



**REGULAR MEETING OF CITY COUNCIL
SEPTEMBER 18, 2014 – 5:30 PM
COUNCIL CHAMBERS
GEORGETOWN, SOUTH CAROLINA**

1. CALL TO ORDER

Notice of this meeting has been made in accordance with the 1976 Code of Laws of South Carolina Freedom of Information Act.

MEMBERS PRESENT

Mayor Jack M. Scoville, Jr.
Council Member Brendon M. Barber, Sr.
Council Member Rudolph A. Bradley
Council Member Carol R. Jayroe
Council Member Edward S. Kimbrough, Jr.
Council Member Clarence C. Smalls
Mayor Pro Tempore Peggy P. Wayne

ALSO PRESENT

Mr. Chris Carter, City Administrator
Mrs. Elise Crosby, City Attorney
Ms. Ann U. Mercer, City Clerk
Chief Paul Gardner, Georgetown Police Department
Mr. Jonathan Heald, Public Services Director
Mr. Alan Loveless, Electric Utility Manager
Mr. Rick Martin, Building Official/Zoning Administrator
Mr. Tee Miller, Assistant to the City Administrator for Economic Development
Chief Joey Tanner, Georgetown Fire Department

MEDIA

Georgetown Times - Ms. Taylor Griffith

2. ANNOUNCEMENT CONCERNING ELECTRONIC DEVICES

Mayor Jack M. Scoville, Jr. called the Regular Meeting of City Council to order at 5:30 PM and requested all cell phones or electronic devices be turned off or placed on mute so as to not interrupt the meeting.

3. INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Pro Tempore Wayne rendered the invocation and led the Pledge of Allegiance.

4. PUBLIC COMMENTS

No one signed up to speak during Public Comments.

5. INTRODUCTION OF NEW EMPLOYEES

Mr. Jonathan Heald introduced Mr. Scott Smith, Heavy Equipment Operator II; Mr. Aaron McGill, Solid Waste General Laborer, and Mr. Bradley Trogdon, Concrete Finisher. Chief Paul Gardner introduced Officer Ashley Brown and Officer Stan McDaniel.

6. FIRE DEPARTMENT COMMENDATIONS

Eighteen years ago the City began responding to first responder medical calls throughout the City. Automatic external defibrillators (AED) were installed on the fire engines and the devices have been used on many occasions. On August 20, 2014 a call was received for cardiac arrest. Lt. Norman Beauregard, Firefighter Jessica Pringle and Firefighter/EMT Chris Rodgers responded. When they arrived on scene they assessed the patient, applied the AED, administered shock, and began CPR until paramedics arrived. Fire Chief Joey Tanner read the following quote from the Georgetown County EMS report, "The early defibrillation ultimately saved this patient's life." Chief Tanner recognized Lt. Norman Beauregard, Firefighter Pringle, and Firefighter/EMT Rodgers (who was unable to attend the meeting) and presented each with a life saving commendation plaque. Mayor Scoville said we have a great Police Department and a great Fire Department that do a wonderful job.

7. POINT OF ORDER

Mayor Scoville called for Point of Order and recognized Council Member Barber. Council Member Barber stated he has a concern about the removal of the picture of former Mayor Tom Rubillo. He said this is not whether he is in agreement or disagreement with the current Mayor or former Mayor. From an historical perspective and historical timeline, it is our responsibility as leaders of this City that we maintain the integrity of our history. Speaking as an educator, we owe it to our children to be able to come in and visually see who, in the past and present, led or is leading the City. He asked the Mayor and Council to consider replacing the item for an historical perspective.

