

Telephone: 843-549-2545

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City of Walterboro

242 Hampton Street

Walterboro, South Carolina 29488

Mailing Address:

Post Office Box 709

Walterboro, South Carolina 29488-0008

**Walterboro City Council
Public Hearing and Regular Meeting
April 22, 2014
City Hall
6:15 P.M.**

A G E N D A

I. Call to Order:

1. Invocation.
2. Pledge of Allegiance.

II. Public Input on Agenda Items:

III. Public Hearing:

1. Ordinance # 2014-01, to Amend the FY2013-2014 Budget, So As to Provide for Supplemental Appropriation from the City's General Fund Balance in the Amount of \$470,000.

IV. Approval of Minutes:

1. Minutes of the April 8, 2014 Public Hearing and Regular Meeting (Minutes attached).

V. Old Business:

1. **Ordinance # 2014-01**, An Ordinance to Amend the FY2013-2014 City of Walterboro, South Carolina Ordinance # 2013-04, So As to Provide for Supplemental Appropriation from the City's General Fund Balance in the Amount of \$470,000, **Second Reading and Adoption**(Ordinance attached).

VI. New Business:

1. **Ordinance # 2014-02**, An Ordinance to Amend the Unified Development Ordinance of the City of Walterboro, So As to Clarify and Strengthen Portions of the Ordinance, First Reading (Ordinance attached).
2. **Proclamation No. 2014-04**, Child Abuse Prevention Month, April 2014 (Copy attached).
3. Request for Use of Downtown Plaza and to Close Street for Annual Memorial Day Ceremony on May 26, 2014, by Colleton County Veterans Council (Letter attached).
4. Request to Renew Membership in Lowcountry Regional HOME Consortium (Letter attached).

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City Council Meeting
Agenda
April 22, 2014

VII. Committee Reports:

VIII. City Manager's Report:

IX. Executive Session:

X. ADJOURNMENT.

AFFIDAVIT OF PUBLICATION IN

The Press and Standard

PERSONALLY appeared before me, William B. Moore, who being duly sworn, says that he is the publisher of The Press and Standard, published on Tuesday and Friday of each week in Walterboro, County of Colleton, State of South Carolina; that the notice, of which a printed copy is hereby attached, was published in The Press and Standard for One(1) issues, said publication commencing on April 03, 2014, and ending on April 03, 2014.

SWORN to before me

this 3 day of APR, 2014
Barbara McCrell (L.S.)

Notary Public for South Carolina

Commission expires 6-4-22



William B. Moore



PUBLIC HEARING NOTICE

Walterboro City Council will hold a public hearing on Tuesday, April 22, 2014 at 6:15 P.M. in City Hall, 242 Hampton Street, to receive public comments on the following proposed ordinance:

Ordinance # 2014-01, An Ordinance to Amend the FY2013-2014 City of Walterboro, South Carolina Ordinance # 2013-04 So As to Provide for Supplemental Appropriation from the City's General Fund Balance in the Amount of \$470,000.

A copy of the proposed ordinance is available in the City Manager's Office at City Hall, 242 Hampton Street. Written comments may be mailed to the City Manager, P.O. Box 709, Walterboro, SC 29488 and must be received prior to the public hearing. Please call the City Manager's Office (782-1011) for additional information or for disabled persons needing auxiliary aids. Please give at least 24 hours notice if auxiliary aids are required.

DRAFT

Walterboro City Council
Public Hearing and Regular Meeting
April 8, 2014

MINUTES

A Regular Meeting of Walterboro City Council was held at City Hall on Tuesday, April 8, 2014, at 6:15 P.M. with Mayor Bill Young presiding.

PRESENT WERE: Mayor Bill Young, Council Members: Jimmy Syfrett, Paul Siegel, Tom Lohr, Bobby Bonds, James Broderick and Judy Bridge. City Manager Jeff Molinari, City Clerk Betty Hudson, and City Attorney George Cone were also present. Fourteen (14) persons were present in the audience.

There being a quorum present, Mayor Young called the meeting to order, and called on Council Member Syfrett for the invocation and Council Member Siegel to lead the pledge of allegiance to our flag.

