

MINUTES
October 12, 2017
REGULAR COUNCIL MEETING
6:00 P.M.

Town of Edisto Beach
Town Hall
2414 Murray Street
Edisto Beach, SC 29438

Present: Jane S. Darby, Mayor, Susan Hornsby, Mayor Pro Tempore, Jerome Kizer, Crawford Moore, and Patti Smyer, Council Members; *Quorum of Council Present*.

Mayor Darby called the meeting to order and Councilwoman Smyer led those present in the Pledge of Allegiance and an invocation.

Approval of Minutes

A. Special Emergency Council Meeting Minutes, September 7, 2017 – Mayor Pro Tem Hornsby moved to approve the minutes of the Special Emergency Council Meeting, seconded by Councilman Moore and unanimously approved.

B. Regular Council Meeting Minutes, September 14, 2017 – Councilwoman Smyer moved to approve the minutes of the Regular Council Meeting, seconded by Councilman Kizer and unanimously approved.

Proclamations and Presentations

A. Starfish Award – Mike Casey – Mr. Casey was presented with a Starfish Award for serving as the Edisto Beach liaison to the Colleton County Emergency Management Division during Hurricane Irma so that Councilman Moore could attend his daughter's wedding.

B. Five Year Service Award – Deborah Hargis – Mayor Darby congratulated Ms. Hargis on her five years of service and presented her with a pin and certificate.

C. Safety Policy Resolution No. 2017-R30 – Councilman Moore moved to approve the Safety Policy Resolution, seconded by Councilman Kizer and approved unanimously.

D. Earthquake Awareness Proclamation No. 2017-P31 – Councilman Kizer moved to approve the Earthquake Awareness Proclamation, seconded by Councilwoman Smyer and approved unanimously.

Old Business

A. Resolution No. 2017-R12 to Adopt the Local Comprehensive Beachfront Management Plan- Mayor Pro Tem Hornsby moved to approve the recently updated Local Beachfront Management Plan, seconded by councilman Kizer and approved unanimously. Both Councilman Kizer and Councilwoman Smyer thanked Town Administrator Hill for her hard work in getting the updates completed in a timely manner.

B. Second Reading of Ordinance No. 2017-27 to Amend Sections 14-110(a), 14-114(d), 14-114(h) of the Town of Edisto Beach Code of Ordinances, this Ordinance shall take effect December 21,

2017 – Councilwoman Smyer moved to approve the Second Reading of Ordinance No. 2017-27, seconded by Councilman Moore and unanimously approved.

C. Second Reading of Ordinance No. 2017-28 to amend Sections 14-11(a), 14-11(b), 14-11(c), 14-11(d), 14-11(e), 14-113, 14-221(b)(1), 14-221(j) of the Town of Edisto Beach Code of Ordinances – The changes to Sections 14-111 and 14-113 are required to meet state minimum requirements. The changes to section 14-221(b)(1) reducing substantial improvement from 50% to 48% and Section 14-221(j) reducing an unattached or attached unfinished enclosed garage or storage from 300 square feet to 299 square feet provide Community Service Rating points used to calculate savings on Flood Insurance rates. Mayor Pro Tem Hornsby moved to approve the second reading of Ordinance 2017-27, seconded by Councilman Kizer and approved unanimously.

D. TIDE Recommendations (July 13, 2017) – Councilman Kizer moved to approve the recommendations from the TIDE Committee, which are as follows: “...to open up immediately every access that has ability for off-street parking, especially #1A, 2, 5, 6, and 20 and re-visit at the end of the season for evaluation.....blade and clean up access #29 at this time for the safety of pedestrians with review by the committee in the fall for evaluation of modifications including landscaping. Councilman Moore seconded the motion, which was unanimously approved.

New Business

A. Council Recognition of Exemplary Service by Town Employees – Mayor Darby moved to approve awarding Town Hall employees an extra day off on November 22, 2017 due to the hard work during Hurricane Irma. Councilman Moore seconded the motion, which was unanimously approved.

B. First Reading of Ordinance No. 2017-24 Division 2 – Protection of Sea Turtles – Councilman Kizer moved to table the first reading of Ordinance No. 2017-24, Division 2 – Protection of Sea Turtles until after the Council Goal-Setting Retreat in February. Councilwoman Smyer seconded the motion, which was approved unanimously.

