



**REGULAR MEETING OF CITY COUNCIL
MAY 18, 2017 – 5:30 PM
MUNICIPAL COURTROOM
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.
Mayor Pro Tempore Brendon M. Barber, Sr.
Council Member Sheldon A. Butts
Council Member Carol R. Jayroe
Council Member Al Joseph
Council Member Edward S. Kimbrough, Jr.
Council Member Clarence C. Smalls

ALSO PRESENT

Mr. Paul A. Gardner, City Administrator
Mrs. Elise Crosby, City Attorney
Ms. Ann U. Mercer, City Clerk
Miss Suzanne Abed-El-Latif, HR Manager
Mr. Orlando Arteaga, Engineer
Mrs. Debra Bivens, Director of Finance
Mr. Tim Chatman, Streets and Sanitation Manager
Mr. Will Cook, Water Utilities Director
Chief Charlie Cribb, Georgetown Fire Department
Mr. Glen Dixon, Fleet Superintendent
Mr. Alan Loveless, Director of Electric Utilities
Mr. Rick Martin, Building Official/Zoning Administrator
Mrs. Gloria Bromell-Tinubu, Economic Development Director
Chief Kelvin Waites, Georgetown Police Department

MEDIA

Georgetown Times - Ms. Anita Crone
GAB News - Mr. Scott Harper

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 Barber rendered the invocation. Mayor Scoville recognized Arvionne Gardener Hemingway, Jordan Gardener Muforo, Jewel Gardener Thompson, Autumn Gardener Muforo, Arthur Gardener Hemingway and Artis Gardener Hemingway, youth from Bethel AME Church, who led the Pledge of Allegiance.

4. PUBLIC COMMENTS

Mayor Scoville opened the Public Comments and recognized Ms. Jeanette Ard. Ms. Ard stated she moved to Georgetown in 1984 and opened a retail florist and gift shop. The steel mill and International Paper were in operation at that time. She said much has been said about steel mill employees not living in the City but noted they shop and contribute time and money to local charities and community organizations. She stated we need to work together to embrace an industry that will bring high paying jobs to the City and community. She thanked Council for their decision to reconsider the rezoning and to work with the new owner of the steel mill to create high paying jobs.

Mayor Scoville recognized Mr. Marty Tennant. Mr. Tennant addressed Council concerning heavy trucks using Black River Road as a through street. He said in 2010 the Mayor tasked the City Attorney to determine if the City could restrict through truck traffic on Black River Road or if it was a decision to be made by the South Carolina Department of Transportation. He asked for the Attorney's opinion and noted there is an ordinance designating a truck, through way provision.

5. EMPLOYEE RECOGNITION

Chief Kelvin Waites recognized Corporal Bryan Byrd for his efforts in the area of customer service. While working a baseball tournament at Mike Johnson Park he assisted a young lady who was disabled at the time. He had no idea she was a claims manager for the South Carolina Municipal Association. After returning to work she emailed the Chief, Mr. Gardner and Miss Suzanne Abed-El-Latif to express her appreciation for Corporal Byrd's assistance.

6. MARTY TENNANT - AZAR OPINION COUNCIL'S WAIVE OF PRIVILEGE

Mr. Marty Tennant addressed City Council and expressed his opposition to the City transferring 'excessive' profits from the Electric Fund to the General Fund. He said it is probably illegal and the City should reduce the electric rates, eliminate the profits and use normal taxing authority to make up the difference.

7. RESOLUTION

A. Motion to Approve 2017 National Safety Month Resolution.

Council Member Kimbrough moved, seconded by Council Member Jayroe.

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., Butts, Jayroe, Joseph, Kimbrough, Smalls

Motion to amend agenda to add Proclamation to proclaim May 20-26, 2017 as National Safe Boating Week.

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

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Al Joseph, Council Member
SECONDER:	Brendon M. Barber, Sr., Mayor Pro Tempore
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

Motion to approve Proclamation proclaiming May 20-26, 2017 as National Safe Boating Week.

Council Member Jayroe moved, seconded by Council Member Joseph.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carol R. Jayroe, Council Member
SECONDER:	Al Joseph, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

Mayor Scoville asked the Coast Guard Auxiliary representatives to approach. After reading the Proclamation, Mayor Scoville expressed appreciation for all they do and presented them with the document.