PUBLIC INPUT ON AGENDA ITEMS:

There were no comments or questions on agenda items.

PUBLIC HEARING:

Next, the Mayor opened a public hearing, duly advertised, to receive public comments or questions on: A Joint CDBG Grant Application with Colleton County for a Water Line Loop Project in the City of Walterboro and Colleton County in the Amount of \$750,000 to Address Water Pressure Issues for the Areas Being Served by the City Water System. Mr. Chris Bickley was present on behalf of Lowcountry Council of Governments (LCOG) to conduct the hearing. A copy of the sign-in sheet for his public hearing is attached as part of these minutes.

Mr. Chris Bickley told Council that LCOG appreciates the opportunity to work with the City on this project. He stated that this is a Community Development Block Grant joint application between the City and the County. There will be a memorandum of understanding or agreement between the City and the County for this project. The grant is for a total of \$750,000, with a 10% local match. In addition to that, the City will be adding an additional \$38,500 to this project. Mr. Bickley then gave a brief description of the area to be served by using an overhead map projection.

Mr. Bickley pointed out that this water looping project would include the following streets and affected area: Robertson Boulevard, Hampton Street, Padgett Loop, Strickland, Howell, Francis, Chaplin and Grace Streets. A larger portion will be out on Hampton Drive beyond the City limits on Peurifoy Road, Hayden, 4th Street, 5th Street, Oak, 3rd Street, Mitchell, Hickory and Edgewood Streets. This water looping project will increase water pressure for the residents in this area and also improve fire flow. There are approximately 465 people in this area, and over 75% of those persons are low-to-moderate income, which is the target group to be dedicated under a Community Development Block Grant. Mr. Bickley then asked Utilities Director Wayne Crosby if he had any remarks to add. Mr. Crosby noted that along with helping with water pressure problems and increase fire protection, this project will add some nine (9) fire hydrants throughout this area.

No comments or questions were received. The public hearing was closed, and the regular meeting began.

APPROVAL OF THE MINUTES:

The Minutes of the March 25, 2014 Regular Meeting were approved as submitted upon the motion of Council Member Bonds, seconded by Council Member Bridge with all members voting in favor.

DRAFT

Walterboro City Council
Public Hearing and Regular Meeting
April 8, 2014

MINUTES/Page II

OLD BUSINESS:

There was no Old Business before Council.

NEW BUSINESS:

1. Ordinance # 2014-01, An Ordinance to Amend the FY2013-2014 City of Walterboro, South Carolina Ordinance # 2013-04, So As to Provide for Supplemental Appropriation from the City's General Fund Balance in the Amount of \$470,000, First Reading

City Manager Molinari informed Council that in this fiscal year, the City has had a couple of significant unbudgeted expenditures - a settlement with the County in the amount of \$420,000, as well as \$50,000 to hire an Interim City Manager. This is simply something we need for bookkeeping to satisfy the auditors. We want to make sure that when the audit is done for this fiscal year, that we get a clean opinion. This is a necessary step that we need to take for these unbudgeted expenditures.

A motion was made by Council Member Lohr, seconded by Council Member Broderick, to give First Reading Approval to Ordinance #2014-01, as submitted. The motion passed with all members voting in favor.

2. Resolution # 2014-R-03, A Resolution Authorizing Submission of Joint CDBG Grant Application with Colleton County for a Water Line Loop Project in the City of Walterboro and Colleton County in the Amount of \$750,000 and Committing a 10% (\$75,000) Match in Local Funds, and Authorization for the City Manager to Commit Additional Funding in the Amount of \$38,500

A motion was made by Council Member Bridge, seconded by Council Member Syfrett to adopt Resolution # 2014-R-03 as submitted. The motion passed unanimously. A copy of said resolution is attached as part of these minutes.

COMMITTEE REPORTS:

There were no Committee Reports given.

CITY MANAGER'S REPORT:

No Manager's Report was presented.

EXECUTIVE SESSION:

The Mayor then entertained a motion to enter an Executive Session. Council Member Broderick So Moved and Council Member Lohr seconded the motion that passed unanimously. The Mayor announced that the meeting will convene into an Executive Session for a discussion of matters concerning the proposed location, expansion or provision of services encouraging location or expansion of industries or other businesses in the area served by the public body, and for receipt of legal advice.

