

January 14, 2019

MINUTES OF REGULAR MEETING  
SALUDA COUNTY COUNCIL  
MONDAY, JANUARY 14, 2019 AT 6:00 P.M.  
COUNCIL CHAMBERS OF SALUDA COUNTY ADMINISTRATION BUILDING  
400 WEST HIGHLAND STREET, SALUDA, SOUTH CAROLINA 29138

A. CALL TO ORDER

Chm. Derrick W. Jones called the regular meeting of Saluda County Council to order at 6:00 P.M.

Present were:

Chm. Derrick W. Jones
Coun. Justin Anderson
Coun. Jones P. Butler
Coun. J. Frank Daniel, Sr.
Coun. D. J. Miller

Also present were:

County Director, Sandra G. Padgett
Clerk to Council, Karen T. Whittle
Attorney, Brian Leetter

B. INVOCATION

Coun. Butler delivered the invocation.

C. PLEDGE OF ALLEGIANCE

Chm. Jones led the Pledge of Allegiance.

D. ELECTION OF VICE-CHAIRMAN

Chm. Jones opened the floor for nominations for Vice Chairman of Saluda County Council for 2019-2020. Coun. Butler nominated Coun. Frank Daniel for Vice-Chairman of Saluda County Council. Coun. Miller seconded the nomination. Council approved the nomination with Coun. Daniel not voting.

County Council approved Coun. J. Frank Daniel to serve as Vice-Chairman of Saluda County Council for 2019-2020.

Chm. Jones stated the vote was unanimous and announced Coun. J. Frank Daniel as Vice-Chairman of Saluda County Council for 2019-2020.

E. APPROVAL OF MINUTES

On motion of Coun. Anderson, seconded by Coun. Daniel, the minutes for December 18, 2018 were unanimously approved as submitted.

F. 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.

G. REPORTS OF COUNTY OFFICIALS

1. Chm. Jones recognized former Council Member, Gwendolyn C. Shealy for her years of dedicated service to the citizens of Saluda County and Saluda County Council and presented her with a plaque of appreciation.

H. PUBLIC HEARINGS

1. Chm. Jones opened the Public Hearing 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."

Chm. Jones read the following:

"The current distance and setback requirements read:

No structure shall be located closer than twenty-five (25) feet to the right-of-way of a street or closer than **twenty-five (25) feet** from another structure. All structures must have a minimum setback of ten (10) feet from property lines.

The recommended distance and setback requirements would read:

No structure shall 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. All structures must have a minimum setback of ten (10) feet from property lines.

In the past if one property owner built a structure 10 feet from the property line, then at such time the adjoining property owner wanted to build a structure, it had to be 15 feet from the property line. By changing to twenty (20) feet from another structure, adjoining property owners would equally have to meet the 10 foot requirement from the property line."

No one spoke and the public hearing was closed.

2. Chm. Jones opened the Public Hearing 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."

Chm. Jones stated the following amendment would be added to Section 5(a): Upon signing the Lease Agreement the Lessee has 30 days to place an airworthy aircraft in the hangar. Extensions may be granted on a case by case basis as approved by the Airport Commission. County Council by way of County Director will be notified in writing of any extensions granted.

No one spoke and the public hearing was closed.

3. Chm. Jones opened the Public Hearing on Ordinance No. 13-18, "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."

Chm. Jones stated the total was 21.80 acres for a total purchase price of \$114,300.00 with purchase options as set forth in the agreement.

No one spoke and the public hearing was closed.