8. HOUSING AND COMMUNITY DEVELOPMENT

A. Motion to approve first reading of an ordinance to correct a Scrivener's Error in the Short-Term Vacation Rental Ordinance.

Council Member Smalls moved, seconded by Council Members Butts. Mr. Rick Martin explained the short-term vacation rental ordinance approved at the April 20 Council Meeting contained a numerical error. Sections 439 and 440 already existed. This amendment will read Section 441 rather than 439.

Mayor Scoville called for the question.

RESULT:	FIRST READING [UNANIMOUS]	Next: 6/15/2017 5:30 PM
MOVER:	Clarence C. Smalls, Council Member	
SECONDER:	Sheldon A. Butts, Council Member	
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls	

9. **FINANCE**

- A. **Motion to approve first reading of an Ordinance to Amend the Water Utility Rates Contained in the City Clerk's Official Record of Utility Rates, Deposits, and Miscellaneous Fees and Charges for the City of Georgetown, South Carolina - Effective July 1, 2017.**

Council Member Kimbrough moved, seconded by Council Member Joseph. Mrs. Debra Bivens stated this is a rate increase of 5% for the Water Fund. The last water rate increase (6 ½%) was July 2014. The effect of the increase would be \$1.32 per month for customers yielding an annual revenue amount of \$115,000. This will offset increased expenditures and infrastructure improvements.

Mayor Scoville called for the question.

RESULT:	FIRST READING [UNANIMOUS]	Next: 6/15/2017 5:30 PM
MOVER:	Edward S Kimbrough, Council Member	
SECONDER:	Al Joseph, Council Member	
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls	

- B. **Motion to approve first reading of an Ordinance to Amend the Wastewater Utility Rates Contained in the City Clerk's Official Record of Utility Rates, Deposits, and Miscellaneous Fees and Charges for the City of Georgetown, South Carolina - Effective July 1, 2017.**

Council Member Joseph moved, seconded by Council Member Kimbrough. Mrs. Bivens stated this would be a 5% increase to the Wastewater Fund. The effect would be \$2.29 per month for customers. The last wastewater rate increase (8 ½%) was July 2014. The annual revenue would yield \$130,000. This will offset increased expenditures and infrastructure improvements.

Mayor Scoville called for the question.

RESULT:	FIRST READING [UNANIMOUS]	Next: 6/15/2017 5:30 PM
MOVER:	Al Joseph, Council Member	
SECONDER:	Edward S Kimbrough, Council Member	
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls	

- C. **Motion to approve first reading of an Ordinance to Amend the Stormwater Utility Rates Contained in the City Clerk's Official Record of Utility Rates, Deposits, and Miscellaneous Fees and Charges for the City of Georgetown, South Carolina - Effective July 1, 2017.**

Mayor Pro Tempore Barber moved, seconded by Council Member Smalls. Mrs. Bivens stated the current rate for residential customers is \$4 per residential equivalency unit. Staff is proposing \$6 per REU per month, an increase of \$2. The last stormwater rate increase was July 2005. The annual revenue would yield \$200,000 and would help develop a stormwater plan to address infrastructure improvement. Council Member Butts expressed concern with the rate increases and said we should find other means of accommodating the budget.

Mayor Scoville called for the question.

RESULT:	FIRST READING [UNANIMOUS]	Next: 6/15/2017 5:30 PM
MOVER:	Brendon M. Barber Sr., Mayor Pro Tempore	
SECONDER:	Clarence C. Smalls, Council Member	
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls	

D. Motion to Approve First Reading of An Ordinance to Amend the Miscellaneous Utility Fees and Charges Contained in the City Clerk's Official Record to Change Wastehauler Fees to \$30/500gals.

Council Member Joseph moved, seconded by Council Member Jayroe. Mrs. Bivens stated this is the second of a two-tier rate adjustment. Prior to July 2016 the rates were \$5 per 500 gallons, the lowest charge in the area. Wastehaulers were driving to the city for dumping, bypassing other municipalities. Effective July 1, 2016 the rate was increased to \$20 per 500 gallons. This increase will be \$30 per 500 gallons. She noted (1) wastehaulers were dumping in Georgetown because of the lower fees and (2) treatment of this higher concentrated waste is more costly than normal wastewater treatment procedures.

