



**JASPER COUNTY COUNCIL
COUNCIL CHAMBERS
HARDEEVILLE CITY HALL
HARDEEVILLE, SC
JUNE 20, 2016
MINUTES**

Officials Present: Chairman L. Martin Sauls, IV, Vice Chairman D. Thomas Johnson, Councilman Henry Etheridge, Councilman Theodus Drayton, Councilwoman Barbara Clark

Staff Present: Administrator Andrew Fulghum, Clerk to Council Judith Frank, Attorney David Tedder, Director of Emergency Services Wilbur Daley, Director of Engineering Services Dale Terry, Planning Director Lisa Wagner, Parks and Recreation Director Johnny Davis

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 Sauls called the meeting to order at 3:15 p.m.

A-Tax Workshop

Kendall Malphrus represented the Chamber of Commerce and the Historical Society and she requested funding for the utilities and security at the Chamber building. Councilman Etheridge asked about the utilities for the Farmers Market. Ms. Malphrus said she did not get the electric bill and Dale Terry locks and unlocks the gates and she will ask him to make sure the lights are out. Ms. Malphrus said the cost of the fencing was covered with A-Tax funds and the billboard campaign costs were split between the County and the two Municipalities.

Lyn Tindal made requests on behalf of Jasper County Conservation and the Blue Heron Nature Center. Ms. Tindal said they have been hosting more meetings and they average about 14 bus tours each year. Ms. Tindal discussed a fundraiser where they raised \$17,000. Ms. Tindal said that the Columbia Marionettes would be holding two presentations. Councilman Etheridge asked about the lot loan and Ms. Tindal said they took a mortgage on the adjacent lot and they are going to pay it off. Ms. Tindal said that Ridgeland owned the nature trail, the green space in front of the nature center and the parking lot. Councilwoman Clark commended Ms. Tindal on the great job she is doing especially with the school children.

Ann Marie Reilly-Kay represented the Morris Center and she requested funds to do the marketing and to continue to host events. Ms. Reilly-Kay said they have attracted many tourists and locals to their events. Councilman Etheridge asked how they were funded and Ms. Reilly-Kay responded through grants, sponsorships and from the foundation.

Ms. Heaten, President of the JARM Board, explained that they were presenting the fireworks display and she was requesting sponsors for the event. Chairman Sauls asked if this is the same

event that has been held at Boat and RV World. Ms. Heaten said that it was, however, this year it is being held at the old high school football stadium. Ms. Heaten said that Barkin Basement was also hosting the Business after Hours on Thursday.

Vice Chairman Johnson asked if these funds could be used for cabins at Sgt. Jasper Park. Mr. Malphrus said that funds can be given to Parks and Recreation for tourism or marketing. Councilwoman Clark asked if cabins were part of the master plan for the park and Mr. Malphrus said he would check on what the funds can be used for. Mr. Fulghum said that the funds could also be used for repairs at the Perry House. Vice Chairman Johnson said to try and get volunteers to work on the Perry House and to earmark \$17,000 of funds for Parks and Recreation. Councilman Etheridge said to reduce the Resource foundation to \$2,000, increase the festivals - Pocotaligo - \$1,000, Gopher Hill -\$2000 and Catfish - \$2,000 and the balance of \$18,500 to Parks and Recreation.

Tax Workshop ended at 3:50 p.m.