#### I. OLD BUSINESS

1. On motion of Coun. Miller, seconded by Coun. Anderson, it was unanimously approved to ratify the resolutions for Rosa S. Berry and Sheila W. Horne. (A copy of the Resolutions are on file in the Clerk to Council's office.)
2. On motion of Coun. Anderson, seconded by Coun. Miller, and approved, Third 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." (Voting in Favor: Chm. Jones, Coun. Butler, Daniel, Miller). (Opposed: Coun. Anderson). During discussion Chm. Jones stated the amendment would read: No structure shall 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. All structures must have a minimum setback of ten (10) feet from property lines.
3. On motion of Coun. Anderson, seconded by Coun. Daniel, and unanimously approved, Third 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." During discussion Chm. Jones stated the following amendment would be added to Section 5(a): Upon signing the Lease Agreement the Lessee has 30 days to place an airworthy aircraft in the hangar. Extensions may be granted on a case by case basis as approved by the Airport Commission. County Council by way of County Director will be notified in writing of any extensions granted.

4. On motion of Coun. Anderson, seconded by Coun. Daniel, and unanimously approved, Third Reading was given on Ordinance No. 13-18, "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 Chm. Jones stated the total was 21.80 acres for a total purchase price of \$114,300.00 with purchase options as set forth in the agreement.
5. On motion of Coun. Anderson, seconded by Coun. Miller, and unanimously approved, Second Reading was given on Ordinance No. 12-18, "AN ORDINANCE AUTHORIZING AND APPROVING (1) THE DEVELOPMENT OF A NEW JOINT COUNTY INDUSTRIAL AND BUSINESS PARK (PROJECT SCOTT) 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 AND TO INCLUDE THE AFOREMENTIONED PROJECT; (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 Chm. Jones stated Project Scott was an existing company in Edgefield County that has an expansion planned and as part of the fee-in-lieu-of-tax (FILOT) arrangement with Edgefield County were special source revenue credits. In order to receive the special source revenue credits, the company has to be in a multi-county industrial park and 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. Edgefield County would retain ninety-nine percent (99%) and Saluda County would receive one-percent (1%) of the fee-in-lieu-of-tax (FILOT).

J. NEW BUSINESS

1. Chm. Jones read into the record the following County Council Committees for 2019 and 2020. (A detailed list is on file in the Clerk to Council's office).

**Administration and Finance** – Chm. Jones, Chairman and Full Council

**Public Safety** – Coun. Anderson, Chairman and Coun. Butler

**Health & Welfare** – Coun. Miller, Chairman and Coun. Anderson

**County Planning** – Chm. Jones, Chairman and Coun. Miller

**Economic Development** – Chm. Jones, Chairman and Coun. Miller

**Public Works I (Solid Waste)** – Coun. Daniel, Chairman and Chm. Jones

**Public Works II (Roads & Bridges)** – Coun. Butler, Chairman and Coun. Daniel

**Education** – Chm. Jones, Chairman and Full Council

**Justice** – Coun. Anderson, Chairman and Coun. Butler

**Agriculture, Forestry and Military Affairs** – Coun. Butler, Chairman and Coun. Daniel  
**County Owned Property** – Coun. Daniel, Chairman and Chm. Jones  
**Quality of Life** – Coun. Miller, Chairman and Coun. Anderson

2. Chm. Jones addressed authorizing a request for qualifications for Engineering and Consulting Services for the Saluda County Airport.

Chm. Jones said the airport's current consultant engineering agreement had expired. In order for Saluda County to receive Airport Improvement Plan funding for future engineering services, Saluda County would need to go through a selection process in accordance with the FAA Advisory Circular 150/5100-14E Change 1 Architectural, Engineering, and Planning Consultant Services for Airport Grant Projects. Per the Advisory Circular, the process must be accomplished using a qualification based selection procedure.

On motion of Coun. Miller, seconded by Coun. Butler, it was unanimously approved to authorize staff to develop a request for qualifications package for Engineering and Consulting Services for the Saluda County Airport.

3. Chm. Jones recognized Fire Service Coordinator, Josh Morton to present consideration to reimburse the Fire Board Rollover account from the Fire Board Millage account for the purchase of a tanker and consideration to allocate funding from the Fire Board Millage account to rebuild the pump on the tanker.

