REGULAR MEETING OF CITY COUNCIL
JULY 23, 2015 – 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.
Mayor Pro Tempore Peggy Wayne

MEMBERS ABSENT
Council Member Clarence C. Smalls

ALSO PRESENT
Mr. Chris Carter, City Administrator
Mrs. Elise Crosby, City Attorney
Ms. Ann U. Mercer, City Clerk
Miss Suzanne Abed-El-Latif, HR Manager
Mrs. Debra Bivens, Director of Finance
Mr. Will Cook, Water Utilities Director
Mr. Glen Dixon, Fleet Superintendent
Chief Paul Gardner, Georgetown Police Department
Mr. Jonathan Heald, City Engineer
Mr. Alan Loveless, Director of Electric Utilities
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

Council Member Brendon Barber rendered the invocation. Mayor Scoville led the Pledge of Allegiance.

4. PUBLIC COMMENTS

None

Mayor Scoville stated the bond attorneys are present and asked that 10A be moved to the next item on the agenda. There was no objection from Council.

10. ADMINISTRATION

A. Motion to Approve first readings of 1) An Ordinance Providing for the Restructuring of the Water and Sewer System to create the Combined Public Utility System of the City of Georgetown, South Carolina; Authorizing the Issuance and Sale of Combined Public Utility System Revenue Bonds of The City of Georgetown, South Carolina; and Other Matters Relating Thereto and 2) An Ordinance Providing for the Issuance and Sale of Combined Public Utility System Improvement and Refunding Revenue Bonds, to be designated Series 2015. In the Principal Amount not to Exceed $15,000,000, of the City of Georgetown, South Carolina, and Other Matters Relating Thereto.

Council Member Barber moved, seconded by Mayor Pro Tempore Wayne. Mrs. Bivens stated refinancing the Revenue Bond will fund the Wastewater Treatment Plant improvement modifications and erection of a new water tank. The new money will equate to $5.5 million. Mr. Lawrence Flynn with the Pope Flynn Group and Mr. Bob Damron with Compass Municipal Advisors will summarize the borrowing and answer any questions. Mr. Flynn explained the first ordinance is a general cleanup ordinance of the 2004 Master Bond Ordinance. The City operates its utility system as an enterprise; it stands alone. The revenues derived from the utility system are separately pledged as revenue bonds. All money generated will be used as security to pledge the retirement of the debt authorized. The follow-up ordinance is the Series Ordinance which specifically authorizes these particular series of bonds under the Master Bond Ordinance. The document states in an amount not to exceed $15,000,000. This figure will give some leeway going forward to issue. After second reading in August the plan is to be in the market by late August or early September and hopefully have everything closed by early October. Mr. Damron said the focus is to refund bonds saving some interest, take part of that and restructure, along with the new money, so the total debt service amount remains around $1.2 million. The refunding could be accelerated to increase the savings; however, it would require a greater debt service payment each year. There will be a 20 year term on the new money piece. The City should receive a strong bond rating because the coverage ratio is good. Once the existing Revenue Bond is satisfied the $1.2 million payment will drop down, allowing the City to potentially layer in a new project. Mayor Scoville asked for comments.

Mayor Scoville called for the question.

RESULT:	**APPROVED [UNANIMOUS] Next: 8/20/2015 5:30 PM**
MOVER:	Brendon M. Barber Sr., Council Member
SECONDER:	Peggy P. Wayne, Mayor Pro Tempore
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Wayne
ABSENT:	Smalls

5. INTRODUCTION OF NEW EMPLOYEES

Mr. Will Cook introduced two new Water Treatment Plant Operators. Mr. Will Gunter is from Georgetown and came from a local company and Mr. Jim Harrison came from a treatment plant in North Carolina. Chief Paul Gardner introduced K9 Liza, a pure German line narcotics detection dog and her handler/partner Officer Bert Powell.

6. HOUSING AND COMMUNITY DEVELOPMENT

A. Motion to approve first reading of an ordinance annexing 2.0 acres of land on North Fraser Street into the corporate limits of the City of Georgetown, South Carolina.

Council Member Kimbrough moved, seconded by Council Member Jayroe. Mr. Rick Martin stated Georgetown Kraft Credit Union has petitioned to annex their property on North Fraser Street, across from Wendy's, into the corporate limits of the City. This is part of a 55 acre tract which may be annexed in the future. Council Member Bradley encouraged staff to investigate the cost of annexing property into the City.

Mayor Scoville called for the question.