Budget Workshop

Mr. Malphrus reviewed the changes requested by Council- \$5,000 each to TCL and USCB, \$30,000 was added from State Aid and the Emergency Fund was increased to \$20,000, and additional part-time person for Parks and Recreation and the Clerk of Court requested a raise for her 5 employees. Mr. Malphrus said the Council can discuss the employment matters in executive session. Councilwoman Clark said that there were not going to be any raises unless all the employees get raises. Councilwoman Clark asked if any money was included for the band to go to Hawaii. Councilwoman Clark said the funds would not be given to the school district until they were sure the trip was going to take place. Mr. Malphrus said the \$2,000 can be included in the emergency fund or it can stay the way it is. Councilman Etheridge said he was concerned about the repair to the fire station's roof and about the ISO ratings. Councilman Etheridge said they needed to work hard on getting volunteers. Mr. Malphrus said a lot of training was involved for the volunteers. Mr. Fulghum said it would cost over \$100,000 to fix the fire station roof correctly. Mr. Fulghum said they were looking into grants and he was hoping to get some funds from the insurance. Councilwoman Clark said it would be nice if the communities helped out and raised some of the money needed. Councilwoman Clark asked about funds from the Promise Zone. The Council discussed new vehicles for the Sheriff and Mr. Malphrus recommended purchasing 7 new vehicles and that the vehicles were on state contract. Chairman Sauls asked if the Sheriff has all the cars that were approved in the current budget year. Mr. Malphrus said that they have been ordered. It was the consensus of the Council to budget \$200,000 to purchase new vehicles for the Sheriff.

The budget workshop ended at 4:00 p.m.

Executive Session

Councilman Etheridge moved and Councilwoman Clark seconded the motion to go into executive session for 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 – Levy Fire Contract and Nicholson vs. Levy Fire Dept. et al–Section 30-4-70 (a) (2) and the Discussion of 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 – Magistrate’s Office, Clerk of Court Section 30-4-70(a)(1). The motion carried with all members present voting in favor.

Return to Open Session- Councilwoman Clark moved and Councilman Etheridge seconded the motion to return to open session. The motion carried with all members present voting in favor.

Pledge of Allegiance – Councilman Drayton led the Pledge of Allegiance.

Invocation – Chairman Sauls gave the invocation.

Approval of Agenda-Vice-Chairman Johnson moved and Councilman Drayton seconded the motion to have item N be like item K and to approve the agenda with those changes. The motion carried with all members present voting in favor.

Approval of the Minutes – May 16, 2016 – Councilwoman Clark moved and Councilman Drayton seconded the motion to approve the minutes of the May 16, 2016 as presented. The motion carried with all members present voting in favor.

Presentation and Proclamation

Barbara Johnson – Public Hearing Public Hearing and Plan Availability for Review Lowcountry Regional HOME Consortium Consolidated Plan – Ms. Johnson presents the Lowcountry Regional HOME Consortium Consolidated Plan. Ms. Johnson said the plan covered the next 5 years. She explained the priorities and objective and that the comment period ends on June 30, 2016. Chairman Sauls opened the public hearing. There were no comments. Chairman Sauls closed the public hearing.

Sandy Steele – SCA Update- Ms Steele updated the Council on the SCA’s marketing and activities. Ms. Steele discussed product development in the County and the spec buildings. Ms. Steele provided the Council with a booklet highlighting the 20 years of the SCA.

Open Floor to the Public- Per ordinance 08-17 any citizen of the County may sign to speak before the Council on matters pertaining to County Services and Operations. Presentations will be limited to three (3) minutes and total public input will be limited to 30 minutes. Chairman Sauls opened the floor to the public. **Mayor Williams** discussed spot zoning and he felt that it would be good to work with the City of Hardeeville since property in the City abuts property in the County. Mayor Williams asked that the Council to table any decisions concerning the

corridor until the Jasper County and Hardeeville Planning Commissions could meet and take a look at the entire corridor. Mayor Williams requested that the Council table item 9D on the agenda. **James McClain** representing the property owners on Clover Circle requested that the County take over the maintenance of their road. Mr. McClain told the Council that he had signatures from all the residents who live on Clover Circle. Mr. McClain said they put down crush and run but drainage is needed. Mr. McClain said that they would like to be compensated by the County for the \$2,500 spent on the crush and run. Chairman Sauls said the Administrator would contact him. Being no further comments, Chairman Sauls closed the floor to the public.

Resolutions

Andrew Fulghum – Resolution to approve an intergovernmental agreement with the Town of Ridgeland for Commercial Inspections – Mr. Fulghum explained the agreement with Ridgeland regarding plan review and zoning permitting. Councilwoman Clark moved and Councilman Drayton seconded the motion to pass the Resolution to approve an intergovernmental agreement with the Town of Ridgeland for Commercial Inspections the motion carried with all members present voting in favor.

