

MINUTES  
JANUARY 10, 2019  
REGULAR TOWN COUNCIL MEETING  
6:00 P.M.

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

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

Councilwoman Hornsby led those present in the Pledge of Allegiance and an invocation.

**Approval of Minutes**

**A. Regular Council Meeting Minutes, December 13, 2018** – Councilwoman Smyer moved to approve the minutes of the December 13, 2018 Council minutes, seconded by Councilwoman Hornsby and approved 4 – 0.

**Proclamations and Presentations**

**A. Starfish Awards – Natalie Kantz** – At the Council worksession, Mayor Darby recognized Natalie Kantz, Public Works Supervisor, with a Starfish Award. The Image and Design of Edisto (TIDE) Committee nominated Natalie for, “her outstanding service to the Town of Edisto Beach. Over the past year Ms. Kantz led efforts by her team to maintain and continuously improve the appearance and function of the beach access areas, parks, the bike trail and the roads and right-of-ways... We thank her for her outstanding contributions to our beach community.”

**Old Business**

**A. Second Reading of Ordinance No. 2018-28 to Amend Sections 82-32(c)(1) related to Provisions of Temporary Use of the Town Water System to Contractors and to Amend the Fees** – Mayor Pro Tem Moore moved to approve the second reading of Ordinance No. 2018-28 to Amend Section 82-32(c)(1) related to Provisions of Temporary Use of the Town Water System to Contractors and to Amend the Fees. This increases the temporary use fee from \$50.00 to \$75.00 and 1,000 gallons from \$2.00 to \$5.00. These rates have not been adjusted since 1990 and adjustments are needed to account for the new rates associated with the water improvements. Councilwoman Hornsby seconded the motion which was approved 4 – 0.

**B. Second Reading of Ordinance No. 2018-27 to Amend Sections 86-214(a)(16), 84-214(a)(17) of the Town of Edisto Beach Code of Ordinances** – Councilwoman Hornsby moved to approve the second reading of Ordinance No. 2018-27 to Amend Sections 86-214(a)(16), 86-214(a)(17) of the Town of Edisto Beach Code of Ordinances. These changes are related to banners and flags. Mayor Pro Tem Moore seconded the motion which was approved 4 – 0.

**New Business**

**A. Award of RFP 2018-16 Edisto Beach Tennis Court Repair** – Mayor Pro Tem Moore moved to defer the award of RFP 2018-16, Edisto Beach Tennis Court Repair, to give Administration time to pursue

alternatives that have recently come to light. Councilwoman Smyer seconded the motion which was approved 4 – 0.

**B. Award of RFP 2018-15 Edisto Beach Pump House Rehab 81 Gun Bluff** – Mayor Pro Tem Moore moved to award RFP 2018-15 for the Edisto Beach Pump House Rehab, 81 Gun Bluff to HNI/The Interchange for a cost not to exceed \$6,810 to be paid from Sewer R&R. Sewer R&R has a balance of \$209,949. Councilwoman Smyer seconded the motion which was approved 4 – 0.

**C. Resolution No. 2019-R01 Jury Box Resolution** – Councilwoman Smyer moved to approve Resolution No. 2019-R01, which reads in part “...the 2019 Jury Box has been prepared pursuant to the requirement of Act #480 of 1980 and is now ready for use.” Councilwoman Hornsby seconded the motion which was approved 4 – 0.

**D. Agreement between Colleton County Sheriff’s Office and the Town of Edisto Beach Police Department to Provide the Town of Edisto Beach with Victim’s Assistance** – Councilwoman Hornsby moved to approve the agreement between the Colleton County Sheriff’s office and the Town of Edisto Beach Police Department to Provide the Town of Edisto Beach with Victim’s Assistance. The motion was seconded by Mayor Pro Tem Moore and approved 4 – 0.

**E. TIDE Committee Recommendations** – At the December 5, 2018 meeting, the TIDE Committee moved to recommend Town Council proceed with the following: 1) putting up rope and post fencing at McConkey Square to prevent driving into or falling into the ditch and 2) that benches at beach accesses be placed as far back as possible without causing damage to the dune, keeping a view of the ocean (if possible) but placed for longevity, with the final determination of placement being left up to the Public Works Supervisor. There are not enough available funds in local accommodations to fund any new requests. Councilwoman Hornsby moved to handle these recommendations in house as much as possible since the funds are not available. Mayor Pro Tem Moore seconded the motion which was approved 4 – 0.