8. HOUSING AND COMMUNITY DEVELOPMENT

A. Motion to Revise the Street and Sidewalk Vendor Map by Removing Vending Location #3, Francis Marion Park.

Councilmember Kimbrough moved, seconded by Council Member Bradley. Mr. Rick Martin stated that currently there are four vending locations on Front Street. There have been concerns with who has the right to use the City sidewalks/vending areas during special events and festivals. Staff is requesting Council to remove the vendor location at Francis Marion Park. Currently there are no permits issued on any of the four locations. Council Member Bradley asked if there has been a problem with the location at Francis Marion Park. Mr. Martin said several years ago the vendor location was in the center of the area where the Wooden Boat Show had erected tents. Working with Mr. Tee Miller

on this matter, he said there are plans to possibly propose another location to Council. Council Member Bradley asked if the ordinance could preclude vendors during special events. Mr. Martin said this is being considered. Francis Marion Park is the only location that seems to cause some conflict. The request tonight would only change the map. Presently there is no problem because there have been no requests to locate in the Park. Mayor Scoville stated one of the geneses of the controversy was a vendor selling food, who would set up, very sporadically, showed up at the Wooden Boat Shop and wanted to locate in the middle of the event. The organizers of the event were upset because they were selling food at the same location. Discussions followed. Screven Street Park, Rainey Park and Constitution Park are the other three vendor locations included on the map. Approval of this request is not permanent. Staff plans to revamp the map/ordinance and bring suggestions back to Council.

Mayor Scoville called for the question.

RESULT:	APPROVED [4 TO 3]
MOVER:	Edward S Kimbrough, Council Member
SECONDER:	Rudolph A. Bradley, Council Member
AYES:	Scoville Jr., Jayroe, Kimbrough, Wayne
NAYS:	Barber Sr., Bradley, Smalls

9. POLICE

A. Motion to Approve Agreement Authoring the Fifteenth Judicial Circuit Drug Enforcement Unit

Council Member Barber moved, seconded by Mayor Pro Tempore Wayne. Chief Gardner said the entities listed in the agreement are asked to have their governing body adopt and approve the agreement. This comes as a result of a Supreme Court ruling in which task force officer's action can be used in court when they cross into a jurisdiction where they do not have authority. Council Member Smalls questioned the liability coverage. Chief Gardner said this does not change the City's liability, we own the officer and agent wherever they go. They would be supervised by the solicitor's office so we would all share in the liability. If one of our officers was involved in a shooting in another jurisdiction we could be considered liable. Council Member Bradley asked about the City's financial obligation. Chief Gardner said a grant was received to fund the DEU operations for five years and we are in the last year of that grant. At some point he feels there will be a request from the Deputy Commander for the City to absorb some of the cost. This will be included in next year's budget discussion.

Mayor Scoville asked for questions. Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Brendon M. Barber Sr., Council Member
SECONDER:	Peggy P. Wayne, Mayor Pro Tempore
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

10. FIRE

A. Motion to approve Proclamation proclaiming October 5-11, 2014 as Fire Prevention Week in the City of Georgetown, South Carolina.

Council Member Smalls moved, seconded by Council Member Jayroe. Fire Chief Tanner said the first full week in October is Fire Prevention Week and the theme this year is ‘Working smoke alarms save lives: test yours every month.’ Open house at the Fire Station will be held October 9, 2014 from 6:00 PM - 8:00 PM.

Mayor Scoville asked for questions. Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Clarence C. Smalls, Council Member
SECONDER:	Carol R. Jayroe, Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

B. 2013 Life Safety Achievement Award

Chief Tanner said of the sixteen years he has been Chief, the City has received this award for fifteen years for having no fire deaths in the City. In 2001 a homeless individual tried to stay warm in a vacant house which resulted in his death. He attributes this record to public education our firefighters provide in schools, day care centers, churches, birthday parties, etc. and to the aggressive nature which the firefighters fight fire. He referenced the Front Street fire and said firefighters and police officers from the City and County made the effort and evacuated the building with no loss of life. Mayor Scoville said our Fire Department does a great job.

11. PUBLIC SERVICES

A. Motion to approve first reading to amend the Pre-treatment Ordinance to reflect updates as required by the South Carolina Department of Health and Environmental Control as a condition of the City's 2013 NPDES Wastewater Permit and to establish a Fats, Oils and Grease Section.