Andrew Fulghum – Resolution authorizing (1) the execution and delivery of a fee in lieu of tax and incentive agreement by and between Jasper County, South Carolina (the “county”) and Moffett Solar II, LLC, acting for itself, one or more affiliates and/or other project sponsors (collectively, the “company”), pursuant to which the county shall covenant to accept certain negotiated fees in lieu of ad valorem taxes with respect to the establishment certain facilities at one or more locations in the county (collectively, the “project”); (2) the benefits of a multi-county industrial or business park to be made available to the company and the project; (3) certain special source revenue credits in connection with the project; and (4) other matters relating thereto – Mr. Fulghum explained that this was needed to start the process and it lays out what was promised by both parties. Mr. Fulghum said the Council previously approved this for Moffett I and this needed to be done for Moffett II. Mr. Fulghum said that the development agreement, FILOT, MCIP and Special Source Revenue Credits ordinances are required for Moffett I and Moffett II. Councilman Etheridge asked by this was being done as a resolution and not an ordinance. Mr. Fulghum said the resolution sets out the requirements for the ordinance. Councilman Etheridge asked about there would be 4-5 employees and Mr. Fulghum said that was correct. Vice Chairman Johnson moved and asked that the minutes reflect and that special attention was needed for sec. 5, page 4 of the resolution. Councilwoman Clark seconded the motion. The motion carried with Chairman Sauls, Vice Chairman Drayton, Councilwoman Clark and Councilman Drayton voted for; Councilman Etheridge voted against.

Ordinances

Lisa Wagner – 2nd Reading of the Ordinance to create within the Zoning Ordinance of Jasper County a Solar Farm Floating Zone, to amend Article 4, Definitions; Article 5:1 so as to add the Solar Farm Floating Zone (SFFZ) to the list of Special Purpose Districts; to amend Article 5:4 of the Jasper County Zoning Ordinance so as to add a purpose and intent for the Solar Farm

Floating Zone; and to amend Article 8 of the Jasper County Zoning Ordinance so as to add Article 8:7 related to the Solar Farm Floating Zone – Ms Wagner explained that the Planning Commission approved the changes made by the Council. Councilman Etheridge said that at the last meeting he said he would not vote on this until he visited a large solar farm. Councilwoman Clark moved and Councilman Drayton seconded the motion that this be the 2nd Reading of the Ordinance to create within the Zoning Ordinance of Jasper County a Solar Farm Floating Zone, to amend Article 4, Definitions; Article 5:1 so as to add the Solar Farm Floating Zone (SFFZ) to the list of Special Purpose Districts; to amend Article 5:4 of the Jasper County Zoning Ordinance so as to add a purpose and intent for the Solar Farm Floating Zone; and to amend Article 8 of the Jasper County Zoning Ordinance so as to add Article 8:7 related to the Solar Farm Floating Zone. The motion carried with Chairman Sauls, Vice Chairman Johnson, Councilwoman Clark and Councilman Drayton voted for; Councilman Etheridge voted against. Councilman Etheridge said a public hearing was scheduled for July 18, 2016 and he wanted a special meeting to be called to discuss this ordinance.

Lisa Wagner – Public Hearing and 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 Numbers 080-00-03-044 located at 152 Schinger Avenue from the General Commercial Zone to the Mixed Business Zone on the Jasper County Official Zoning Map – Councilman Sauls opened the public hearing. There were no comments. Chairman Sauls closed the public hearing. Councilman Etheridge moved and Vice Chairman Johnson seconded the motion that this be the Public Hearing and 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 Numbers 080-00-03-044 located at 152 Schinger Avenue from the General Commercial Zone to the Mixed Business Zone on the Jasper County Official Zoning Map. The motion carried with all members present voting in favor.