C. First Reading of Ordinance No. 2017-26 to Enact Article III of Chapter 78 of the Code of Ordinances of the Town of Edisto Beach Entitled “Golf Carts” – Over the past year the Police Department has been tasked with enforcing golf cart regulations and dealing with numerous complaints. In addition to the State Code which regulates golf cart usage, this ordinance would further regulate golf cart operations. The changes include 1) everyone must be in a seat and the driver cannot hold a baby, 2) all golf carts must be registered with requires proof of ownership or long-term rental to obtain a permit and 3) requires rental agencies ensure that golf carts can be legally operated from the renter’s location and make state law a part of the contract for rental. Mayor Pro Tem Hornsby moved to approve the first reading of Ordinance No. 2016-26, seconded by Councilman Moore and unanimously approved.

D. First Reading of Ordinance No. 2017-29 to Amend the FY 2017-18 Budget – Councilwoman Smyer moved to approve Ordinance No. 2017-29 to Amend the FY 2017-18 Budget increasing emergency funds by \$250,000 from prior year funds to pay for Hurricane Irma damages. Councilman Kizer seconded the motion, which was approved unanimously.

E. Amendment #2 (Exhibit C) to Agreement for Professional Services, Coastal Science & Engineering, Post Storm and FEMA Coordination – Councilwoman Smyer moved to approve amendment #2 to the agreement for professional services with Coastal Science and Engineering for a not to exceed cost of \$18,347 to be funded from local accommodations funds. The motion was seconded by Mayor Pro Tem Hornsby and unanimously approved.

F. Amendment #3 (Exhibit D) to Agreement for Professional Services, Coastal Science & Engineering Services for Disaster Recovery Efforts – Councilman Kizer moved to approve amendment #3 to the agreement for professional services with Coastal Science and Engineering for disaster recovery efforts at a not-to-exceed cost of \$17,432. These costs will be submitted under Category B costs to FEMA and any local share will be funded from local accommodations funds. Councilman Moore seconded the motion, which was approved unanimously.

G. Emergency Purchase Order – Security Camera Repair – Councilman Moore moved to approve the emergency purchase order for the security cameras located at Bay Creek park and at Jungle Road which were damaged during Hurricane Irma. The estimated repair is \$4,346.52. An insurance claim has been submitted. Project costs will be funded from emergency funds. Mayor Pro Tem Hornsby seconded the motion, which was unanimously approved.

H. Emergency Purchase Order – Additional Services – Lyons Contracting – Mayor Pro Tem Hornsby moved to approve the emergency purchase order for additional services from Lyons Contracting. Prior to Hurricane Irma making landfall, Lyons Contracting moved the garbage containers to the curb to be picked up on September 9. Because an evacuation order was issued by the Governor on September 9, Republic Service did not empty the containers. The Town requested Lyons Contracting move the containers back under homes prior to the storm. The estimated cost is \$4,200. This will be submitted under Category B costs to FEMA and any local share will be funded from emergency funds. Councilman Moore seconded the motion, which was approved unanimously.

I. Emergency Purchase Order – Colleton County – Storm debris is not being covered by FEMA for Hurricane Irma. Edisto Beach does not have the staff nor equipment to remove storm debris. Typically, the Town will partner with DOT or the County and use their contractor, but since there were other major disasters elsewhere, contractors were not available. SCDOT removed a majority of the storm debris using their own forces. The Town is working with Colleton County to send their staff and equipment on weekends to remove debris. The estimated cost is \$5,000. This will be submitted under Category B costs to FEMA and any local share will be funded from emergency funds. Councilman Kizer moved to approve the emergency purchase order with Colleton County, seconded by Mayor Pro Tem Hornsby, who added that she would like to see the Town pursue their own debris collection contract and directed Administrator Hill to put it out for bids. Colleton County is no longer picking up storm debris. Mayor Darby called for the vote and the motion was approved unanimously.