**F. Beach Renourishment – Hurricane Irma** – According to the beach survey performed after the storm, the Town lost 49,015 cubic yards of sand. CSE has recommended we scrape sand from the south end of the beach and move it across the beach to the north end stating the storm has accelerated the erosion from the north to the to the south which will shorten the length of time needed between renourishments. If FEMA is funding 75% and the state covers the local match, the Town would be reimbursed for the entire project. The project is estimated to cost \$1,223,779. Mayor Pro Tem Moore moved to go forward with the permitting and application process. Councilwoman Hornsby seconded the motion. Councilwoman Smyer pointed out this motion was not approving the entire project, just the permit and application phase. The project approval would be contingent on funding and further information on where the sand would be taken from/moved to. Mayor Darby called for the vote and the motion was approved 4 – 0.

**G. Recurring Special Event Application, Edisto Chamber of Commerce, 8<sup>th</sup> Annual Road Race** – Councilwoman Smyer moved to approve the Recurring Special Event Application submitted by the Edisto Chamber of Commerce to hold the 8<sup>th</sup> annual Edisto Road Race on March 16, 2019 beginning at 8:00 a.m. The route of the race is to be determined due to drainage work taking place on Myrtle Street. Mayor Pro Tem Moore seconded the motion, which was approved 4 – 0.

**H. Water and Sewer Recommendations –**

**1. Well Site Tract M** – Wharton and Smith has recommended pursuing an alternative to the current plan by abandoning the transmission line that connects wells 1, 6 and 2, and installing a new well on Tract M. This would eliminate a portion of the costs to install a new transmission line and the potential of

maintenance costs by eliminating older infrastructure. The Water and Sewer Committee recommend this change.

**2. Project Management – Ellison Consulting** – The Water and Sewer Committee recommends that Ellison Consulting assume project management responsibilities. Mr. Ellison has submitted a proposal at a cost not to exceed \$45,000 to be funded by Water R&R or contingency funds from the construction fund. The Water R&R balance is \$404,036. Mayor Pro Tem Moore moved to approve both recommendations from the Water and Sewer Committee, seconded by Councilwoman Hornsby. Councilwoman Smyer pointed out that, “the Town had the consultant, Mr. Ellison, look at what was being proposed by Wharton and Smith and after a specific study was done on the feasibility of it, he had determined that is a better plan, and so it’s based on this information that we are making this recommendation.” Mayor Darby called for the vote and the motion was approved 4 – 0.

**I. Edisto Art Guild Request** - Mayor Pro Tem Moore moved to defer the Art Guild Request to the February meeting to give the Town time to review the request. Councilwoman Hornsby seconded the motion, which was approved 4 – 0.

**J. February Council Worksession Change** – Councilwoman Hornsby moved to change the date of the February Worksession from Tuesday, February 12 to Monday, February 11, 2019 due to a conflict with the Beach Advocates meeting. Councilwoman Smyer seconded the motion, which was approved 4 – 0.

**K. Personnel Manual – Modifications to Annual and Sick Leave Policies** – Councilwoman Smyer moved to defer the changes to the personnel manual to give Council more time to look over the proposed changes. Mayor Pro Tem Moore seconded the motion, which was approved 4 – 0.

**Committee Vacancies**

**A. The Image and Design of Edisto Committee, 2 vacancies** – Applications have been received from Peter Beck, Marie Bost and Benny Ferguson. Peter Beck and Marie Bost were elected to serve an additional 3-year term.

**Departmental Reports and Committee Updates**

Administration

In the month of December 2018, the Town received one Freedom of Information request from Tommy Mann. The Town has 12,233 followers on the Facebook page and over 4,500 people viewed the video posted on New Year’s Eve.

There was no financial report.

Building

Patrick Brown, Building Code Administrator, gave the Building report for the month of December 2018.

	December-17	December-18	YTD
Business/Rental License Fees	\$12,611.00	\$2,934.00	\$35,904.71
New Construction Permits	0	2	
Other Permits	18	24	
Permit Fees	\$1,677.50	\$6,089.00	\$36,793.00
Inspections	34	45	274

Fire

Fire Chief Denney Conley gave the Fire Department report for the month ending December 31, 2018.