Lisa Wagner –1st Reading of the Ordinance to amend the Lowcountry Commerce Park Concept Plan – Planned Development Map so as to transfer a 7.5 acre portion of property bearing Tax Map Number 081-00-01-011 located along Highway 462 from the Mixed Use - Retail/Commercial Zone to the Mixed Use - Office/Limited Industrial Zone on Exhibit D of the Lowcountry Commerce Park Planned Development Map – Ms. Wagner explained that in order the applicant to move forward he will need a master plan with 25 acres of upland and that it must meet the PDD standards. Ms. Wagner said he cannot go to master plan until he gets more acreage. Mr. Tedder said the applicant does not have to have all the areas developed and another property owner could be part of it. Vice Chairman Johnson asked if the rezoning was contingent upon the 25 acres. Ms. Wagner responded the concept plan amendment did and Mr. Tedder added that a map amendment to allow uses and standard changes. Vice Chairman Johnson moved and Councilman Drayton seconded the motion that this be the 1st Reading of the Ordinance to amend the Lowcountry Commerce Park Concept Plan – Planned Development Map so as to transfer a 7.5 acre portion of property bearing Tax Map Number 081-00-01-011 located along Highway 462 from the Mixed Use - Retail/Commercial Zone to the Mixed Use -

Office/Limited Industrial Zone on Exhibit D of the Lowcountry Commerce Park Planned Development Map. The motion carried with all members present voting in favor.

Lisa Wagner-1st Reading of an Ordinance to amend the Official Zoning Map of Jasper County so as to transfer property bearing Jasper County Tax Map Numbers 040-00-02-015 located at 11578 Speedway Blvd. from the Community Commercial Zone to the General Commercial Zone on the Jasper County Official Zoning Map –Ms Wagner said the applicant currently has a storage building on the property and wanted to have a pool hall/private club. Ms. Wagner said that the majority of the planning commission recommended denial. Councilman Etheridge said that Mayor Williams had a good idea and he thought a 30 day delay would not hurt. Ms. Wagner said the planning commission was going to have a special called meeting to create a commercial corridor. Mr. Tedder said a better course would be to have a comprehensive plan meeting and amend the comprehensive plan since the planning commission wanted to rezone 45 properties. Mr. Tedder said they needed to fix the comprehensive plan. Ms. Wagner said there were 10 commercial buildings and 10 residences and the balance was undeveloped. Vice Chairman Johnson asked that the planning commission look at rewording the definition of a drinking place. Councilman Etheridge said that only residences that abut the property are listed in the ordinance. Councilwoman Clark moved and Vice Chairman Johnson seconded the motion to table this until the two planning commissions can work together to come up with a concept plan amendment. The motion carried with all members present voting in favor. Mr. Fulghum said he would like to send a message to the planning commissions. Vice Chairman Johnson told Mr. Fulghum to send the planning commission the resolution for consideration. Councilman Drayton moved and Councilwoman Clark seconded the motion for Mr. Fulghum to contact the planning commissions and encourage their efforts to work together on the comprehensive plan. The motion carried with all members present voting in favor.

Lisa Wagner- 1st Reading of an Ordinance to amend the Official Zoning Map of Jasper County so as to transfer property bearing Jasper County Tax Map Numbers 039-00-08-096 located at 366 Freedom Parkway from the Residential Zone to the Community Commercial Zone on the Jasper County Official Zoning Map- Ms. Wagner told the Council that the applicant requested the change so that he could store his commercial equipment on the property. Ms. Wagner said the Planning Commission recommended approval. Councilwoman Clark said she has received many calls about the mess on the property and the owners have not done a good job of cleaning it up. Ms. Wagner said a letter has been sent. Councilwoman Clark moved and Councilman Drayton seconded the motion to deny the request. After the discussion, Chairwoman Clark and Councilman Drayton rescinded the motion. Councilwoman Clark moved and Councilman Drayton seconded the motion to table until the Council can look at the property. The motion carried with all members present voting in favor.

