

Telephone: 843-549-2545

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City of Walterboro

242 Hampton Street

Walterboro, South Carolina 29488

Meeting Address:

Post Office Box 709

Walterboro, South Carolina 29488-0008

Walterboro City Council
Public Hearing and Regular Meeting
June 25, 2013
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 # 2013-04**, An Ordinance Adopting the City Budget for Fiscal Year 2013-2014 and Matters Relating Thereto.
2. **Ordinance # 2013-05**, An Ordinance Adopting the City Enterprise Budget for Fiscal Year 2013-2014 and Matters Relating Thereto.
3. **Ordinance # 2013-06**, An Ordinance of the City of Walterboro, South Carolina, Amending the Comprehensive Fee Schedule for the Utility Support Department.

IV. Approval of Minutes:

1. Minutes of the April 9, 2013 Public Hearing and Regular Meeting (Minutes attached).
2. Minutes of the April 23, 2013 Public Hearing and Regular Meeting (Minutes attached).

V. Old Business:

1. **Ordinance # 2013-04**, An Ordinance Adopting the City Budget for Fiscal Year 2013-2014 and Matters Relating Thereto, **Second Reading and Adoption** (Ordinance attached).
2. **Ordinance # 2013-05**, An Ordinance Adopting the City Enterprise Budget for Fiscal Year 2013-2014 and Matters Relating Thereto, **Second Reading and Adoption** (Ordinance attached).

3. **Ordinance # 2013-06**, An Ordinance of the City of Walterboro, South Carolina, Amending the Comprehensive Fee Schedule for the Utility Support Department, **Second Reading and Adoption** (Ordinance attached).

VI. New Business:

1. **Ordinance # 2013-07**, An Ordinance Amending Chapter 6, Buildings and Building Regulations, to Amend the Adoption of Mandatory Standard and International Codes Relating to Inspection Activities by the City of Walterboro and Enforcement of Building Activities as Provided in Said Codes to Add the International Existing Building Code, **First Reading** (Ordinance attached).
2. Certification of May 28, 2013 Municipal Election Results (Resolution # 2013-R-05 attached).
3. Acceptance of Resignation of James Broderick from the Municipal Planning Commission and Resignation of Jimmy Syfrett from the Board of Zoning Appeals.

VII. Committee Reports:

VIII. Executive Session:

IX. 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 Jun 7, 2013, and ending on June 7, 2013.

SWORN to before me


this 7 day of June, 2013
Ratrem McCraw (L.S.)

Notary Public for South Carolina

Commission expires 6-4-22



William B. Moore



PUBLIC NOTICE

hearing on municipal budget

Pursuant to Section 6-1-80 of the S.C. Code of Laws, public notice is hereby given that Walterboro City Council will hold a public hearing on the municipal budget for the 2013-2014 fiscal year.

Date: Tuesday, June 25, 2013
Time: 6:15 P.M.
Location: City Hall Council Chambers, 242 Hampton Street

Current Fiscal Year Revenue	Projected Revenue 2013-2014	Percentage Change in Revenue	Current Fiscal Year Millage
\$7,189,609	\$7,326,097	+1.9%	79.5 Mills
Current Fiscal Year Expenditures	Projected Expenditures 2013-2014	Percentage Change in Expenditures	Estimated Millage for 2013-2014
\$7,455,079	\$7,505,157	+0.67%	91.0 Mills*

*Estimated Millage Equals \$.0910 per \$1,000 of Assessed Property Value.

The City of Walterboro does not discriminate on the basis of disability status. Anyone needing reasonable accommodations, auxiliary aids or services to participate in the public hearing should contact the City Manager's Office 782-1000 at least 72 hours in advance of the meeting date.

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 Jun 7, 2013, and ending on June 7, 2013.