Calls	December- 17	December- 18	YTD
Medical	7	9	139
Fire-related	2	8	75
EMS/Misc	39	38	311
Beach Wheel Chairs	0	1	66
Water Rescue	0	0	8
Welfare Checks	30	32	<u>188</u>

Police

Police Chief George Brothers gave the report for December 2018.

	December -17	December-18	YTD
Miles Patrolled	7,811	10,015	60,937
Incidents & Calls for Service	77	40	701
Calls for 2 or More Officers	16		
Property Checks	945	964	2,615

Special Events

Kelly Moore, Special Events Coordinator, gave the report for November 2018.

	December-18	YTD
Edisto Civic Center	\$2561.10	
Bay Creek Park	\$1,682.00	\$

The refinishing of the hardwood floors at the Civic Center is complete. The Holiday Market & Mingle at Bay Creek Park netted \$934.14. Mrs. Moore is busy working on the upcoming BBQ Festival.

Utilities

Bob Doub, Utilities Director, gave the report for the month of December 2018.

	December-17	December-18	YTD
Pumped MG Water	7.61	9.22	
Treated MG Wastewater	2.80	5.21	
Water Line Repairs	4	4	
Work Order Repairs	20	45	

During the drainage work on Myrtle Street, one hydrant blew out due to the pipe not having any type of restraint installed. The Utilities Department repaired the hydrant.

### Public Works

Bob Doub, Public Works Director, gave the report for December 2018. The Public Works Department delivered 8 garbage cans and assisted with a private event at Bay Creek Park. Routine Beach Access maintenance occurred as scheduled and mowing schedules have been scaled back to an as-needed basis due to the off season.

### Chamber of Commerce

Lisa Harrell, Chamber Director, gave the report for December 2018.

- The Chamber has signed a contract to advertise in Southern Living magazine. Please look for the 1/3 page ad in the upcoming issue.
- The Edisto Island Museum Annual Members' Meeting will be held on January 13, 2019 at 2:00 p.m.
- On January 14, 2019 at 6:00 p.m. the Town of Edisto Beach will hold an informational public meeting concerning the proposed Army Corps of Engineers project and Perpetual Easement Lines.
- The Art Guild will sponsor a program at the Civic Center on January 14<sup>th</sup> at 6:30 with Frank Harmon, Architect and Artist.
- On January 19, 2019 Whaley's will hold its annual chili cook-off at 4:00.
- On January 22, 2019, the Edisto Lions will co-sponsor a Blood Drive at the Civic Center.
- The Chamber will sponsor a "Lunch and Learn" on January 23, 2019 at noon on Social Media and Small Businesses.
- On February 3, 2019 there will be a Chamber Music at 3:00 p.m. at the Edisto Presbyterian Church.

### Public Comment

No one was signed in to speak.

### Executive Session

Mayor Pro Tem Moore moved to go into Executive Session to discuss the following items:

- A. Discussion incidental to contractual negotiations or other matters covered by the attorney-client privilege (Robert Doub, Utilities Director) S.C. Code § 3-4-70(a)(2) –**
- B. Discussion of employment, appointment compensation, promotion, demotion, discipline, or release of an employee in the Building Department. (Building Zoning Officer). S.C. Code §3-4-70(a)(1) –**
- C. The receipt of legal advice where the legal advice relates to a pending, threatened or potential claim or other matters covered by the attorney-client privilege related to Venture Aloft One, LLC, Zoning Board Appeals, S.C. Code §3-4-70(a)(2) –**
- D. The receipt of legal advice where the legal advice relates to a pending, threatened or potential claim or other matters covered by the attorney-client privilege related to Redeemer Fellowship lawsuit. S.C. Code §3-4-70(a)(2) –**

Councilwoman Smyer seconded the motion, which was approved 4 – 0.

Councilwoman Smyer moved to exit Executive Session, seconded by Councilwoman Hornsby and approved 4 – 0.

No action was required on any of the information discussed in Executive Session.

Mayor Darby told those in attendance that the Annual Goal-Setting Retreat would be held on January 31, 2019.

**Adjournment**

Mayor Pro Tem Moore moved to adjourn the meeting, seconded by Councilwoman Hornsby and approved 4 – 0.

*The public/media was informed of the location, date and time of the meeting on Friday, January 4, 2019.*

APPROVED BY TOWN COUNCIL



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Deborah Hargis, Municipal Clerk  
February 14, 2019