- a. Mr. Morton requested for Council to consider reimbursing the fire board rollover account \$13,500.00 for the purchase of a used 1,500 gallon tanker to place at the Saluda Fire Department to fill a gap in tanker coverage for Saluda County's upcoming hauled-water ISO rating. Mr. Morton said the ISO rating survey would be an effort to address increased insurance rates throughout the county in recent years. The tanker was purchased on Govdeals for \$12,000.00 plus a \$1,500.00 buyer's premium for a total of \$13,500.00. Mr. Morton said the fire service utilized funds in the fire board rollover account to purchase the tanker due to the short time frame to purchase the tanker through Govdeals being the reason the request was being brought to Council after the purchase. Mr. Morton said he did receive approval from the Council Chairman and County Director prior to the purchase. Mr. Morton said the Fire Board was requesting \$13,500.00 be transferred from the fire board millage account to the fire board rollover account to reimburse the account for the purchase of the tanker.

Mr. Morton explained the three accounts for the fire board. The first account was the fire board operating budget provided by Council each year. The second account was the fire board rollover account established by County Council for unused funds in the annual fire board operating budget to be transferred into the rollover account at the end of the fiscal year for emergency purchases and expenses. Mr. Morton explained funds were placed in the rollover account at the end of the fiscal year to purchase turnout gear. Mr. Morton said the third account was the fire board millage account which was one mill and was established for the future purchase of fire trucks. Mr. Morton said

currently payments for two tankers were being paid from the millage account. Mr. Morton said Council had to authorize funds to be spent from the fire board millage account.

On motion of Coun. Daniel, seconded by Coun. Miller, it was unanimously approved to transfer \$13,500.00 from the fire board millage account to the fire board rollover account for reimbursement of the purchase for a used 1,500 gallon tanker to fill a gap in tanker coverage for the upcoming ISO rating. During discussion Coun. Miller thanked Mr. Morton for the explanation of the fire board accounts. Council and Mr. Morton discussed the tanker was a 1994 model, but was in good condition and well maintained. Chm. Jones said the tanker was needed for the ISO rating survey which would help the majority of the County with insurance.

- b. Mr. Morton requested Council to consider additional funds to be allocated from the fire board millage account to purchase equipment to outfit the tanker in the amount of \$6,000.00; repairs in the amount of \$2,000.00; and striping in the amount of \$500.00. Mr. Morton informed Council it was thought the pump on the tanker needed to be rebuilt, but only a minor repair was needed.

On motion of Coun. Miller, seconded by Coun. Daniel, it was unanimously approved to authorize the Fire Service Coordinator to spend an amount not to exceed \$8,500.00 from the fire board millage account on repairs, equipment and striping on the new tanker.

4. Chm. Jones recognized EMS Director, Jacob Starnes to present consideration for Saluda County to issue a letter of intent to purchase a new ambulance for EMS.

Mr. Starnes requested Council to consider issuing a letter of intent to purchase a new Dodge chassis ambulance in the amount of \$44,620.00 for Fiscal Year 2019-2020. Mr. Starnes said a letter of intent was needed due to Dodge only manufacturing a limited number of ambulances each year. Mr. Starnes introduced Mr. Eric Vogl with Demers Ambulances to provide more information.

Mr. Vogl informed Council approximately three years ago Dodge began manufacturing Dodge 4500 series chassis for ambulances which were different from a Dodge 4500 series bought from a dealer. Mr. Vogl said Dodge retooled their machines to manufacturer a limited number of chassis for ambulances. Mr. Vogl said the letter of intent would be for Demers to inform Dodge to manufacturer a chassis for an ambulance earmarked for Saluda County EMS.