Ronnie Malphrus – 3rd Reading of the 2016-2017 Jasper County Ordinance to provide for the levy of tax for public purposes in Jasper County for the fiscal year beginning July 1st, 2016 and ending June 30th 2017 and to make appropriations for said purposes; to adopt and approve the Jasper County Capital and Operations Budget for FY 2016-2017; to adopt and approve the

Jasper County School District Capital and Operations Budget for FY 2016– 2017; to provide for the levy of taxation for FY 2016–2017; to limit the disbursements by the county treasurer to those appropriated by law; to provide that expenditures not exceed appropriations; to authorize tax anticipation notes; to make authorization of certain transfers; to provide for continuing appropriations for subsequent years; to require certain agencies and departments to file accountings; to require the treasurer to sign general fund checks; to provide special rules for travel and training disbursements; to provide for travel reimbursements; to provide compliance with Act no. 317 of 1990; to provide certain benefits to council members; to provide for county commission and committee stipends; to provide for jury mileage; to adopt property values; and to provide for effective date of this ordinance – Mr. Malphrus told the Council that there would not be a millage increase and he made all the changes approved by the Council. Mr. Malphrus asked the Council to approve the budget in the amount of \$43,145,379. Vice Chairman Johnson moved and Councilman Etheridge seconded the motion to approve the budget, to approve increasing the part-time magistrate’s position to 30 hours and approve a part-time position (20-30 hours) in the Park and Recreation Dept. and to move \$20,000 from the contingency fund to cover the changes. The motion carried with all members present voting in favor. Chairwoman Clark commented that she did not agree with the extra hours for the magistrate judge.

Andrew Fulghum – Public Hearing and 3rd Reading of the Ordinance providing for infrastructure or special source revenue credits to Replacement Metal Castings, Inc. authorizing an Infrastructure Credit Agreement between Jasper County and Replacement Metal Castings, Inc.; providing for the allocation of Fees- in-lieu of taxes payable under the agreement for establishment of multi-county industrial/business park with Hampton County; and other matters relating thereto – Chairman Sauls opened the public hearing. There were no comments. Chairman Sauls closed the public hearing. Councilwoman Clark moved and Councilman Etheridge seconded the motion that this be the Public Hearing and 3rd Reading of the Ordinance providing for infrastructure or special source revenue credits to Replacement Metal Castings, Inc. authorizing an Infrastructure Credit Agreement between Jasper County and Replacement Metal Castings, Inc.; providing for the allocation of Fees- in-lieu of taxes payable under the agreement for establishment of multi-county industrial/business park with Hampton County; and other matters relating thereto. The motion carried with Chairman Sauls, Councilwoman Clark, Councilman Etheridge and Councilman Drayton voting for; Vice Chairman Johnson abstained.

Andrew Fulghum – Public Hearing and 3rd Reading of an Ordinance to further amend the agreement for establishment of multi-county industrial/ business park, by and between Jasper County, South Carolina and Hampton County, South Carolina, providing for the development of a jointly owned and operated industrial/business park,, so as to include additional property in Jasper County as part of the multi-county industrial/business park- Chairman Sauls opened the public hearing. There were no comments. Chairman Sauls closed the public hearing. Councilwoman Clark moved and Councilman Etheridge seconded the motion that this be the that this be the Public Hearing and 3rd Reading of an Ordinance to

further amend the agreement for establishment of multi-county industrial/ business park, by and between Jasper County, South Carolina and Hampton County, South Carolina, providing for the development of a jointly owned and operated industrial/business park,, so as to include additional property in Jasper County as part of the multi-county industrial/business park. The motion carried with all members present voting in favor.

