

**HAMPTON COUNTY COUNCIL'S MEETING MINUTES
MONDAY; AUGUST 19, 2013; 6:00 P. M.
COUNCIL CHAMBERS, HAMPTON COUNTY ADMINISTRATIVE CENTER
200 JACKSON AVENUE, EAST, HAMPTON, SC**

Hampton County Council held its regular meeting on Monday, August 19, 2013, 6:00 p. m., Council Chambers, Hampton County Administrative Center, Hampton, South Carolina. Council Member(s) present: Hugh B. Gray, Chairman; Christopher B. Haulsee, Roy Hollingsworth, Charles H. "Buddy" Phillips, Vice Chairman and Shedron Williams. Staff present: Sabrena P. Graham, Administrator; Aline Newton, Clerk to Council and A. G. Solomons, Jr., County Attorney. Media present: Michael DeWitt, The Hampton County Guardian. The meeting was advertised as prescribed by law.

CALL MEETING TO ORDER

CALL TO ORDER:

Chairman Gray called the meeting to order.

INVOCATION AND PLEDGE OF ALLEGIANCE

INVOCATION:

Chairman Gray gave the invocation.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Chairman Gray.

ADOPTION OF THE AGENDA

Moved by Council Member Phillips, seconded by Council Member Haulsee, to approve the Consent Agenda:

- 3.1.1 June 3, 2013 County Council Meeting Minutes
- ~~3.1.2 June 10, 2013 County Council Special Meeting Minutes~~
- 3.1.3 June 17, 2013 County Council Meeting Minutes
- 3.1.4 June 26, 2013 County Council Special Meeting Minutes
- ~~3.1.5 July 15, 2013 County Council Meeting Minutes~~
- 3.1.5 Litter Report

and the August 19, 2013 Hampton County Council Meeting Agenda with the following revisions, deferral of Items 3.1.2, 3.1.5, 7.3 and 10.3., Possible Reading for the Establishment of a Community Relations Council and addition of Item of Item 13.1.6, Detention Center Roof. Motion carried unanimously.

PUBLIC HEARING(S)

**PUBLIC HEARING REGARDING THIRD READING TO ORDINANCE 2013-011,
ORDINANCE TO AMEND 2012-2013 FISCAL YEAR BUDGET:**

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Chairman Gray opened the public hearing to receive third reading to Ordinance 2013-011, Ordinance to Amend 2012-2013 FY Budget. There were no public comments. Chairman Gray closed the public hearing.

**PUBLIC HEARING REGARDING THIRD READING TO ORDINANCE 2013-012,
AMENDMENT TO ORDINANCE 90-02, ARTICLE 1-A:**

Chairman Gray opened the public hearing to receive third reading to Ordinance 2013-012, Amendment to Ordinance 90-02 Article 1-A. Council Member Hollingsworth commented that he felt that there are ample applicants, and the number of seats should remain at nine. Chairman Gray closed the public hearing.

PUBLIC COMMENT(S)

Public comments were made by several citizens regarding the poor and impassable condition of their roads: Citizens from Hackers Road, Ms. Cora Green from Poppa's Road and Ms. Karen Williams stated that she had a private road and since the public roads were in terrible condition, citizens were using her road without permission and had messed her road up. She wanted to know what the county was going to do about it. The council thanked Ms. Williams for her comments.

APPROVAL OF MINUTES

The minutes were approved under the Consent Agenda.

PRESENTATION(S)

**HONORABLE T. C. SMALLS, SHERIFF, HAMPTON COUNTY, REGARDING
SHERIFF'S REPORT:**

Sheriff Smalls was not present. He requested to be placed on an upcoming agenda.

**HONORABLE CAROLYN WILLIAMS, CHIEF MAGISTRATE, HAMPTON COUNTY,
REGARDING EMPLOYEE'S CLASSIFICATION, TELEPHONES, VICTIM'S
ADVOCATE:**

Judge Williams was not present.

**MS. SAUNDRA LIGON, COMMUNITY RELATIONS SENIOR CONSULTANT, SOUTH
CAROLINA HUMAN AFFAIRS SERVICES, REGARDING THE ESTABLISHMENT OF
A COMMUNITY RELATIONS COUNCIL:**

Council deferred the matter.

APPOINTMENT(S)

HAMPTON COUNTY PLANNING COMMISSION:

Moved by Council Member Haulsee, seconded by Council Member Williams, to defer voting on the Hampton County Planning Commission appointment until recommendations are received from the Planning Commission. Motion carried unanimously.