RESULT:	**APPROVED [UNANIMOUS] Next: 7/30/2015 4:00 PM**
MOVER:	Edward S Kimbrough, Council Member
SECONDER:	Carol R. Jayroe, Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Wayne
ABSENT:	Smalls

B. Motion to approve first reading of an ordinance to rezone 2.0 acres for Georgetown Kraft Credit Union from Residential (R1) to General Commercial (GC); furthermore, encompassing said property into the Design Overlay District for Main Corridors (MCOD).

Mayor Pro Tempore Wayne moved, seconded by Council Member Bradley. Mayor Scoville asked for comments.

Mayor Scoville called for the question.

RESULT:	**APPROVED [UNANIMOUS] Next: 7/30/2015 4:00 PM**
MOVER:	Peggy P. Wayne, Mayor Pro Tempore
SECONDER:	Rudolph A. Bradley, Council Member
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Wayne
ABSENT:	Smalls

C. Motion to approve a resolution to amend the composition of Keep Georgetown Beautiful volunteer representation of board members.

Council Member Kimbrough moved, seconded by Mayor Pro Tempore Wayne. Mr. Martin stated this amendment to the 2002 Resolution modifies the composition of the KGB Board and helps to encourage active community involvement.

Mayor Scoville called for the question.

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

7. POLICE

A. Motion to approve Service Agreement with and payment to St. Frances Animal Center in the amount of $53,000.00 for Fiscal Year 2015/2016.

Council Member Kimbrough moved, seconded by Council Member Jayroe. Chief Gardner stated the agreement is identical to the previous year with the exception of the dates. Payments will be made quarterly.

Mayor Scoville called for the question.

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

B. Motion to Approve Purchase and Payment for Four 2015 Ford Police Interceptor SUVs from Vic Bailey Ford on State Contract in the Amount of $106,584.00.

Council Member Barber moved, seconded by Council Member Jayroe. Chief Gardner explained the SUVs are more spacious than the sedans. With the amount of equipment installed in the vehicle as well as transporting individuals to the detention center the sedans can be restrictive. Council Member Bradley expressed concern with the maneuverability. Chief Gardner stated this vehicle is designed for pursuit; however, the department has a restricted pursuit policy. Discussions followed regarding body cameras.

Mayor Scoville called for the question.

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

8. WATER UTILITIES

A. Motion to Approve Cost Proposal and Payment to Shealy Consulting, LLC to Provide a 60 Day Treatability Study at Wastewater Treatment Plant in the Amount of $49,660.00.

Council Member Kimbrough moved, seconded by Mayor Scoville. Mr. Will Cook stated the study will create a model of the City's plant, isolate the incoming influent flows and determine if this flow has potential to cause interference or inhibition of the treatment. The interference or inhibition can cause an inability to remove the pollutants, causing a violation of the permit.

Mayor Scoville called for the question.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Edward S Kimbrough, Council Member
SECONDER:	Jack M. Scoville Jr., Mayor
AYES:	Scoville Jr., Barber Sr., Bradley, Jayroe, Kimbrough, Wayne
ABSENT:	Smalls

9. ENGINEERING

A. Motion to authorize staff to enter into a contract with North American Construction Company Inc., and approve payment for an amount not to exceed seven-hundred and twenty-five thousand dollars ($725,000.00) for modifications to the Headworks at the Wastewater Treatment Plant.

Council Member Barber moved, seconded by Mayor Pro Tempore Wayne. Mr. Jonathan Heald stated this is the first of three projects required under the terms of Consent Order #13-018-W. Three bids were received and North American Construction Company was the low bidder. He said we are currently on schedule with no float time left.

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, Wayne
ABSENT:	Smalls

10. ADMINISTRATION

A. Item moved to beginning of meeting after Pledge.

B. Motion to approve second reading of an Ordinance amending Section 2-31, Agenda, Order of Business and Regular Meetings, of the Code of Ordinances for the City of Georgetown.

Council Member Barber moved, seconded by Mayor Pro Tempore Wayne. Mayor Scoville stated this brings us into compliance with the amendments to the Freedom of Information Act. The City Attorney confirmed and there were no questions.

Mayor Scoville called for the question.

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

C. Motion to approve a Resolution in support of recent General Assembly action in removal of the Confederate Battle Flag from the Grounds of the State House.

Council Member Barber moved, seconded by Council Member Bradley. Council Member Barber said we need to follow the State in being progressive. Mayor Scoville called for comments.

Mayor Scoville called for the question.

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

D. Motion to approve a Resolution accepting A Community Development Block Grant Application for stormwater drainage improvements in the Duke Highmarket area.