On motion of Coun. Miller, seconded by Coun. Daniel, it was unanimously approved to authorize staff to issue a letter of intent to purchase a Demers Chassis in FY2019-2020 in order to be placed on the manufacturing list. During discussion Council and Mr. Vogl discussed this was a letter of intent and not a commitment if Council decided the ambulance could not be purchased. Mr. Vogl said 90 days prior to production, Demers would consult with Saluda County as to whether they intended to purchase the ambulance, and if not,

Demers would move to the next customer on their list. Mr. Vogl said if Saluda County waited till July of 2019 to decide to purchase a new ambulance, it may be too late to be manufactured, and could possibly be one and a half years before the ambulance was manufactured and received. Mr. Starnes and Mr. Vogl explained Dodge manufacturers the chassis/cab, Demers manufacturers the ambulance box with equipment, but Demers has to place the order with Dodge. Mr. Starnes also explained the current county Demers ambulances have a 25 year warranty, so in the future the county would only have to purchase the Dodge chassis and the ambulance box could be remounted on the new chassis. Mr. Vogl added it was a 25 year warranty or five remounts, whichever came first with mileage of the ambulance being a factor.

5. Chm. Jones recognized Area Livestock & Forages Agent, Travis Mitchell and 4-H Agent, Darcy Schueler with Saluda County Clemson Extension Service.

Mr. Mitchell gave an overview of services he coordinates for the residents of Saluda County through the Clemson Extension Service. Mr. Mitchell stated any financial assistance from Saluda County would be greatly appreciated in the future.

Ms. Schueler gave an overview of 4-H youth programs and projects she coordinates with the youth in Saluda County. Ms. Shuler introduced Ms. Allie Trotter who gave a presentation of her resume with the Saluda County 4-H programs.

Chm. Jones explained to Mr. Mitchell that County Council cut funding to outside agencies in the Fiscal Year 2018-2019 budget in an effort to determine agencies that needed the funding from the county. Chm. Jones questioned Mr. Mitchell on the amount Clemson Extension Service requested in the fiscal year 2018-2019 county budget. Mr. Mitchell replied their request was \$4000.00.

On motion of Coun. Butler, seconded by Coun. Daniel, it was unanimously approved to fund the Saluda County Clemson Extension Service \$4000.00 for Fiscal Year 2018-2019 to be funded from Contingency.

6. Chm. Jones recognized Mr. Edgar Lamb and Mr. Stanley Fulmer for expression of thanks and request for financial assistance for Palmetto Tractor Club.

Mr. Lamb thanked County Council for their financial assistance to the Palmetto Tractor Club in past years from the Accommodations Tax fund and expressed appreciation for available funding in the future.

K. EXECUTIVE SESSION

On motion of Coun. Miller, seconded by Coun. Anderson, it was unanimously approved for Council to go into Executive Session pursuant to Section 30-4-70(a)(1)(2) and (5) of the South Carolina Code of Laws 1976, as amended to discuss personnel, contractual, and economic development matters and to receive legal advice to include: 1) personnel in the Delinquent Tax Collector department; 2) personnel in the Public Buildings department; 3) personnel for RD grant project; and 4) an economic development matter concerning Roya, to return at the Call of the Chair.

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

L. PUBLIC ACTION

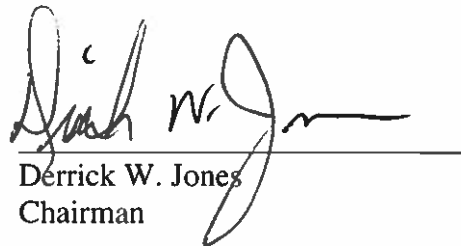
On motion of Coun. Anderson, seconded by Coun. Miller, it was unanimously approved to create a temporary RD Specialist position, at a monthly pay rate to be determined at time of employment, to be advertised according to county policy, and to adopt the job description.

M. ADJOURNMENT

On motion of Coun. Anderson, seconded by Coun. Daniel, it was unanimously approved to adjourn the meeting at 9:04 P.M.



Karen T. Whittle  
Clerk to Council



Derrick W. Jones  
Chairman

February 11, 2019  
Date Approved