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**APPOINTMENT AND LETTER REGARDING APPOINTMENT TO THE
LOWCOUNTRY COMMUNITY ACTION AGENCY BOARD:**

Moved by Council Member Williams, seconded by Council Member Phillips, to appoint Council Member Haulsee to the Lowcountry Community Action Agency Board.

RESOLUTION(S)

**APPROVE MATCHING FUNDS FOR A 2013-2014 SOUTH CAROLINA DEPARTMENT
OF TRANSPORTATION (SCDOT) NEW FREEDOM PROGRAM GRANT (SECTION
53-17) FOR THE COUNCIL ON AGING:**

Moved by Council Member Phillips, seconded by Council Member Haulsee, to approve the matching funds for a 2013-2014 South Carolina Department of Transportation (SCDOT) New Freedom Program Grant (Section 53-17) for the Council on Aging. Council Member Hollingsworth said he thought the county was out of the transportation business and why the brand new van? Administrator Graham stated that the vans are for appointments and delivery of meals. Motion carried unanimously.

**PROCLAMATION SUPPORTING KEEP HAMPTON COUNTY BEAUTIFUL
(KHCB):**

Moved by Council Member Haulsee, seconded by Council Member Hollingsworth, to approve the proclamation supporting the Keep Hampton County Beautiful. Motion carried unanimously.

ORDINANCE(S)

**THIRD READING TO ORDINANCE 2013-011, ORDINANCE TO AMEND THE
2012-2013 FISCAL YEAR BUDGET:**

Moved by Council Member Haulsee, seconded by Council Member Phillips, to give third reading to Ordinance #2013-011, Ordinance to Amend the 2012-2013 Fiscal Year Budget. Motion carried unanimously.

THIRD READING TO THE AMENDMENT TO ORDINANCE 90-02, ARTICLE 1-A:

Moved by Council Member Williams, seconded by Council Member Hollingsworth, to table Item #10.1.2, Third Reading to the Amendment to Ordinance 90-02, Article 1-A. Motion carried unanimously.

**SECOND READING TO ORDINANCE 2013-010, THE ORDINANCE AUTHORIZING
THE EXECUTION AND DELIVERY OF A FEE AGREEMENT PROVIDING FOR A
PAYMENT OF A FEE IN LIEU OF TAXES THE ISSUANCE OF A SPECIAL SOURCE
REVENUE CREDIT AND OTHER MATTERS RELATED THERETO:**

Moved by Council Member Phillips, seconded by Council Member Haulsee to give second reading to Ordinance 2013-010, the Ordinance Authorizing the Execution and Delivery of a Fee Agreement Providing for a Payment of a Fee in Lieu of Taxes the Issuance of a Special Source Revenue Credit and Other Matters Related Thereto. Motion carried with Council Members Gray, Haulsee and Phillips voting in favor and Council Members Hollingsworth and Williams voting in opposition.

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BID(S)

There were no bid(s).

COUNCIL'S BRIEFING(S)

CHAIRMAN'S UPDATE:

Chairman Gray gave his update. (See Attachment #1)

DISCUSSION POINTS (COUNCIL MEMBERS):

Council Members Hollingsworth and Williams

The council members shared that they attended the SCAC Conference and the SC Economic Developer's Institute and received some valuable training and information.

**EXPLANATION FROM LCOG (LOWCOUNTRY COUNCIL OF GOVERNMENTS)
REGARDING THE DISCONTINUATION OF THE JAG (JOBS FOR AMERICA'S
GRADUATES) PROGRAM AT ESTILL HIGH SCHOOL AND WADE HAMPTON HIGH
SCHOOL (REPRESENTATIVE FROM LCOG):**

Mr. Chris Bickley, Executive Director, Lowcountry Council of Governments, came before council and explained that LCOG was no longer support the JAG Program at Estill High School and Wade Hampton High School. He stated that the programs are continuing at the schools through funding from the districts and the State. He stated that they believed that they believed that their funding could be used to support other youth development programs. He gave an example of the Go Cart Project, etc. Council thanked Mr. Bickley.

REPORT(S) TO COUNCIL

ADMINISTRATOR'S REPORT:

Presentation by Delinquent Tax Collector on Office Procedures and Upcoming Tax Sale Mrs. Smith came before council and gave a presentation regarding the office procedures and upcoming tax sale.