SWORN to before me

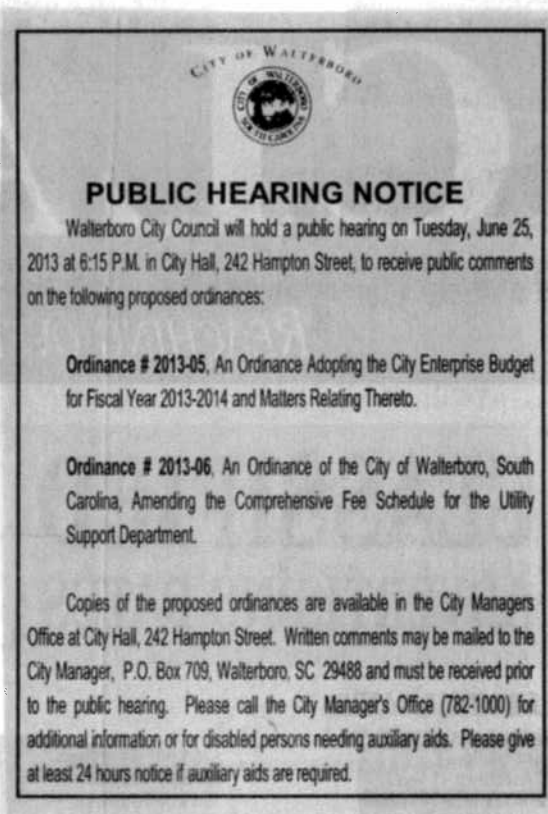
this 7 day of June, 2013
Robert M. Moore (L.S.)

Notary Public for South Carolina

Commission expires 6-4-22



William B. Moore



DRAFT

Walterboro City Council
Public Hearing and Regular Meeting
April 9, 2013

MINUTES

A Public Hearing and Regular Meeting of Walterboro City Council was held at City Hall on Tuesday, April 9, 2013 at 6:15 P.M., with Mayor Bill Young presiding.

PRESENT WERE: Mayor Bill Young, Council Members: Paul Siegel, Dwayne Buckner, Charles Lucas, Tom Lohr and Bobby Bonds. City Manager Jeff Lord, City Clerk Betty Hudson and City Attorney George Cone were also present. Council Member Randy Peters was absent. There were approximately 18 persons present in the audience.

There being a quorum present, Mayor Young called the meeting to order. Council Member Buckner gave the invocation, and Council Member Bonds led the pledge of allegiance to our flag.

Mayor Young congratulated Tourism Director Ms. Donna Laird for all her work in helping to promote the Wings and Wheels Festival at the airport this past weekend. He also commended Mr. Tommy Rowe, Roger Midland and all the airport staff who did a great job in organizing the festival. They had a beautiful day, a large crowd and it really was a plus for our community.

PUBLIC INPUT ON AGENDA ITEMS:

No public comments or questions on agenda items were made.

PUBLIC HEARING:

The Mayor opened a public hearing duly advertised to receive information and comments on two items.

1. Review Program Performance and Accomplishments - CDBG Grant # 4-CI-11-034 Jackson Street Pump Station Upgrades; and
2. Joint CDBG Grant Application with Colleton County for Waterline Extension Project in the City of Walterboro and Colleton County for Approximately \$500,000.

Mr. Chris Bickley of Lowcountry Council of Governments was present on behalf of Ms. Michelle Knight, to present information on these two items.

Item 1 - Review Program Performance and Accomplishments - Jackson Street Pump Station. Mr. Bickley stated that this was a closeout public hearing. In July 2011, the City received \$340,900 in Community Development Block Grant funds to make improvements to the Jackson Street Pump Station. That station serves the residents in the Del-Ray, Rivers, Jackson Street and Gadsden Loop area. This station serves 345 people, 72 of whom are low-to-moderate income. The project also came in significantly under budget and the City was allowed to also improve a second pump station on Birth Street. The Birch Street station serves residents in the Birch Street, Doyle St, Palm and Rivers Street areas. That station serves 117 people of whom 91% are low-to-moderate income. The City provided a little over \$43,000 in local funds to this project as well. This closeout public hearing tonight is the last local item before this project is closed out. We thought it went very well and we hope that the City is pleased with it, as well.