Andrew Fulghum – 1st Reading of an Ordinance to amend the agreement for establishing a Multi-County Industrial/Business Park, by and between Jasper County, South Carolina, and Hampton County, SC, providing for the Development of a jointly owned and operated and operated Industrial/business park, so as to include additional property in Jasper County as part of the Multi-County Industrial/Business Park- Moffett Solar I, LLC- Mr. Fulghum explained that this ordinance and the next two ordinances were for Moffett Solar I, LLC and that Hampton County would be the partnering County in the MCIP -Councilwoman Clark asked if they could start the solar farm at the back of the property and not along Hwy. 278. Mr. Fulghum said that this was an incentive to the project and the Council will have another opportunity to address that. Councilman Etheridge said they did not have any maps or descriptions. Councilwoman Clark moved and Vice Chairman Johnson seconded the motion that this be the 1st Reading of an Ordinance to amend the agreement for establishing a Multi-County Industrial/Business Park, by and between Jasper County, South Carolina, and Hampton County, SC, providing for the Development of a jointly owned and operated and operated Industrial/business park, so as to include additional property in Jasper County as part of the Multi-County Industrial/Business Park- Moffett Solar I, LLC- Mr. Fulghum explained that this ordinance and the next two ordinances were for Moffett Solar I, LLC and that Hampton County would be the partnering County in the MCIP. The motion carried with the motion carried with Chairman Sauls, Vice Chairman Johnson, Councilman Clark and Councilman Drayton voted for; Councilman Etheridge voted against.

Andrew Fulghum -1st Reading of an Ordinance authorizing (1) the execution and delivery of a fee in lieu of tax and incentive agreement by and between Jasper County, South Carolina (the “County”) and Moffett Solar I, LLC, acting for itself, one or more affiliates, and/or other project sponsors, and previously identified by the county as Project Gatherer (collectively, the “company”), pursuant to which the county shall covenant to accept certain negotiated fees in lieu of ad valorem taxes (“FILOT”) with respect to the establishment of certain facilities in the county (the “project”); (2) certain special source revenue credits with respect to the project; (3) the benefits of a multi-county industrial or business park to be made available to the company and the project; and (4) other matters relating thereto. Councilman Drayton moved and Councilwoman Clark seconded the motion that this be the 1st Reading of an Ordinance authorizing (1) the execution and delivery of a fee in lieu of tax and incentive agreement by and between Jasper County, South Carolina (the “County”) and Moffett Solar I, LLC, acting for itself, one or more affiliates, and/or other project sponsors, and previously identified by the county as project gatherer (collectively, the “company”), pursuant to which the county shall covenant to accept certain negotiated fees in lieu of ad valorem taxes (“FILOT”) with respect to the

establishment of certain facilities in the county (the “project”); (2) certain special source revenue credits with respect to the project; (3) the benefits of a multi-county industrial or business park to be made available to the company and the project; and (4) other matters relating thereto. The motion carried with the motion carried with Chairman Sauls, Vice Chairman Johnson, Councilman Clark and Councilman Drayton voted for; Councilman Etheridge voted against.

Andrew Fulghum – 1st Reading of an Ordinance approving a development agreement for Moffett Solar I, LLC tract pursuant to the South Carolina local government development agreement act and Article iv, Title 20 of the Code of Ordinances of Jasper County, and authorizing the Chairman of Jasper County Council to execute said development agreement – Mr. Fulghum explained that the Council was requiring a development agreement. Mr. Tedder said that the County will hold a public hearing at the July 15, 2016 meeting and a second public hearing will be held at the August meeting. Councilman Drayton moved and Councilwoman Clark seconded the motion that this be the 1st Reading of an Ordinance approving a development agreement for Moffett Solar I, LLC tract pursuant to the South Carolina local government development agreement act and Article iv, Title 20 of the Code of Ordinances of Jasper County, and authorizing the Chairman of Jasper County Council to execute said development agreement. (Mr. Fulghum explained that the Council was requiring a development agreement). The motion carried with Chairman Sauls, Vice Chairman Johnson, Councilman Clark and Councilman Drayton voted for; Councilman Etheridge voted against. Councilwoman Clark asked is the development agreement was the same for Moffett Solar I and Moffett Solar II. Nicole Ewing said there is only one development agreement and it covers Moffett Solar I and Moffett Solar II. David Tedder said it would be clarified by the second reading. Vice Chairman Johnson asked if there was a clear understanding that they must pay the FILOT. Mr. William Moore said that Vice Chairman Johnson was correct and they understand that the FILOT must be paid if the project is sold.

