

November 12, 2018

MINUTES OF REGULAR MEETING
SALUDA COUNTY COUNCIL
MONDAY, NOVEMBER 12, 2018 AT 6:00 P.M.
COUNCIL CHAMBERS OF SALUDA COUNTY ADMINISTRATION BUILDING
400 WEST HIGHLAND STREET, SALUDA, SOUTH CAROLINA 29138

A. CALL TO ORDER

Vice-Chair Gwendolyn C. Shealy called the regular meeting of Saluda County Council to order at 6:00 P.M.

Present were: Vice-Chair Gwendolyn C. Shealy
Coun. J. Frank Daniel, Sr.
Coun. D. J. Miller

Also present were: County Director, Sandra G. Padget
Clerk to Council, Karen T. Whittle
County Attorney, Christian G. Spradley

Absent were: Chm. Derrick W. Jones
Coun. Jones P. Butler

B. INVOCATION

Coun. Daniel delivered the invocation.

C. PLEDGE OF ALLEGIANCE

Vice-Chair Shealy led the Pledge of Allegiance.

D. APPROVAL OF MINUTES

On motion of Coun. Miller, seconded by Coun. Daniel, the minutes for October 8 and November 2, 2018 were unanimously approved as submitted.

E. PUBLIC INFORMATION

It is noted by the Clerk herein that in compliance with the Freedom of Information Act, notice of meeting and agenda were given to the local news media and properly posted, to include the county website.

F. REPORTS OF COUNTY OFFICIALS

1. Coun. Miller congratulated everyone elected in the general election on November 6th and thanked our Veterans for their service in remembrance of Veterans Day.

2. Vice-Chair Shealy announced the birth of Coun. Miller's daughter, Hayden Caroline born October 31st.

Vice-Chair Shealy announced the following officials elected in the November 6th general election: County Council Seat District 1 Frank Daniel; County Council Chairman Derrick Jones; County Council Seat District 3 Justin Anderson; County Auditor Memmus Forrest; and County Treasurer Tiffany Shaw.

Vice Chair Shealy stated the 2018 Capital Projects Sales Tax Referendum would be addressed later in the meeting.

G. OLD BUSINESS

1. On motion of Coun. Daniel, seconded by Coun. Miller, and unanimously approved, Second Reading was given on Ordinance No. 10-18, "AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, SALUDA COUNTY, SOUTH CAROLINA, CHAPTER 6 BUILDING AND BUILDING REGULATIONS, SECTION 6-7 DISTANCE AND SETBACK REQUIREMENTS." Vice-Chair Shealy said the proposed change was for no structure to be located closer than twenty-five (25) feet to the right-of-way of a street or closer than **twenty (20) feet** from another structure.
2. On motion of Coun. Miller, seconded by Coun. Daniel, and unanimously approved, Second Reading was given on Ordinance No. 11-18, "AN ORDINANCE TO AMEND ORDINANCE NO. 06-14, TO CHANGE SECTION 5, USE OF PREMISES, OF THE T-HANGAR LEASE AGREEMENT ATTACHED TO AND MADE PART OF ORDINANCE NO. 06-14." Vice-Chair Shealy said the amendment was upon signing the lease agreement, the Lessee would have thirty (30) days to place an airworthy aircraft in the hangar.
3. Vice-Chair Shealy recognized Captain Toby Horne and Emergency Management Director Josh Morton to present information on a security and camera system for the Criminal Investigations Division building.

Captain Horne requested funding for a security access control system at the Criminal Investigations Division building due to equipment and files in the building. Captain Horne said the security and camera systems would be the last phase of renovations to the building.

Emergency Management Director Josh Morton informed Council quotes were provided in their agenda package on the security access control and camera system, but questions had arisen on the camera system which would require further research. Mr. Morton requested Council to consider the funding for the security access control system and the camera system to be addressed in a future Council meeting.

On motion of Coun. Miller, seconded by Coun. Daniel, it was unanimously approved for Adroit Systems Company to install the access control system in the Criminal Investigations Division building in the amount of \$4,035.42 to be paid from the Public Building Repair Reserve account.

H. NEW BUSINESS

1. Vice-Chair Shealy stated Edgefield County Administrator, Tommy Paradise and Johnathan Larry with the Economic Development Partnership were present representing Project Scott to be included in the joint industrial park between Saluda and Edgefield counties. Vice-Chair Shealy said the Saluda and Edgefield multi-county industrial park agreement concept was created through state statute allowing adjoining counties to jointly participate in the recruitment of industry or businesses. Vice-Chair Shealy said various arrangements could be considered by either one or both counties with revenue sharing negotiated by both counties. Vice-Chair Shealy said Saluda County would receive one-percent (1%) from Edgefield County as the host county, which would be a windfall for Saluda County.