Item 2 - Joint CDBG Grant Application with Colleton County for a Waterline Extension Project. Mr. Bickley stated that this was a joint application public hearing for the City of Walterboro and Colleton County requesting \$413,500 in CDBG Funds from the Department of Commerce to upgrade waterlines along a portion of Hampton Street, Peurifoy Road and Edgewood Avenue, just outside the City Limits. The improvements will increase water pressure and improve fire flow and serve the area bound by the streets - Hampton, Peurifoy, Herndon, Hickory, Popular and Edgewood.

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The City is proposing to serve 260 people, of whom almost 3/4 are low to moderate income. The City will be providing a match of \$41,500 for this application. It is my understanding that those will come from program income funds. The proposed work also includes installation of an eight inch and six inch line to interconnect a number of dead end water lines. This is a joint application because the area to be served is just outside the City limits.

The Mayor then opened the floor to receive any comments or questions from the public on the two public hearing items. None were received. The public hearing was closed and the regular meeting began.

APPROVAL OF THE MINUTES:

The Minutes of the February 26, 2013 Public Hearing and Regular Meeting were approved as submitted on the motion of Council Member Lucas, seconded by Council Member Buckner and passed unanimously.

OLD BUSINESS:

There was no Old Business before Council.

NEW BUSINESS:

1. **Resolution No. 2013-R-01**, designating April as Fair Housing Month and the Nondiscrimination Policy was adopted on the motion of Council Member Bonds, seconded by Council Member Lucas and passed with all members voting in favor. A copy of this resolution as attached as part of these minutes.
2. **Resolution No. 2013-R-02**, A Resolution Authorizing Submission of a Joint CDBG Grant Application with Colleton County for a Waterline Extension Project in the City of Walterboro and Colleton County in the Amount of \$500,000 was before Council. A motion to adopt this resolution was made by Council Member Bonds and seconded by Council Member Lohr.

In discussing the motion, Council Member Buckner said, I see we are matching 10% which would be \$50,000. My question is how much is the county matching? Mr Lord responded noted that the county was not providing any matching funds. He said this is a city-lead project. The reason that this is a joint application is because the waterlines being included are outside of the City. The County would have to agree to the project.

No further discussion was held and the motion passed unanimously.

3. **Consideration of Bids Received for North Lemacks Street Revitalization Project**

Utilities Director Wayne Crosby reported that the City received a grant from the South Carolina Department of Commerce in the amount of \$500,000 that will allow revitalization of the North Lemacks Street area. This project consists of approximately 3,026 linear feet of new six inch water line, three fire hydrants and 38 service re-connections along with approximately 5,100 linear feet of new concrete sidewalk.

A total of 10 bids were received as follows:

Contractor	Amount of Base Proposal	Order of Base Proposal

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BES Construction Walterboro, SC	\$434,377.61	1
Cherokee, Inc. Columbia, SC	\$557,733.10	2
Carolina Tap & Bore, Inc. Columbia, SC	\$575,698.00	3
Anson Construction Ravenel, SC	\$669,058.00	4
L-J, Inc. Columbia, SC	\$677,281.50	5
Eadies Construction Ridgeville, SC	\$699,969.00	6
J.H. Hiers Construction Walterboro, SC	\$708,160.55	7
Triad Engineering Mt. Pleasant, SC	\$761,713.00	8
Tideland Utilities Summerville, SC	\$960,829.90	9
Green Wave Contracting Georgetown, SC	\$1,077,088.00	10

Mr. Crosby recommended acceptance of the low bid of \$434,377.61 from BES Construction for the North Lemacks Street Revitalization Project. He pointed out that BES has an office here in Walterboro and that the City has a good past experience with BES on a similar size water line project.

A motion was made by Council Member Lucas to accept the low bid of \$434,377.61 from BES Construction. Council Member Lohr seconded the motion.