Council Member Joseph commented to those attending the meeting that these items being voted on have been previously discussed in workshops and or council meetings.

Mayor Scoville called for the question.

RESULT:	FIRST READING [UNANIMOUS]	Next: 6/15/2017 5:30 PM
MOVER:	Al Joseph, Council Member	
SECONDER:	Carol R. Jayroe, Council Member	
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls	

E. Motion to approve first reading of an ordinance to Establish an Application Fee for the Rehabilitation Property Tax Assessment for historic and low and moderate income rental properties in the amount of \$150 for Residential and \$300 for Commercial Property Owners.

Council Member Jayroe moved, seconded by Council Member Kimbrough. Mrs. Bivens noted the ordinance is referred to as the Bailey Bill which was passed by Council on April 20, 2017. This will establish application fees for property owners who choose to take advantage of the ordinance. The fee will be charged for each application for inspection of rehabilitation work before final certification is granted

and is consistent with fees charged in other communities. Council Member Butts stated he wants staff to insure individuals are clearly aware what qualifies under the ordinance.

Mayor Scoville called for the question.

RESULT:	FIRST READING [UNANIMOUS]	Next: 6/15/2017 5:30 PM
MOVER:	Carol R. Jayroe, Council Member	
SECONDER:	Edward S Kimbrough, Council Member	
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls	

F. Motion to Approve First Reading of an Ordinance to Adopt a Budget and Raise Revenue for The City of Georgetown, South Carolina for Fiscal Year Ending June 30, 2018.

Council Member Smalls moved, seconded by Council Member Butts. Mrs. Bivens said the budget as presented is balanced at \$35,022,339 which includes operation and capital costs. The budget includes a 95.0 mills tax assessment, 2 additional mills added this year and 4 mills of debt millage set aside for Fire Department material and equipment costs. Mayor Pro Tempore Barber said it is realized rates have to be raised and some millage; however, he is opposed to creating a new position for Public Information Officer during a lean budget year. Also, he would like the city to look at SCMIRF and consider bidding out the liability and casualty insurance. This may reduce our premiums and provide a broader range of coverage. Council Member Kimbrough noted during previous discussions Council agreed there is a need for a Public Information Officer. As the city moves forward and encounters issues from water and sewer to the steel mill, it would be nice to have one person to be able to release correct information to the public. If an employee can be designated to take on that responsibility, that should be considered. Mayor Scoville stated the PIO position is not just public relations and media communications. Most importantly is the maintenance of the city's webpage. Discussions concerning the PIO continued. Council Member Smalls expressed concern with the increases included in the budget and commented the City has several employees who could perform these duties. He wants to vote for the budget but not with the new position included.

Motion to delete the Public Information Officer from the budget.

Council Member Smalls moved, seconded by Mayor Pro Tempore Barber. Mayor Scoville asked for comments or discussion.

Mayor Scoville called for the question.

RESULT:	FAILED [2-5]
MOVER:	Clarence C. Smalls, Council Member
SECONDER:	Brendon M. Barber, Sr., Mayor Pro Tempore
AYES:	Barber Sr., Smalls
NAYS:	Scoville Jr., Butts, Jayroe, Joseph, Kimbrough

Mrs. Bivens pointed out SECTION 11 of the budget ordinance refers to the transfer of funds from the Enterprise Funds into the General Fund. It denotes our reason is because of surplus funds associated with depreciation expense. It is not actually from the fund balance; we have a depreciation expense that is excessive so we are using that to consider surplus in the Electric, Water and other enterprise funds. This SECTION was added last year and is the second year it is included in the budget as it relates to transfers from the enterprise funds.

Mayor Scoville called for the question on the main motion.