On motion of Coun. Miller, seconded by Coun. Daniel, and unanimously approved, First Reading was given on Ordinance No. 12-18 by title only, "AN ORDINANCE FOR THE DEVELOPMENT OF A NEW JOINT COUNTY INDUSTRIAL AND BUSINESS PARK PURSUANT TO SECTION 4-1-170 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, IN CONJUNCTION WITH EDGEFIELD COUNTY (THE "PARK") SUCH PARK TO BE GEOGRAPHICALLY LOCATED IN EDGEFIELD COUNTY; (2) THE EXECUTION AND DELIVERY OF A WRITTEN PARK AGREEMENT WITH EDGEFIELD COUNTY AS TO THE REQUIREMENT OF PAYMENTS OF FEE IN LIEU OF *AD VALOREM* TAXES WITH RESPECT TO PARK PROPERTY AND THE SHARING OF THE REVENUES AND EXPENSES OF THE PARK; (3) THE DISTRIBUTION OF REVENUES FROM THE PARK TO THE COUNTIES AND RELEVANT TAXING ENTITIES; AND (4) OTHER MATTERS RELATED THERETO." During discussion Council recognized Mr. Paradise. Mr. Paradise stated the company would invest \$2.5 million or more in Edgefield County and as part of the fee-in-lieu-of-tax (FILOT) arrangement with Edgefield County were special source revenue credits that would be received. Mr. Paradise said in order to receive the special source revenue credits, the company had to be in a multi-county industrial park. Mr. Paradise said Edgefield County asked Saluda County to consider being the non-host sponsor of the park, which was basically on paper and there was no infrastructure or maintenance. Mr. Paradise stated Edgefield County would retain ninety-nine percent (99%) and Saluda County would receive one-percent (1%) of the fee-in-lieu-of-tax (FILOT).

2. On motion of Coun. Daniel, seconded by Coun. Miller, and unanimously approved, First Reading was given on Ordinance No. 13-18 by title only, "AN ORDINANCE TO GRANT SALUDA COUNTY WATER AND SEWER AUTHORITY THE OPTION TO PURCHASE TWO TRACTS OF REAL PROPERTY LOCATED OFF OF NORTH BOUKNIGHT FERRY ROAD IN SALUDA COUNTY COMPOSED OF A 17.20 ACRE TRACT AND A 4.60 ACRE TRACT TOTALING 21.80 ACRES BEING A PORTION OF TAX MAP NUMBER 099-00-00-016." During discussion Council recognized Mr.

Jason Fell, General Manager of the Saluda County Water and Sewer Authority. Mr. Fell informed Council that Saluda County Water and Sewer Authority were working with Saluda County, the Town of Saluda, and the Commission of Public Works to improve and provide sewer throughout the County with this being part of the first step moving forward.

3. Vice-Chairman Shealy read the Resolution Declaring the Results of the 2018 Capital Projects Sales and Use Tax Referendum; and Other Related Matters.

On motion of Coun. Daniel, seconded by Coun. Miller, it was unanimously approved to adopt the Resolution Declaring the Results of the 2018 Capital Projects Sales and Use Tax Referendum; and Other Related Matters. (A copy of the Resolution is attached hereto and on file in the Clerk to Council's office.)

4. Mr. David Enzastiga, CPA with the Rish & Enzastiga Firm presented the Audited Financial Statements for Fiscal Year 2017-2018. Mr. Enzastiga stated the audit was unqualified (good) for Fiscal Year 2017-2018.

On motion of Coun. Miller, seconded by Coun. Daniel, it was unanimously approved to accept the Audited Financial Statements for Fiscal Year 2017-2018 as presented by Mr. Enzastiga. (A copy of the audit is on file in the County Council office).

5. On motion of Coun. Daniel, seconded by Coun. Miller, it was unanimously approved to fund from Contingency an amount not to exceed \$34,236.00 for the employer's portion of the County's health insurance increase for January 1, 2019 through June 30, 2019.

6. On motion of Coun. Miller, seconded by Coun. Daniel, it was unanimously approved to appoint Gerry Grenier to the Saluda County Fire Board as Ridge Spring Fire Department's representative retroactive to October 1, 2018 filling an unexpired term ending June 30, 2019.

I. EXECUTIVE SESSION

On motion of Coun. Miller, seconded by Coun. Daniel, it was unanimously approved for Council to go into Executive Session pursuant to Section 30-4-70(a)(1) and (2) of the South Carolina Code of Laws 1976, as amended to discuss 1) personnel in the Clerk of Court's office and 2) personnel in the Roads and Bridges department, to receive legal advice, and to return at the Call of the Vice-Chair.

Note: Chairman Derrick W. Jones was absent for the November 12, 2018 regular meeting of County Council. Chm. Jones provided the Clerk to Council the following recusal statement: "I would like to formally recuse myself from discussion and decisions made on the open position of Deputy Clerk of Court. I will not be at the Council Meeting when this item comes up, but wanted to make it official by the sending of this notice."

Council returned into open session at the Call of the Vice-Chair.

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J. PUBLIC ACTION

On motion of Coun. Daniel, seconded by Coun. Miller, it was unanimously approved to create a permanent part-time Equipment Operator position in the Roads and Bridges department.

K. ADJOURNMENT

On motion of Coun. Miller, seconded by Coun. Daniel, it was unanimously approved to adjourn the meeting at 8:00 P.M.

Karen T. Whittle
Karen T. Whittle
Clerk to Council

Gwendolyn C. Shealy
Gwendolyn C. Shealy
Vice-Chair

December 18, 2018
Date Approved