In discussing the motion Council Member Buckner asked for clarification on the location where the new sidewalks would be constructed. Where on Lemacks Street would we place these sidewalks, because there is a part of Lemacks Street that already has a little sidewalk. Mr. Chewning answered that the new sidewalks would be placed on the opposite side of Lemacks Street from the existing sidewalks. They will run from Sweat Street to Ackerman Street, also down Sweat Street from Lemacks to the nursing home on Witsell Street, and on Gruber Street from Lemacks down to the park. Mr. Buckner said he thought the plans were also to replace the sidewalk in front of the old Sam Brown's place, which is now a lime green building. This includes that area all the way down to the adult center. He asked are there any future plans for sidewalks on either side of that portion of Lemacks going towards the airport? Mr. Chewning responded, no, not at this time. He then referred the question to City Manager Jeff Lord. Mr. Lord responded that the North Lemacks Project was the first phase of the planned project, in which the North Lemacks Committee was engaged to come up with for program work. This is phase two. So, this is following that plan. I don't believe there are any sidewalks in phase two.

Council Member Lucas asked if the City was content with the work that BES is doing with the parks, other than the rainy day delay? He asked the City Manager, are you content with having them do another project? Mr. Lord responded yes.

Council Member Bonds asked about the certified bids. He asked what is involved in certification as it relates to the bids? Mr. Lord responded that the process has a sealed bid that's opened in front of the bidders, you write them down and the engineers are there. They (the engineers) go through and review the bids and made sure the totals are added up correctly.

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Walterboro City Council
Public Hearing and Regular Meeting
April 9, 2013

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Council Member Bonds then asked if the BES Parks Project was more than this project of \$434,000. He then asked, are they bonded as it relates to all that? Mr. Crosby responded that they have to submit a bid bond with the contract.

Council Member Buckner expressed concern that the bid received from BES Construction was \$120,000 lower than the next lowest bid. He said, I am sure we have in our contracts that they cannot come back and try to up their bid or charge us more money. Mr. Lord explained that there is always a possibility for change orders, but change orders have to be approved by the City. Mr. Buckner then asked if BES had made any change orders in the past. Mr. Lord responded, absolutely, you will have change orders on any project, because they run into conditions that they don't expect. For example when they removed the asphalt, they expected to have concrete under it, but there was mud and thump. So, you have things that you don't expect to happen.

Mr. Bonds stated that the grant was only \$500,000. Does this include the possibility of dealing with change orders? City Manager Lord responded, we have a little cushion built in there with the grant. Utilities Director Wayne Crosby pointed out that change orders not only have to be approved by the City of Walterboro, but must also be approved by the Department of Commerce.

The motion then passed unanimously.

COMMITTEE REPORTS:

There was no Committee Reports given.

EXECUTIVE SESSION:

The Mayor then entertained a motion to enter an Executive Session. Council Member Lucas So Moved. Council Member Lohr seconded the motion. The motion passed unanimously. The Mayor then announced that the meeting would convene into an Executive Session for a discussion of negotiations incident to proposed contractual arrangements and receipt of legal advice.

The meeting then entered into Executive Session.

The Meeting returned to Open Session with no action taken as a result of the Executive Session.

There being no further business to consider, a motion to adjourn was made by Council Member Lucas, seconded by Council Member Lohr and passed unanimously. The Mayor adjourned the meeting at 7:20 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

DRAFT

Walterboro City Council
Public Hearing and Regular Meeting
April 23, 2013

MINUTES

A Public Hearing and Regular Meeting of Walterboro City Council was held at City Hall on Tuesday, April 23, 2013 at 6:15 P.M., with Mayor Bill Young presiding.

PRESENT WERE: Mayor Bill Young, Council Members: Paul Siegel, Dwayne Buckner, Charles Lucas, Randy Peters, Tom Lohr and Bobby Bonds. City Manager Jeff Lord and City Clerk Betty Hudson were also present. Attorney Clint Campbell was present on behalf of the City Attorney George Cone. There were approximately 29 persons present in the audience.

There being a quorum present, Mayor Young called the meeting to order and gave the invocation. Council Member Peters led the pledge of allegiance to our flag.