RESULT:	FIRST READING [5 TO 2] Next: 6/15/2017 5:30 PM
MOVER:	Clarence C. Smalls, Council Member
SECONDER:	Sheldon A. Butts, Council Member
AYES:	Scoville Jr., Butts, Jayroe, Joseph, Kimbrough
NAYS:	Barber Sr., Smalls

10. PUBLIC WORKS

A. Motion to approve Proclamation proclaiming May 21-27, 2017 as National Public Works Week.

Council Member Joseph moved, seconded by Council Member Butts. Mr. Tim Chatman said in accordance with the tradition of the American Public Works Association, those who work in a profession that maintain public facilities and services will be honored during National Public Works week. The Proclamation acknowledges the contributions of the public works professionals and the communities served. The objective is to increase public awareness of the contributions and enlighten the public about the duties, practices and goals of the public works profession. The Proclamation includes those who manage water, sewer, garbage and debris removal, those responsible for maintaining vehicles and equipment, buildings, grounds and electric utilities.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Al Joseph, Council Member
SECONDER:	Sheldon A. Butts, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

B. Motion to approve the installation of commercial grade ornamental aluminum fencing at the 700 Block of Front Street and payment to Goode Fence in the amount of \$8,907.91.

Mayor Pro Tempore Barber moved, seconded by Council Member Kimbrough. Mr. Paul Gardner said the property owners have brought in fill and made the area more attractive. After Hurricane Matthew and the harborwalk fire protection project, the current fence is in bad shape. He directed Mr. Chatman to secure a cost for a commercial grade aluminum fence with three gates for the 700 block. None of the property owners have objected to the fence. Mr. Chatman said staff is proposing construction of a commercial grade ornamental aluminum fence with the same three entry points. Excellent quotes were received, all between \$11,000-\$12,000. The Goode Fence Company's original quote was \$11,800, but they wanted to contribute to the City's rebirth of the site and discounted \$2,969 from the original quote, lowering the cost to \$8,907. References were checked. The fence will be installed in the City's right-of-way and was approved by ARB.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Brendon M. Barber Sr., Mayor Pro Tempore
SECONDER:	Edward S Kimbrough, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

11. ELECTRIC UTILITIES

A. Motion to Approve Contract and Payment in the Amount of \$46,455.00 to High Voltage Specialists, Inc. of Augusta, GA for substation construction of peak shaving project.

Council Member Joseph move, seconded by Council Member Butts. Mr. Alan Loveless stated this represents a construction contract to build a substation for the peak shaving project with equipment that is under a separate previously approved purchase order. This work will have to be coordinated with the general construction contract for the project. The project was advertised and six proposals were received. This contract represents the low bid and was in line with the engineering consultant's estimate. It was evaluated for conformance with the specifications and references were checked.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Al Joseph, Council Member
SECONDER:	Sheldon A. Butts, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

Updates on this project will be presented at the next workshop along with the number of recent outages in the City.

12. ENGINEERING

A. Motion to approve payment of a not to exceed amount of \$33,797 to King Construction Services, Inc. to provide site grading and soil filling services at designated field areas at East Bay Park.

Mayor Pro Tempore Barber moved, seconded by Council Member Kimbrough. Mr. Orlando Arteaga reported as part of the demolition activities at East Bay Park, County Parks and Recreation removed clay material from the infield areas of the old baseball fields. The concessions building and utility poles have been demolished. The City wants to fill the low and depressed areas by restoring the original grade and natural ground cover with minimal impact to the adjacent areas. City Council previously agreed to convert the old baseball field areas into an open green space.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Brendon M. Barber Sr., Mayor Pro Tempore
SECONDER:	Edward S Kimbrough, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

B. Motion to approve additional payments to Green Wave Contracting, Inc. under the Phase I and Phase II Storm Drainage projects for a not to exceed amount of \$109,129.06 due to a 5% material price increase.