Approve Proposal for Whitaker Labs to Perform Construction Materials Testing and Inspection Services for the Sally Port Renovation

Moved by Council Member Phillips, seconded by Council Member Haulsee, to approve proposal for Whitaker Labs to perform Construction Materials Testing and Inspection Services for the Sally Port Renovation. Administrator Graham stated that the approval is for \$3,059 and can go up or down depending on what found. Council Member Williams stated that if it does go up or down, do you know how many times it may go up. Administrator Graham responded that it would be based on the performance of the construction. Motion carried unanimously.

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Award Contract for Construction Services for the Sally Port Renovation Project

Moved by Council Member Haulsee, seconded by Council Member Phillips, to award the contract for Construction Services for the Sally Port Renovation Project to Brunson Construction. Motion carried unanimously.

Approve a Vehicle Lease Agreement with Palmetto Breeze for Two Council on Aging Vans

Moved by Council Member Phillips, seconded by Council Member Haulsee, to approve the **Vehicle** Lease Agreement with Palmetto Breeze for two Council on Aging vans. Council Member Hollingsworth and Williams voiced their concern over the fact that Palmetto Breeze was using the vans for transportation since July 1st without an agreement and wanted to know what liability did the county have without the agreement being signed. Also, they wanted to know why did Palmetto Breeze accept the contract for transportation if they did not have the vans to accommodate and fulfill the contract. Council Member Hollingsworth wanted to know if these were the same vans that council was told were unsafe to use to transport the seniors for the Council on Aging. Administrator Graham responded that they did not state that the vans were unsafe. There was a lively debate regarding the matter. Administrator Graham stated that the mechanics and Palmetto Breeze mechanics came to check the vans and say that they are okay. Council Member Hollingsworth wanted to know that as a leased vehicle did the county still have a liability. Administrator Graham stated that the County Attorney and the South Carolina Reserve Fund reviewed the agreement. The agreement has a hold harmless clause. County Attorney stated that the agreement has an indemnity and hold harmless. Motion carried with Council Members Gray, Haulsee and Phillips voting in favor and Council Members Hollingsworth and Williams voting against.

Receive an Informational Report on the Sale of the General Obligation (GO) Bonds for the Capital Projects Sales Tax (CPST) Projects

Administrator Graham presented council with an informational report on the sale of the General Obligation (GO) Bonds for the Capital Projects Sales Tax (CPST) Projects from Administrator Graham.

Detention Center Roof

Administrator Graham asked that council take action regarding the Detention Center Roof. The roof is leaking water; she explained the condition of the roof and reiterated that it is in dire need of repair. Administrator Graham would like the roof to be moved up on the list of projects. Council Member Williams asked what qualifies a single source bid. Administrator Graham responded that it depended on the product or services a company offered in a particular area. **Moved** by Council Member Williams, seconded by Council Member Hollingsworth, to offer M. B. Kahn to construct buildings with the one cent sales tax to begin work. Administrator Graham stated that the bids have gone out. Administrator Graham stated that this is a project for the penny sales tax. Council Member Haulsee wanted to know when the bids are due. Administrator Graham stated on September 12, 2013 and September 24, Construction Manager at risk. Council Members Williams stated that he had requested that information be given to council for review prior to it being published. He asked that council receive it seven days before in order to comment, etc. Council Member Williams wanted to know if the procurement policy was changed regarding the bid for Construction Manager at Risk.. Administrator Graham responded that she is currently following current policy. Council Member Williams stated that procedures are followed by council and not changing of procurement policy and not going through the back door. Council Members

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Hollingsworth and Williams voted in favor and Council Member Gray, Haulsee and Phillips voted against. Motion failed for a lack of a majority.

EXECUTIVE SESSION

PERSONNEL MATTER REGARDING ANIMAL CONTROL:

Moved by Council Member Haulsee, seconded by Council Member Phillips, to go into executive session. Motion carried unanimously. **Moved** by Council Member Haulsee, seconded by Council Member Phillips, to come out of executive session. Motion carried unanimously. adjourn the meeting. Motion carried unanimously. **After coming out of executive session,** Chairman Gray reported that the County Administrator briefed and updated council on the transition of the Animal Shelter.

ADJOURNMENT

Moved by Council Member Haulsee, seconded by Council Member Phillips, to adjourn. Chairman Gray adjourned the meeting.