Andrew Fulghum – 1st Reading of an ordinance an ordinance authorizing (1) the execution and delivery of a fee in lieu of tax and incentive agreement by and between Jasper County, South Carolina (the “County”) and Moffett Solar II, LLC, acting for itself, one or more affiliates, and/or other project sponsors (collectively, the “company”), pursuant to which the county shall covenant to accept certain negotiated fees in lieu of ad valorem taxes with respect to the establishment of certain facilities in the county (the “project”); (2) certain special source revenue credits with respect to the project; (3) the benefits of a multi-county industrial or business park to be made available to the company and the project; and (4) other matters relating thereto- Mr. Fulghum said this ordinance and then next ordinance apply to Moffett Solar II, LLC and the terms and conditions were the same as they were for Moffett Solar I, LLC. Councilwoman Clark moved and Councilman Drayton seconded the motion that his be the 1st Reading of an ordinance an ordinance authorizing (1) the execution and delivery of a fee in lieu of tax and incentive agreement by and between Jasper County, South Carolina (the “County”) and Moffett Solar II, LLC, acting for itself, one or more affiliates, and/or other project sponsors (collectively, the “company”), pursuant to which the county shall covenant to accept certain

negotiated fees in lieu of ad valorem taxes with respect to the establishment of certain facilities in the county (the “project”); (2) certain special source revenue credits with respect to the project; (3) the benefits of a multi-county industrial or business park to be made available to the company and the project; and (4) other matters relating thereto. The motion carried with Chairman Sauls, Vice Chairman Johnson, Councilman Clark and Councilman Drayton voted for; Councilman Etheridge voted against.

Old Business

Andrew Fulghum – Professional Service Contract for the Storm Water Expansion at CRBIP- Mr. Fulghum presented a proposal from Thomas and Hutton for the drainage project at CRBIP. Mr. Fulghum said the estimate was not to exceed \$5,000. Councilman Drayton moved and Councilman Etheridge seconded the motion to approve the Thomas and Hutton proposal for the drainage project at CRBIP. The motion carried with all members present voting in favor.

Andrew Fulghum – Authorization to make a grant application for the Claude Dean/Ridgeland Airport- Mr. Fulghum explained that there were two grants and the state grant was in the amount of \$49,853 and the County’s match was \$19,941. Mr. Fulghum said the grant was to reconstruct 1,000 yards. Councilman Etheridge moved and Councilwoman Clark seconded the motion to authorize the administrator to apply for the State grant and approve the \$18,941 match. The motion carried with all members present voting in favor. And the Federal Grant application was for \$6,521,503 and it covered 100% of the project. Mr. Fulghum said the County’s match would be \$326,075. Vice Chairman Johnson moved and Councilwoman Clark seconded the motion to authorize the administrator to apply for the Federal grant and to approve the match of \$326,075. The motion carried with all members present voting in favor.

New Business

Ronnie Malphrus – Approval of Local A-Tax Request – Mr. Malphrus reviewed the changes that the Council made in the A-Tax workshop: Gopher Hill Festival, Catfish Festival, Pocatligo Festival were awarded \$5,000 each; Morris Center awarded \$1,000, Resource Foundation awarded \$2,000 and \$18,500 to Sgt. Jasper Park, Patricia DuPont’s request was not funded. The other requests remained the same as they were presented on the spread sheet. Councilwoman Clark moved and Councilman Drayton seconded the motion to approve the Local A-tax funding as presented by Mr. Malphrus and amended by Council. The motion carried with Vice Chairman Johnson, Councilwoman Clark and Councilman Drayton voting in favor. Chairman Sauls abstained because of his association with the Jasper County Chamber of Commerce and Councilman Etheridge abstained because of his association with the Resource Foundation.