J. Emergency Purchase Order – Additional Containers – Republic Services – Because the Town does not have a contractor to remove storm debris, the Town ordered additional containers from Republic Services for the disposal of storm debris by residents. The estimated cost is \$10,000. This will be submitted under Category B costs to FEMA and any local share will be funded from emergency funds. Councilwoman Smyer moved to approve the emergency purchase order, seconded by Councilman Kizer and unanimously approved.

K. Emergency Purchase Order – Emergency Berm – West Bank Construction – After Hurricane Irma made landfall, sand was deposited on Palmetto Boulevard. The recently constructed dune was destroyed by the storm surge as it protected structures from damage. Re-establishment of the emergency protective berm is necessary to provide protection from additional impacts and king tides. Section 2-204 of the Town's Code provides when an emergency affects the public welfare, health and safety, provisions requiring a formal sealed bid do not apply. The Town acquired 4 written quotes from qualified firms and selected West Bank Construction to perform this work as the lowest bidder. An agreement with DOT provides the Town will apply for FEMA funds and the local share will be

covered by DOT. The estimated cost is \$75,000. Councilman Moore moved to approve the emergency purchase order, seconded by Councilwoman Smyer and approved unanimously.

L. Change Order No. 2 Beach Accesses 17, 19 and 32 – Terry Hoff submitted change order #2 that reduces the contract amount by \$185.00 for a final contract amount of \$73,112.25. Councilwoman Smyer moved to approve the change order, seconded by Councilman Kizer and unanimously approved.

M. SC Department of Health and Environmental Control Beachfront Jurisdictional Lines – Publication of the proposed state beachfront jurisdictional line revisions and opening of the 30-day public comment period began on October 6, 2017. There are changes being proposed to Edisto Beach jurisdictional lines. Public hearings will be held on October 23 (Beaufort region) October 24 (Charleston region) and October 25 (Grand Strand region). The close of the 30-day public comment period is November 6 and the notification of state adoption of revised beachfront jurisdictional lines is December 8. The implementation of the revised beachfront jurisdictional lines is December 27, 2017. Mayor Darby moved to approve the recommendations of the Beachfront Management Committee to draw up a resolution and work with the resolution and other agencies to ask for a delay of the December deadline for implementation of the proposed jurisdictional lines. Mayor Pro Tem Hornsby seconded the motion. Councilwoman Smyer asked if Council should include in the motion a request to extend the public comment period. Mayor Darby indicated the best way to go about it was to ask for a delay in the implementation date. There being no further discussion, Mayor Darby called for the vote and the motion was approved unanimously.

Committee Vacancies

A. TIDE Committee – 2 vacancies – Councilman Moore moved to approve advertising two vacancies, one held by Charlie Boozer, Jr. and one by Mickey Van Metre. Mayor Pro Tem Hornsby seconded the motion, which was unanimously approved.

B. Beachfront Management Committee – 1 vacancy – Councilwoman Smyer moved to approve advertising the vacancy on the Beachfront Management Committee that expires December 12, 2017. This position is currently held by Mr. Bill Davies. Councilman Kizer seconded the motion, which was approved unanimously.

C. Water and Sewer Committee – 1 vacancy – Mayor Pro Tem Hornsby moved to approve advertising the vacancy on the Water and Sewer Committee currently held by Mr. Bob Sandifer. Councilman Moore seconded the motion, which was unanimously approved.

Departmental Reports and Committee Updates

Administration

Town Administrator Iris Hill gave the financial report for the month ending September 30, 2017.

	Received	Spent
General Fund	18.53%	22.53%
Water Fund	1.22%	41.74%
Wastewater Fund	.65%	16.25%

	August 2017	September 2017
Facebook likes	9,531	9,614
FOIA requests	1	1

The FOIA request was received from Darrin Moore.

Building

Patrick Brown, Building Code Administrator, gave the report for September 2017.

	Sept-16	Sept-17	YTD
Business/Rental License Fees	\$3,5023.00	\$441.00	\$5,049.80
New Construction Permits	2	0	1
Other Permits	25	8	41
Permit Fees	\$7,871.50	\$985.00	\$7,428.00
Inspections	25	105	220
Bay Creek Park	\$1,180.00	\$1,045.00	\$4,425.00

Fire

Fire Chief Denney Conley gave the report for September 2017.