Council Member Barber moved, seconded by Council Member Kimbrough. Mr. Chris Carter stated this project was included as part of additional drainage installation in the City Hall drainage project. As a cost savings measure this portion of the project did not happen. Earlier this month we were notified the City received this $1 million Community Development Block Grant. There is a match of $100,000 in addition to 10% of any amount above the $1 million that is necessary to complete the project. Mr. Carter said this needs to be added to the Capital Improvement Plan.

Mayor Scoville called for the question.

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

E. Motion to approve a $1,000 Donation to Team D.E.F.F. for travel expenses to national tournament.

Mayor Pro Tempore Wayne moved, seconded by Council Member Bradley. Mayor Scoville said this team led the Pledge at the June Council Meeting. They were the USBA South Carolina State Champions and needed assistance going to the National Championship in Atlanta. Mayor Scoville asked for comments.

Mayor Scoville called for the question.

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

11. CITY ADMINISTRATOR REPORT

Mr. Carter noted there will be a meeting on July 30, 2015 to discuss a claim on Fire Station #1 and City Hall.

12. MINUTES

Motion to approve minutes of Special Meeting/Workshop dated May 5, 2015.

Council Member Barber moved, seconded by Mayor Pro Tempore Wayne.

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, Wayne
ABSENT:	Smalls

13. OLD BUSINESS

Mayor Pro Tempore Wayne noted the City purchased the "Eagle" property in Maryville several years ago and money has been budgeted every year to build a new fire house with a training center. She asked the Mayor to instruct Fire Chief Tanner to issue a request for qualifications in selecting a consultant for the design and hire this consultant for the new fire station. Mayor Scoville stated money is in the budget. Mr. Carter said staff expects the insurance payment to be near $5 million. In lieu of borrowing the money, the idea was to use the insurance proceeds, possibly to replace Fire Station #1 and #2 (along with City Hall). Mayor Scoville stated he has been pushing this since he has been on Council and wants to see the fire station (in Maryville) completed…we need to get that ball rolling. Council Member Bradley said we were supposed to review the allocation of property to build the fire station and ensure it is the minimum amount of property space. Mayor Scoville said this will be part of the design.

14. NEW BUSINESS

Council Member Jayroe commended the City for cleaning the sidewalk in front of the steel mill along Fraser Street. Also, she would like to pursue, through the Planning Commission, a Standard Property Management Code for commercial properties eliminating disrepair. Mr. Carter said staff will look into this.

15. DEPARTMENT MONTHLY REPORTS

- **A. June 2015 Finance and IT Departments Report**
- **B. June 2015 Georgetown PD Report**
- **C. June 2015 Fire Department Report**
- **D. June 2015 Public Works Department Report**
- **E. June 2015 Fleet Services Report**
- **F. June 2015 Electric Utility Department Report**
- **G. June 2015 Housing & Community Development Report**

16. EXECUTIVE SESSION

Motion to adjourn Regular Meeting and enter Executive Session pursuant to

- **A. Section 30-4-70 (a)(1) to discuss appointment to the Community Appearance Board;**
- **B. Section 30-4-70(a)(2) to discuss contract negotiation for economic development and receive legal advice concerning acquisition of Goat Island;**
- **C. Section 30-4-70(a)(2) and (5) to discuss economic development issues and provision of city services to the steel mill property;**
- **D. Section 30-4-70(a)(2) to discuss and receive legal advice on matters covered by attorney-client privilege concerning the 700 block of Front Street;**
- **E. Section 30-4-70(a)(2) to receive legal advice and update related to 2015-CP-22-0425 (City v. Kellahan and Assoc);**

F. Section 30-4-70(a)(2) to receive update related to settlement of a legal claim in 2008-CP-22-1490 (Charlton v. City).

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, Wayne
ABSENT:	Smalls

The Regular Meeting was adjourned at 6:20 PM.

17. ADJOURN EXECUTIVE SESSION

Motion to adjourn Executive Session and reconvene Regular Session.

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, Wayne
ABSENT:	Smalls

Executive Session was adjourned and the Regular Meeting was reconvened at 7:02 PM.

NO FORMAL ACTION WAS TAKEN IN EXECUTIVE SESSION.

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

18. APPOINTMENTS

Motion to appoint member to Community Appearance Board.

Mayor Scoville moved to appoint Joel Barsky to the Community Appearance Board subject to confirmation of eligibility of residence, seconded by Council Member Bradley.

Mayor Scoville called for the question.

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

19. ADJOURNMENT

Motion to adjourn the Regular Meeting of City Council.

Council Member Bradley moved, seconded by Council Member Jayroe.

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, Wayne
ABSENT:	Smalls

The Regular Meeting was adjourned at 7:04 PM.

Ann U. Mercer
City Clerk

Date Approved: 09/17/15