The meeting then entered into an Executive Session.

At approximately 7:08 p.m., a motion was made by Council Member Syfrett, seconded by Council Member Lohr to exit Executive Session and re-enter Open Session. The motion passed unanimously.

DRAFT

Walterboro City Council
Public Hearing and Regular Meeting
April 8, 2014

MINUTES/Page III

A motion was made by Council Member Syfrett to split the outstanding sewer cost with Colleton County for Project Dent, in that the City will pay \$17,000 of the remaining \$34,000 cost. Council Member Broderick seconded the motion that passed with all members in favor.

There being no further business, a motion to adjourn the meeting was made by Council Member Bonds, seconded by Council Member Broderick and passed unanimously. The Mayor adjourned the meeting at 7:10 P.M. Notice of this meeting was distributed to all local media and posted on the City Hall bulletin board at least twenty-four hours prior to meeting time.

Respectfully,

Betty J. Hudson
City Clerk

ORDINANCE # 2014-01

AN ORDINANCE TO AMEND THE FY2013-2014 CITY OF WALTERBORO, SOUTH CAROLINA ORDINANCE # 2013-04 SO AS TO PROVIDE FOR SUPPLEMENTAL APPROPRIATION FROM THE CITY'S GENERAL FUND BALANCE IN THE AMOUNT OF \$470,000.

WHEREAS, the fiscal year 2013-2014 budget was adopted with the passage of Ordinance #2013-04 on June 25, 2013; and

WHEREAS, the Mayor and City Council has determined that a need exists to amend said budget to provide for supplemental funding of expenditures; and

WHEREAS, the City of Walterboro has determined it to be in the best interest of its citizens to provide supplemental funding.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WALTERBORO, SOUTH CAROLINA, IN COUNCIL ASSEMBLED, that the fiscal year 2013-2014 Budget shall be amended as follows:

1. Supplemental General Fund expenditures totaling \$470,000 shall be authorized in the departmental line items specified on the attached table.
2. An amended General Fund budget for expenditures of \$7,615,212 shall be established for Fiscal Year 2013-2014.

ADOPTED, this 22nd day of April, 2014.

William T. Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
Municipal Clerk

First Reading: April 8, 2014
Public Hearing: April 22, 2014
Second Reading: _____

**CITY OF WALTERBORO
FY 2013-2014 BUDGET
SUMMARY SHEET BY CATEGORY**

4/17/2014

LINE ITEM	FY 2013-2014 COUNCIL APPROVED	RECOMMENDED FY 2013- 2014 BUDGET AMENDMENT	VARIANCE ORIGINAL VS AMENDED BUDGET
<u>REVENUES</u>			
GENERAL FUND	7,145,212	\$ 7,145,212	\$ -
<u>EXPENDITURES</u>			
CITY COUNCIL			
PERSONNEL	\$ 135,635	\$ 135,635	\$ -
OPERATING	\$ 83,050	\$ 83,050	\$ -
CAPITAL	\$ -	\$ -	\$ -
SUBTOTAL	\$ 218,685	\$ 218,685	\$ -
CITY MANAGER			
PERSONNEL	\$ 179,344	\$ 244,344	
OPERATING	\$ 13,900	\$ 13,900	\$ 50,000
CAPITAL	\$ -	\$ -	\$ -
SUBTOTAL	\$ 193,244	\$ 258,244	\$ 50,000
FINANCE			
PERSONNEL	\$ 196,782	\$ 196,782	\$ -
OPERATING	\$ 231,550	\$ 231,550	\$ -
CAPITAL	\$ -	\$ -	\$ -
SUBTOTAL	\$ 428,332	\$ 428,332	\$ -
PUBLIC WORKS			
PERSONNEL	\$ 632,908	\$ 632,908	\$ -
OPERATING	\$ 557,007	\$ 557,007	\$ -
CAPITAL	\$ 25,500	\$ 25,500	\$ -
SUBTOTAL	\$ 1,215,415	\$ 1,215,415	\$ -
PLANNING & CODES			
PERSONNEL	\$ 224,922	\$ 224,922	\$ -
OPERATING	\$ 30,783	\$ 30,783	\$ -
CAPITAL	\$ -	\$ -	\$ -
SUBTOTAL	\$ 255,705	\$ 255,705	\$ -
JUDICIAL			
PERSONNEL	\$ 117,964	\$ 117,964	\$ -
OPERATING	\$ 36,816	\$ 36,816	\$ -
CAPITAL	\$ -	\$ -	\$ -
SUBTOTAL	\$ 154,780	\$ 154,780	\$ -
PUBLIC SAFETY			
PERSONNEL	\$ 2,441,749	\$ 2,441,749	\$ -
OPERATING	\$ 684,574	\$ 684,574	\$ -
CAPITAL	\$ 129,400	\$ 129,400	\$ -
SUBTOTAL	\$ 3,255,723	\$ 3,255,723	\$ -