Council Member Joseph moved, seconded by Council Member Jayroe. Mr. Arteaga reported the original contract was approved by City Council in December 2016. The contractor was awarded the project; however, we were held up on the permits by CSX. At this point we are basically at the mercy of CSX for them to allow us to enter into the right-of-way. Phase I and Phase II are being partially financed with grant money...CDBG and RIA. They do not allow us to issue a notice to proceed without having the permits on hand. The bid had an automatic 90-day extension which expired on March 8, 2017. The contractor agreed to hold the bid price firm until May 8, 2017. They are now requesting a 5% increase. After consulting with the two grant agencies they are willing to allow the price adjustment to the contractor provided the City absorbs the additional costs.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Al Joseph, Council Member
SECONDER:	Carol R. Jayroe, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

13. CITY ADMINISTRATOR REPORT

Mr. Gardner reported according to SCDOT all roads at the five points intersection will open at 6:00 am tomorrow. ~ Because of the MASC annual meeting, the proposed date for the July Council Meeting will be July 13, the workshop will remain on July 27. ~ Georgetown Police Department will send two officers to the Memorial Day weekend in Atlantic Beach. ~ He credited Debra Bivens and her staff for the ease in the budget process. ~ The Employee Handbook updates will be reviewed at the next workshop along with speed control on Front Street. A representative from the Lions Club will make a presentation on the donation of a gazebo to the City. The ARB does not support the location of the gazebo in Francis Marion Park; they proposed East Bay Park. An update on the Peak Shaving Generation and an overview of electric outages will also be provided.

14. MINUTES

Motion to approve minutes of Special Meetings dated March 23, 2017 and April 6, 2017.

Council Member Jayroe moved, seconded by Council Member Joseph.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carol R. Jayroe, Council Member
SECONDER:	Al Joseph, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

15. OLD BUSINESS

No old business.

16. NEW BUSINESS

Mayor Pro Tempore Barber asked if a Resolution could be drafted partnering the City and Liberty House to encourage a good and improved environment and provide a safe work environment for the mill as well as the City. Mayor Scoville said he spoke with Mr. Spelich today and met with Mr. Sanderson earlier in the week. Council is on board with the reopening and we are going to work together and address those issues. We will encourage Liberty to hire people who live in the City.

Council Member Butts stated the last West End Sub-Committee meeting was well attended. The West End redevelopment is a high priority and of concern to everybody. A group from Coastal Carolina is interested in helping with a project this

summer. Going forward, community input is needed to insure the West End Redevelopment Plan is a viable plan.

17. DEPARTMENT MONTHLY REPORTS

Mayor Scoville noted the department monthly reports are included in the agenda.

- A. May 2017 GPD Report**
- B. April 2017 Municipal Court Report**
- C. April 2017 Fire Report**
- D. April 2017 Public Works Department Report**
- E. April 2017 Fleet Services Report**
- F. April 2017 Electric Utility Department Report**
- G. April 2017 Water Utilities Report**
- H. April 2017 Engineering Report**
- I. April 2017 Housing & Community Development Report**
- J. April 2017 Finance and IT Departments Report**

18. EXECUTIVE SESSION

Motion to enter Executive Session pursuant to Section 30-4-70(a)(1) to discuss appointments to the West End Redevelopment Committee and Section 30-4-70(a)(2) to receive legal advice related to a potential claim.

Council Member Smalls moved, seconded by Council Member Butts.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Clarence C. Smalls, Council Member
SECONDER:	Sheldon A. Butts, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

The Regular Meeting was adjourned at 6:49 pm.

Motion to adjourn Executive Session and reconvene the Regular Meeting.

Council Member Kimbrough moved, seconded by Council Member Joseph.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Edward S Kimbrough, Council Member
SECONDER:	Al Joseph, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

Executive Session was adjourned and the Regular Meeting was reconvened at 7:18 pm.

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

19. COUNCIL MAY TAKE ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

20. APPOINTMENTS

Motion to appoint Jerry Miller and Shauna Simmons to the West End Redevelopment Committee.

Mayor Scoville moved, seconded by Council Member Butts.

Mayor Scoville called for the question.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jack M. Scoville Jr., Mayor
SECONDER:	Sheldon A. Butts, Council Member
AYES:	Scoville Jr., Barber Sr., Butts, Jayroe, Joseph, Kimbrough, Smalls

Council Member Butts asked when the ordinance concerning the rezoning of the steel mill will be brought before Council. Mayor Scoville said based on his conversations with Mr. Spelich he understands they are willing to have the property rezoned as long as they are wide open to opening the mill. After negotiations an amendment to the ordinance will be presented.

21. ADJOURNMENT

The Regular Meeting was adjourned at 7:21 pm.

Ann U. Mercer
City Clerk

Date Approved: 06/15/17