Calls	Sept-16	Sept-17	YTD
Medical	20	14	93
Fire-related	17	15	48
EMS/Misc	79	51	253
Beach Wheel Chairs	28	6	51
Water Rescue	2	0	3
Welfare Checks	10	23	79

Police

Police Chief George Brothers gave the report for the month ending September 30, 2017.

	Sept -16	Sept -17	YTD
Miles Patrolled	8,709	8,300	26,284
Incidents & Calls for Service	215	123	624
Calls for 2 or More Officers	17	38	109
Property Checks	1,221	649	2,327
Alarm Calls	14	17	64
Town Parking Tickets	43	37	289
Animal Control	2	0	15
Assaults	1	0	2
Larcenies	1	0	1
Burglaries	0	0	0
CDV Arrest	0	0	0

During Hurricane Irma, the Police Department conducted a swift-water rescue, rescuing four family members and their dog.

Utilities

Bob Doub, Utilities Director, gave the report for September 2017.

	Sept-16	Sept-17	YTD
Pumped MG Water		11.19	46.59
Treated MG Wastewater		5.49	23.33
Water Line Repairs		9	17
Work Order Repairs		35	96

Prior to Hurricane Irma's landfall, the elevated storage tank began to leak. Utility Services replaced an expansion joint at the base of the bowl and the leak was stopped. Lift Station B at Gun Bluff was inundated with water during the hurricane and the motor and control panels were ruined. Currently, there is an emergency by-pass pump operating at Lift Station B.

Public Works

Public Works Director Bob Doub gave the report for the month ending September 30, 2017.

	Sept-16	Sept -17	YTD
Mowed Acres			42
Cleaned Ditches		ft	0ft
Roll Carts Delivered			28

All beach access garbage cans were stored prior to Hurricane Irma's landfall. After the storm, the Public Works department was busy cleaning up debris, recovering sand fencing, cleaning wrack and debris from the roadways, cutting trees and limbs, recovering signs, benches and bike racks.

Councilman Moore congratulated Mr. Doub and his department for doing such a good job in the recovery effort after Hurricane Irma.

Chamber of Commerce

Lisa Harrell, Chamber Director, gave the report for September 2017.

- American Craft Week is October 6 – 15, 2017 at With These Hands Gallery
- The Arts and Crafts Market is every Wednesday from 9:00 – 5:00 through the month of October.
- The Edisto and Beyond Tour is Saturday, October 14, 2017.
- The Art Guild Fall Show and Sale is October 14, 2017 in the space beside the Edistonian.
- On Sunday, October 15, 2017 at 3:00 p.m. there will be a Chamber Music Concert featuring songs from Led Zeppelin and the Beatles. Tickets are \$25 at the door.
- The Edisto Chamber is sponsoring the Fall Festival on October 21, 2017 on Jungle Road in front of Palmetto Plaza from 11:00 – 4:00.
- Trick-or-Treat at the Creek will be Friday, October 27, 2017 at Bay Creek Park from 6:00 – 8:00 p.m.

- The Edisto Island Open Land Trust will hold its Annual Oyster Roast on November 5, 2017 at 2:00 p.m. at Sand Creek Farm.

Edisto Pride

Ida Tipton announced the upcoming Beach Sweep to be held on October 21, 2017, beginning at 9:00 a.m. at beach access 1. Jane Darby and Beverly Sandifer will be providing lunch from 11:00 – 1:00 for participants.

Public Comment Period

No one was signed in to speak.

Executive Session

Upon Returning to Open Session, Action May Be Taken By the Council on the Items Discussed During the Executive Session

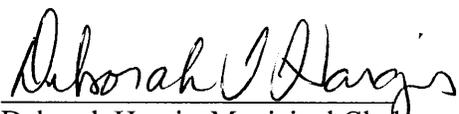
- A. Contractual – Negotiations related to 3708 Village Court [SC Code 30-4-70a(2)] –**
No action was taken on the item discussed during Executive Session.

Adjournment

Councilman Moore moved to adjourn the meeting, seconded by Councilman Kizer and unanimously approved.

The media/public was duly notified of the date, time and location of the Council Meeting on Friday, October 6, 2017.

APPROVED BY TOWN COUNCIL


Deborah Hargis, Municipal Clerk
November 9, 2017