**CITY OF WALTERBORO
FY 2013-2014 BUDGET
SUMMARY SHEET BY CATEGORY**

4/17/2014

LINE ITEM	FY 2013-2014 COUNCIL APPROVED	RECOMMENDED FY 2013- 2014 BUDGET AMENDMENT	VARIANCE ORIGINAL VS AMENDED BUDGET
SANITATION			
PERSONNEL	\$ 228,538	\$ 228,538	\$ -
OPERATING	\$ 268,656	\$ 268,656	\$ -
CAPITAL	\$ -	\$ -	\$ -
SUBTOTAL	\$ 497,194	\$ 497,194	\$ -
PARKS			
PERSONNEL	\$ 295,693	\$ 295,693	\$ -
OPERATING	\$ 97,730	\$ 97,730	\$ -
CAPITAL	\$ 20,369	\$ 20,369	\$ -
SUBTOTAL	\$ 413,792	\$ 413,792	\$ -
NON DEPARTMENTAL	\$ 185,700	\$ 605,700	\$ 420,000
RESERVE ACCOUNTS	\$ 372,076	\$ 372,076	\$ -
TOURISM			
PERSONNEL	\$ 102,726	\$ 102,726	\$ -
OPERATING	\$ 30,900	\$ 30,900	\$ -
SUBTOTAL	\$ 133,626	\$ 133,626	\$ -
TOTAL ALL EXPENDITURES	\$ 7,324,272	\$ 7,809,272	\$ 470,000
GENERAL FUND - FUND BALANCE	\$ 49,660	\$ 534,660	\$ 470,000
EQUIPMENT REPLACE FUND	\$ 129,400	\$ 129,400	\$ -
BALANCE	\$ -	\$ -	\$ -

ORDINANCE # 2014-02

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF WALTERBORO, SO AS TO CLARIFY AND STRENGTHEN PORTIONS OF THE ORDINANCE.

WHEREAS, the Municipal Planning Commission has studied improvements that strengthen the Unified Development Ordinance; and,

WHEREAS, the Municipal Planning Commission recommends the following changes to the Unified Development Ordinance in order to clarify portions of the Ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the City of Walterboro, in Council Assembled, that the following amendments to the Unified Development Ordinance will become effective upon passage of this ordinance:

Section 2.4 Permitted Uses Table

Correctional Facility in GCD S/C with Conditions 3.9.6

Section 3.4.4 Delete B and correct letters C thru L to become B thru K

Section 3.9.6 Correctional Facility

- A. Minimum lot size two and one half acres**
- B. Cannot be located on any Major Arterial Street**
- C. Cannot front on more than one street**

Section 5.4 Signs That Require a Permit

All of the signs that are permanent in nature enumerated in this section require a Certificate of Zoning Compliance prior to issuance of Sign Permit and subsequent to construction or alteration of a sign.