Andrew Fulghum – Approval of Airport Bids – Mr. Fulghum said they received 7 bids and RE Goodson was the low bidder with a bid of \$4,276,094.21 and Holt Consulting recommend approving their bid contingent upon SC Aeronautics Commission and FAA funding and funding from the two grants. Vice Chairman Johnson moved and Councilwoman Clark seconded the motion to approve the bid from RE Goodson in the amount of \$4,276,094.21 contingent upon

SC Aeronautics Commission and FAA funding and funding from the two grants. The motion carried with all members present voting in favor.

Johnny Davis/Scott Lynch – Jasper County Visitor & Recreation Guidebook Proposal – Mr. Lynch told the Council that he visits the County and prepares brochures that highlight the County's points of interest that will increase awareness of the County. Chairman Sauls asked how the brochures are distributed. Mr. Lynch said that he prepares to publication, but it is up to the County to market them. Chairman Sauls recommended talking with the Chamber of Commerce to see what they already have in place and this can be discussed at another meeting. Mr. Davis said that his proposal would need to be approved and he had the money in this year's budget to pay for it. Chairman Sauls said he had concerns and they should discuss this with the Chamber of Commerce so work is not being duplicated. Councilwoman Clark said she attended a few of the meetings at the various recreation centers and each area has historical sites and the Chamber of Commerce can help provide the information. Mr. Davis said that it would also be a mobile application as well as on the website. Chairman Sauls said he was making a point that the Council will be responsible to distribute them when they get them. Councilwoman Clark moved and Councilman Etheridge seconded the motion to approve the proposal and that the cost should be paid from the current year's budget. The motion carried with all members present voting in favor.

Councilman Drayton – Request to name public property – Councilman Drayton moved to name the Jasper County Government Building the Clementa Pinckney Jasper County Government Building. Councilman Drayton said he would like a plaque placed on the building and a ceremony. Councilman Etheridge seconded the motion. Councilman Etheridge said it was time to do something since Senator Pinckney has been dead for a year and he felt something needed to be done to honor him. Councilwoman Clark said there is an ordinance in place regarding naming County owned buildings and that rooms were to be named for individuals, not buildings. Councilwoman Clark said the people wanted to name the Sheriff's building for Sheriff Riley. Councilwoman Clark said that instead of naming a building for the Senator, a scholarship should be established in his name since he was a strong advocate of education. Councilwoman Clark said that she and Vice Chairman Johnson were working on a \$50,000 scholarship for TCL that any citizen of Jasper County would be eligible to receive the scholarship. Councilwoman Clark said the School Board has already approved naming the Bees Creek Property for the Senator. Chairman Sauls said the motion does not prohibit doing a scholarship. Councilwoman Clark said she did not think 2 buildings should be named after one person. Mr. Tedder said that in 2008 the Council passed a resolution regarding naming of public buildings and naming rooms in public buildings. Mr. Tedder said that an ordinance can only be changed by another ordinance and a resolution can be superseded by both an ordinance or a resolution. Chairman Sauls asked if what Councilman Drayton proposed was appropriate. Mr. Tedder said that it was appropriate. The motion carried with all members present voting in favor. Councilwoman Clark moved that the Jasper County Law Enforcement Building be named for Sheriff Riley. Mr. Tedder said it would need to be placed on the next agenda.

Council Members' Comments – **Councilman Etheridge** reported that he attended the SCA 20 Year celebration and he said he did not vote for the solar ordinances because he has not read them thoroughly. **Councilman Drayton** said he has not attended any meetings due to illness. **Councilwoman Clark** asked to be invited to the side meeting. **Vice Chairman Johnson** had no comments. **Chairman Sauls** reported that he attended the ribbon cutting for Volunteers in Medicine, the JARM's business after hours and he reminded the citizens to vote in the runoff election.

Administrator's Report – Mr. Fulghum reported that the County had \$694,000 in damages from Storm Bonnie and \$1,000 in damages from Storm Colin.

Adjourn – Councilwoman Clark moved and Vice Chairman Johnson seconded the motion to adjourn the meeting. The motion carried with all members present voting in favor.

The meeting ended at 8:55 p.m.

Respectfully submitted by:

Approved by:

Judith M. Frank, ccc
Clerk to Council

L. Martin Sauls, IV
Chairman