MR. MALPHRUS SAID THE ONLY COLLATERAL WOULD BE THE TWO BUILDINGS. MR. MALPHRUS SAID THE COUNTY CAN GET A BETTER RATE

FOR THE GOB BONDS. MR. MALPHRUS SAID THE DIFFERENCE IS NOT GREAT, BUT IT WOULD ADD UP OVER 28 YEARS. VICE CHAIRMAN GREGORY SAID THAT BY DOING THE TWO DIFFERENT TYPES OF BONDS WOULD SAVE THE COUNTY MONEY. MR. MALPHRUS SAID THEY MAY END UP WITH THREE DIFFERENT BONDS SINCE THE BOND ON THIS BUILDING IS DUE ON JULY 1 AND THE BOND ON THE COURTHOUSE IS NOT DUE UNTIL FEB., BUT THEY PLAN TO BOND IT OUT IN THE FALL. MR. MALPHRUS SAID THAT THE TOTAL OF ALL THE BONDS WILL NOT EXCEED \$20,950,000. THE MOTION CARRIED WITH CHAIRMAN BLACKSHEAR, VICE CHAIRMAN GREGORY AND COUNCILMEN DRAYTON AND SAULS VOTING FOR; COUNCILMAN ETHERIDGE VOTED AGAINST.

**ANDREW FULGHUM – 1<sup>ST</sup> READING OF THE ORDINANCE TO ENTER INTO A FEE IN LIEU OF TAXES AGREEMENT WITH BE GREEN PACKAGING, LLC** – MR. FULGHUM TOLD THE COUNCIL THAT PART OF THE MOU WITH BE GREEN PACKAGING, LLC WAS THAT THE COUNTY AGREED TO CREATE A MULTIL COUNTY PARK AND A PILOT. MR. FULGHUM SAID THAT BEAUFORT COUNTY WILL HAVE THE FINAL READING ON THE MCIP ON MAY 9, 2011. MR. FULGHUM SAID THE ORDINANCE OUTLINES HOW THE FEES WOULD UNFOLD FOR THE COMPANY AND THE COUNTY. MR. FULGHUM SAID THE SCHOOL DISTRICT FUNDING WILL BE USED TO SET UP AN EDUCATIONAL PROGRAM. COUNCILMAN SAULS MOTIONED AND COUNCILMAN ETHERIDGE SECONDED THE MOTION THAT THIS BE THE 1<sup>ST</sup> READING OF THE ORDINANCE TO ENTER INTO A FEE IN LIEU OF TAXES AGREEMENT WITH BE GREEN PACKAGING, LLC. VICE CHAIRMAN GREGORY ASKED ABOUT THE QUALIFICATIONS FOR THE EDUCATION COMMITTEE. MR. FULGHUM SAID IT WOULD BE A MULTI-FACETED GROUP THAT WILL DECIDE HOW THE FUNDS ARE TO BE USED. THE MOTION CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

**RESOLUTIONS** – THERE WERE NO RESOLUTIONS.

#### **OLD BUSINESS**

**DAVID JIROUSEK – UPDATE KNOWLES ISLAND TURNAROUND AND PARKING AREA MASTER PLAN** – MR. JIROUSEK PRESENTED TWO PLANS FOR THE KNOWLES ISLAND TURNAROUND AND PARKING. ONE DRAWING FEATURED A CUL DE SAC AND THE OTHER FEATURED A HAMMERHEAD. THE PROS AND CONS OF EACH STYLE WERE DISCUSSED AND THE COUNCIL WAS TOLD THAT GRANITE ROCK WAS TO BE USED TO ELIMINATE THE DUST. VICE CHAIRMAN GREGORY SAID HE WOULD LIKE TO KNOW THE COST OF EACH DESIGN PRIOR TO MAKING A DECISION. COUNCILMAN ETHERIDGE ASKED ABOUT THE WETLANDS AND MR. SMITH SAID THE LINES WOULD BE REVERIFIED. MR. SMITH SAID THAT THE COST WOULD BE DETERMINED BY THE FIRE MARSHAL'S APPROVAL AND SAVING THE TREES.

**NEW BUSINESS** – THERE WAS NO NEW BUSINESS.

**COMMITTEE REPORTS** – COUNCILMAN DRAYTON REPORTED THAT THE ADMINISTRATION COMMITTEE MET AND THEY WERE STILL WORKING ON

THE PERSONNEL PLAN AND NOT READY TO MAKE A RECOMMENDATION. COUNCILMAN DRAYTON TOLD THE COUNCIL THAT HE REQUESTED EACH DEPARTMENT HEAD THAT REPORTED TO MR. MALPHRUS BE PRESENT AT THE NEXT MEETING. COUNCILMAN DRAYTON SAID HE WAS READING THE STATE LAW REGARDING THE EMPLOYEES. COUNCILMAN DRAYTON SAID HE HAS NOT RECEIVED ANY INPUT FROM THE OTHER COUNCIL MEMBERS REGARDING CHANGES TO THE PERSONNEL POLICY.

**ADMINISTRATOR'S REPORT-** MR. FULGHUM TOLD THE COUNCIL THAT THE GOPHER HILL COMMITTEE REQUESTED FUNDING AND HE PROVIDED THE COUNCIL WITH A COPY OF THEIR REQUEST. MR. FULGHUM REMINDED THE COUNCIL ABOUT MAYOR BOSTICK'S BIKE RIDE FOR DIABETES. MR. FULGHUM PROVIDED THE COUNCIL WITH LEGISLATION INFORMATION REGARDING MULTI-LOT DISCOUNTS AND HE EXPLAINED THE FISCAL IMPACT IT WOULD HAVE ON THE COUNTY.

MR. FULGHUM SAID HE HAD THREE SERVICE CONTRACTS TO PRESENT AND THEY WERE ALL UNDER \$2,000. DAVID JIROUSEK PRESENTED THE PROFESSIONAL SERVICE CONTRACT FROM TERRACON FOR THE CRBIP IN THE AMOUNT OF \$1,935; A CONTRACT FOR SURVEY WORK FROM TGS IN THE AMOUNT OF \$1,950 AT KNOWLES ISLAND TRESTLE AND A CONTRACT WITH TGS FOR ACCESS IMPROVEMENTS AT CRBIP IN THE AMOUNT OF \$621. MR. JIROUSEK SAID THE CONTRACT WOULD BE PAID FOR FROM C-FUNDS OR RDA FUNDS. VICE CHAIRMAN GREGORY MOTIONED AND COUNCILMAN SAULS SECONDED THE MOTION TO APPROVE THE 3 CONTRACTS AS PRESENTED. THE MOTION CARRIED WITH ALL MEMBER PRESENT VOTING IN FAVOR.

**OPEN FLOOR TO THE PUBLIC (3 MINUTE TIME LIMIT PER INDIVIDUAL)** - CHAIRMAN BLACKSHEAR OPENED THE FLOOR TO THE PUBLIC. FREDDY BRANTLEY ASKED ABOUT THE INTEREST RATES ON THE GOB AND LEASE BONDS AND WHO HOLDS THE BONDS. MR. MALPHRUS SAID THE RATE WILL BE DETERMINED LATER. BEING NO FURTHER COMMENTS, CHAIRMAN BLACKSHEAR CLOSED THE FLOOR TO THE PUBLIC.

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

**THE MEETING ENDED AT 5:45**

**RESPECTFULLY SUBMITTED BY:**

**APPROVED BY:**

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**JUDITH M. FRANK, ccc**  
**CLERK TO COUNCIL**

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**LEROY BLACKSHEAR**  
**CHAIRMAN**