Section 5.4 C Freestanding Sign (on-premises) change GCD Max Area (square feet) 16 sf + 8 sf per tenant (up to 32 sf) for businesses located on Local Streets 48 sf + 8 sf per tenant (up to 64 sf) for businesses located on 3 lane or wider Arterial Streets and change Shall be monument or arm style for signs under 48 sf

Section 8.6 Parking of Heavy Vehicles

A. It shall be unlawful for any person to park or leave unattended any truck, tractor, trailer unit, or other such vehicle, with over a two-ton load capacity or which weighs more than 10,000 pounds (Tare Weight), on or within any area of the City, including streets or other public right-of-ways, that are zoned as single family residential (SFR), medium density residential (MDR) or high density residential (HDR); provided, however, the Board of Zoning Appeals may grant a resident of such an area a special exception to this prohibition, of up to one year at a time, if in its opinion the hardship to the resident caused by the strict application of this Ordinance outweighs the public

interest served by this prohibition. In making this determination, the Board of Zoning Appeals may consider the following factors:

5. There are no substantive objections from the vehicles owner's neighbors relative to excessive noise, hours of operation or appearance.

Section 10.4.1 Membership

B. All members shall be appointed to four year staggered terms by the City Council, and after that time their successors are appointed.

Section 10.4.3 Powers & Duties

The Planning Commission prepares and periodically makes recommendations of revision to the City of Waltherboro Comprehensive Plan, as well as all development plans and programs for the City and all implementation measures required to carry out the goals of the Comprehensive Plan, including:

Section 11.2 Certificates of Zoning Compliance

11.2.1 General Provisions

A. No land shall be developed or building or other structure erected, constructed, moved, added to, or structurally altered without a Certificate of Zoning Compliance issued by the Codes Enforcement Officer. A Certificate of Zoning Compliance is required in advance of the following:

1. The issuance of a building permit.
2. Grading or filling a lot.
3. Changing the use of any part of a structure or lot, including the increase of the number of dwelling units on a lot.
4. Extension of utilities to a given site.
5. Constructing, erecting, moving, adding to, or structurally altering a permanent sign that is required to have Certificate of Zoning Compliance in accordance with Chapter 5.

C. No Certificate of Zoning Compliance shall be issued by the Administrator unless that activity, structure, or permanent sign is in conformity with the provisions of this Ordinance, or until Variance approval is granted from the Board of Zoning Appeals as provided for in Section 10.3.3.

Section 11.5.2 is lettered A, C, D and needs correcting to A, B, C,

Section 13.3 Nonconforming Uses

A. Nonconforming uses are declared by this Ordinance to be incompatible with permitted uses listed in Section 2.4 PERMITTED USES TABLE in the district in which they are located.

Section 13.6 Nonconforming Signs

A. Signs existing at the time of the enactment of this Ordinance and not conforming to the provisions herein, but which were constructed in compliance with previous regulations and ordinances, shall be regarded as nonconforming signs and subject to the following regulations:

1. Nonconforming signs shall not be structurally enhanced or modified so as to prolong the life of the sign.

2. No changes in the existing nonconforming signs shall be allowed except for those repairs which are necessary to keep the sign in good working order and the message current.

3. All nonconforming signs are required to be brought into compliance when there is a change in business use or name, or if the sign becomes damaged to an amount greater than 50 percent of its replacement cost. This does not apply to individual business panel changes on nonconforming multi-tenant sign faces or individual business sign faces in order to keep message current if no changes are being made to cabinet.

B. Nonconforming portable and temporary signs that do not conform with the requirements of Chapter 5 shall be removed within 180 days of the effective date of this Ordinance. Nonconforming electronic message display boards that have any distracting appearance of motion shall be brought into compliance within 180 days and shall meet the provisions of Section 5.2.7 E.

DONE, this ____ day of _____, 2014.

William T. Young, Jr.
Mayor

Attest:

Betty J. Hudson
City Clerk

First Reading: _____
Public Hearing: _____
Second Reading: _____

Telephone: 843-549-2545

Fax: 843-549-9795

TTY Relay: 1-800-735-2905

City of Walterboro

242 Hampton Street

Walterboro, South Carolina 29488

Mailing Address:

Post Office Box 709

Walterboro, South Carolina 29488-0008

PROCLAMATION NO. 2014-04

WHEREAS, every child deserves a safe, permanent and nurturing home; and

WHEREAS, all citizens should become involved in helping to prevent child abuse and neglect; and

WHEREAS, the purpose of the Guardian ad Litem Program is to protect and defend children from harm and ensure that abused and neglected children are provided with the court ordered services they need; and

WHEREAS, the month of April be proclaimed Child Abuse and Neglect Prevention Month. Our citizens are encouraged to recognize the significant contributions that volunteers of the Guardian ad Litem Program make in our communities; and

WHEREAS, the Guardian ad Litem staff and volunteers are committed to protecting the best interests of the children of Colleton County by advocating for every child who is the subject of an abuse/or neglect proceeding in Walterboro, S.C.