Mayor Pro Tempore Wayne moved, seconded by Council Member Barber. As discussed at the last workshop, Mr. Jonathan Heald stated we are required by our NPDES Permit to update our Pretreatment Ordinance. The main modification being updates to local limits of our pollutants. The other update includes establishment of a Fats, Oils and Grease section. Currently we require new restaurants to establish a pretreatment for their fats, oils and greases (grease trap); however, we have no mechanism for inspections, maintenance or enforcement. This section would establish an annual inspection by the restaurants. DHEC has agreed to the updates.

Mayor Scoville asked for questions or comments. Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS] Next: 10/21/2014 5:30 PM
MOVER:	Peggy P. Wayne, Mayor Pro Tempore
SECONDER:	Brendon M. Barber Sr., Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

- B. Motion to approve the payment in the amount of forty-one thousand three hundred and twenty-six dollars (\$41,326.00) to R. H. Moore Company, Inc for the emergency repairs and replacement of 920 feet of eight inch force main for the Fogel Lift Station.**

Council Member Jayroe moved, seconded by Mayor Pro Tempore Wayne. R. H. Moore is the contractor for a development project currently taking place in Maryville. They replaced some of their force main that goes in the Fogel lift station and through their property. At that time staff evaluated the force main and determined it did not need to be replaced. The closer the project neared completion the force main ruptured and there was a sanitary sewer overflow entering the environment and parts of Winyah Bay. We were able to control and contain it, but needed to make an emergency repair to that force main. Because R. H. Moore was on site we had them replace that section. Funding will come from a budgeted line item for wastewater extensions. Mr. Heald said the durability of the material used will generally last 50 to 75 years.

Mayor Scoville asked for questions or comments. Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carol R. Jayroe, Council Member
SECONDER:	Peggy P. Wayne, Mayor Pro Tempore
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

12. ELECTRIC UTILITIES

- A. Motion to approve purchase of a 2500 kva transformer from Solomon Corporation in the amount of \$23,800.**

Council Member Bradley moved, seconded by Council Member Barber. Mr. Alan Loveless said this transformer is needed for the peak-shaving generation project.

Mayor Scoville asked for questions. Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Rudolph A. Bradley, Council Member
SECONDER:	Brendon M. Barber Sr., Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

- B. Motion to approve payment of invoice to Utility Technology Engineers and Consultants in the amount of \$18,570.70.**

Council Member Smalls moved, seconded by Council Member Kimbrough. Mr. Loveless said this is UTEC's monthly invoice related to the design of temporary and permanent peak-shaving generation.

Mayor Scoville asked for questions or comments. Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Clarence C. Smalls, Council Member
SECONDER:	Edward S Kimbrough, Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

Mayor Scoville informed Mr. Loveless the street light at 1001 Front Street is out. Council Member Jayroe asked Mr. Loveless about the status on replacing the lights and bulbs on Front Street. Mr. Loveless said all department heads met with Mr. Carter to review the capital improvement projects for the year. With cash flow considerations in mind, this project will begin in January and should be completed within a few weeks. The globes and lamps will be replaced. A few LED lamps have been installed in the 700 block to get an idea of how it will look. Discussions continued.

13. ADMINISTRATION

A. Motion to Approve South Carolina Municipal Insurance Trust (SCMIT) 4th Quarter 2014 Payment in the amount of \$28,092.

Council Member Bradley moved, seconded by Council Member Jayroe. Mrs. Suzanne Abed-El-Latif said this is the last quarterly payment for the City's Worker's Compensation Insurance.