NOW, THEREFORE, BE IT PROCLAIMED, by the Mayor and City Council of the City of Walterboro, in Council Assembled, that April 2014 shall be designated as

CHILD ABUSE AND NEGLECT PREVENTION MONTH

throughout the City of Walterboro and encourage all citizens to join together in recognition of and gratitude for the Guardian ad Litem staff and volunteers who selflessly devote their time to protect our children.

DONE, this 22nd day of April, 2014.

William T. Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
City Clerk

Colleton County Veterans Council

P.O. BOX 637

WALTERBORO, SC 29488

TELEPHONE: (843) 549-1412

JOHNNY HOLMES, CHAIRMAN

WILLIAM H. PROCTOR
CO-CHAIRMAN

WILLIAM KINARD
TREASURER

JAMES A. WHITE
COORDINATOR

Date: April 17, 2014

Mr. Jeff Molinari, City Manager
P.O. Box 709
Walterboro, SC 29488

Dear Mr. Molinari:

The Colleton County Veterans Council is making our final preparations for this year's annual Memorial Day Ceremony. The Ceremony is scheduled for Monday, May 26, 2014, at the Downtown Plaza. We are writing for your approval to utilize the plaza and to invite you and all the city officials to attend this event.

The program will commence at 9:00 a.m. As we approach this celebration to honor those who served, the Veterans Council requests that the City's street flags be displayed on Washington Street from May 16 – May 31, 2014. In addition, we request that the waterfall is turned off by Friday evening, May 23rd to setup for the event. Lastly, the Council request that Washington Street is closed Monday morning, 8:00 a.m., the day of the ceremony.

We appreciate your assistance in making this year's Memorial Day Ceremony a success. If you have any questions, please give me a call at 549-1412.

Respectfully,

James A. White,
Coordinator



Lowcountry Council of Governments

Phone (843) 726-5536
Fax (843) 726-5165
Email: office@lowcountrycog.org
Website: www.lowcountrycog.org

P.O. Box 98
Yemassee, SC 29945-0098
Delivery Address: 634 Campground Rd.
Office at Point South: I-95 Exit 33 at US Hwy. 17

Lowcountry Regional Development Corporation • Lowcountry Workforce Investment Area
Lowcountry Economic Development District • Lowcountry Regional HOME Consortium
Lowcountry Aging & Disability Resource Center/Area Agency on Aging

March 18, 2014

The Honorable William T. Young, Jr.
Mayor, City of Walterboro
P. O. Box 709
242 Hampton Street
Walterboro, SC 29488-3929

Re: Lowcountry Regional HOME Consortium Renewal

Dear Mayor Young:

Affordable housing remains an issue throughout the Lowcountry Region. All our citizens deserve a safe and decent place to live. Eight years ago more than twenty local governments in our four counties came together to qualify for direct affordable housing funding from the federal government. Since then over \$5 million has been allocated to communities and non-profits to address affordable housing issues. It's been used to construct new housing units, rehabilitate existing units and help families purchase homes in Beaufort, Colleton, Hampton and Jasper Counties. These funds weren't coming into the Region before the Consortium was formed.

The Consortium goes through a renewal process every three years. Your jurisdiction's membership in the Consortium will be renewed automatically unless you decide not to participate. I hope you will remain in the Consortium, and if that is your desire, you don't need to do anything more. However, if you no longer want to be a member, you must notify me in writing by April 30, 2014, of your jurisdiction's intent to withdraw from the Consortium.

We appreciate the opportunity to administer the Consortium on your behalf and thank you for the support you've given to affordable housing projects in your jurisdiction. Please let me know if you have a question or contact our Affordable Housing Manager Barbara Johnson.

Sincerely,

L. Chriswell Bickley, Jr.
Executive Director

/cws

cc: Barbara Johnson