Mayor Scoville asked for comments or questions. He said these payments are substantially less than what they were five or six years ago. Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Rudolph A. Bradley, Council Member
SECONDER:	Carol R. Jayroe, Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

14. CITY ADMINISTRATOR REPORT

Mr. Carter referenced the draft agenda for the September 25th workshop provided for Council. He noted the two proposed resolutions to be discussed and asked Council to contact him with any questions or concerns. The work in Rainey Park is scheduled to be completed by September 30th. Mayor Scoville said criminal charges were brought against the original contractor. Council Member Jayroe asked Mr. Heald if the sanitary sewer overflow was a hazard to the water quality for any period of time. Mr. Heald said it was a hazard but commended the wastewater crews for containing, minimizing and collecting as much as possible. The City contacted DHEC and they did not indicate a need for public notification. Mr. Carter

told Council it appears SCMIRF is going to cover both Fire Station One and City Hall relating to the sink hole effects. This will simplify what we need to do going forward.

15. MINUTES APPROVAL

Motion to approve minutes of Regular Meetings dated July 17 & August 21, 2014 and Special Meeting dated July 24, 2014.

Council Member Kimbrough moved, seconded by Council Member Smalls.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Edward S Kimbrough, Council Member
SECONDER:	Clarence C. Smalls, Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

16. OLD BUSINESS

There was no old business.

17. NEW BUSINESS

Motion to proceed with replacing stringers and supports on the Screven Street dock not included in original proposal.

Council Member Bradley moved, seconded by Mayor Pro Tem Wayne.

Mayor Scoville recognized Mr. Heald. The City is moving forward with refurbishing both day docks. When the contractors removed the existing decking on the Screven Street dock they discovered the stringers underneath that support the decking for half of the dock are in very poor condition and need to be replaced. Seven Seas was asked to review a change in the scope of the work and they submitted a proposal of \$20,114 to replace the stringers and supports on the Screven Street dock to allow us to continue the project. Mr. Heald needs to proceed with this quickly and asked Council for approval. Mayor Scoville asked for questions or comments. Mr. Carter said the investigation was over five years ago under water. Things have changed since that time. Mr. Heald said he would come back to Council with an official Change Order at the October meeting.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Rudolph A. Bradley, Council Member
SECONDER:	Peggy P. Wayne, Mayor Pro Tempore
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

Mayor Pro Tempore Wayne requested discussion of change of form of government to Manager-Council form be placed on the workshop agenda. Also, she stated she agrees totally with what Mr. Barber said. Council Member Jayroe asked Mayor

Scoville if what Mr. Barber said regarding the picture was something Council votes on. Mayor Scoville said it was not an action item and it's not.... Council Member Bradley asked to make a point of personal privilege. He said when Lynn Wood Wilson was Mayor, Council agreed, policy was created, to put those pictures up there. Mayor Scoville asked if there was any other new business.

18. DEPARTMENT MONTHLY REPORTS

Mayor Scoville noted the Department Monthly Reports were included in the agenda.

- A. Finance Department Monthly Report**
- B. Georgetown PD - Monthly letter August 2014**
- C. August 2014 Fire Report**
- D. Public Services June and July 2014 Monthly Reports**
- E. Electric Department Monthly Report**
- F. Housing & Community Development August Monthly Report**

19. EXECUTIVE SESSION

Motion to enter Executive Session to receive legal advice and discuss a proposed contractual agreement.

Council Member Bradley moved, seconded by Council Member Barber.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Rudolph A. Bradley, Council Member
SECONDER:	Brendon M. Barber Sr., Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

The Regular Meeting was adjourned at 6:29 PM.

Motion to adjourn Executive Session and reopen Regular Meeting.

Council Member Jayroe moved, seconded by Council Member Bradley.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carol R. Jayroe, Council Member
SECONDER:	Rudolph A. Bradley, Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Smalls, Wayne

Executive Session was adjourned and the Regular Meeting was reopened at 6:53 PM.

Mayor Scoville announced no formal action was taken in Executive Session.

Mayor Scoville noted the annual Santee Cooper appreciation dinner will be held on Thursday, October 16, 2014. Due to the fact this is the same date as the Regular Meeting of City Council it has been proposed to move the meeting to the following Tuesday, October 21, 2014. There was objection from Council.

20. ADJOURNMENT

The Regular Meeting of City Council was adjourned at 6:54 PM.

Ann U. Mercer
City Clerk

Date Approved: 10/21/14