The Mayor welcomed Council Member Peters back after being away and ill for a while. He stated, we are glad to have you back.

PUBLIC INPUT ON AGENDA ITEMS:

No public comments were received on agenda items.

PUBLIC HEARING:

The Mayor opened a public hearing duly advertised to receive information and comments on two items.

1. Review the 2013 Annual Action Plan for the Beaufort County/Lowcountry Regional HOME Consortium by Ms. Barbara Johnson, Lowcountry Council of Government.

Ms. Barbara Johnson told Council that the HOME Consortium was started up in 2006, and it consists of our region which is Beaufort, Colleton, Hampton and Jasper Counties. HUD gives us an annual allocation for affordable housing for the region and this is our proposal for next year. We are looking to get \$456,511. We were told to use the numbers that we had from last year because HUD did not have the actual numbers, so we are using the \$456,511. There is a 25% match from our local funds which are paid by each county. The four counties put in a portion of the match which is according to population. Beaufort being the highest, then Colleton County is next, then Hampton and Jasper Counties. The total proposed funding for next year is \$559,226. We are proposing to do one reconstruction project, and four units benefitting four families and a total of 12 people. We are expecting to do three single family housing rehabilitation projects for next year. We are looking to put in about \$58,000 into reconstruction and \$114,000 each in the rehab projects.

Ms. Johnson stated that this public hearing was advertised throughout the region in at least one paper in each county. In conclusion, she said, we are grateful to have Colleton County as a part of this consortium. We have so far, done a project in the City of Walterboro, which is still underway. We have two projects lined up for Colleton County. Also, we did a Habitat for Humanity project where they constructed two new units.

Ms. Johnson informed everyone that Lowcountry Council of Governments is the administrator for the Consortium.

The Mayor then opened the floor to receive any questions or comments. Council Member Buckner asked how a person can apply for these funds to do the projects mentioned. What is the procedure for making an application to have your house redone?

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Ms. Johnson responded, I believe the City would advertise for this. What we usually do, is go through our waiting list and try to identify units. We send out the applications, give a call to make sure the unit is still there and they are qualifying. We have to make sure it is owner-occupied. Which means the person's whose name is on the deed actually lives in the house. We go through the application process; we send out a rehab specialist to take a look at the unit to make sure we can afford to address the unit. That's one of the problems, not having enough funds to address the unit. We have an average of a \$25,000 limit on each project. We do come across homes that we really just can't afford to address. We go through the waiting list we have or the City may have some names that they would like to address. Also, some counties will put an advertisement in the newspapers.

No further questions were received on this public hearing item.

2. Ordinance # 2013-03, to Change the Zoning on Two Parcels of Land (629 Padgett Loop and 633 Padgett Loop) from High Density Residential (HDR) to Neighborhood Commercial (NCD)

The Mayor then opened the floor to receive any comments or questions from the public on the zoning change, proposed in Ordinance # 2013-03. No public comments were made.

PROCLAMATIONS AND RESOLUTIONS:

1. Proclamation No. 2013-01, to Honor Colleton County High School Student Council Named No. 1 Student Council in South Carolina

Mayor Young then stated, we are glad to have with us here tonight representatives from Colleton County High School and the Student Council. They have been named the Number 1 Student Council in the state. So, we are very proud of them and Council has a proclamation to honor the Colleton County High School Student Council.

A motion was then made by Council Member Siegel to approve Proclamation No. 2013-01, to Honor Colleton County High School Student Council Named No. 1 Student Council in South Carolina. Council Member Lohr seconded the motion that passed unanimously.

Mayor Young then asked Ms. Rebecca Goodwin, CCHS Student Council Advisor, along with three students, who were present on behalf of the Colleton County High School Student Council, to come to the podium as he read the proclamation in its entirety into the records and presented it to Ms. Goodwin. Ms. Goodwin recognized the three students present on behalf of Student Council - Claire Copeland, Hannah Houck and Donald Rizer. A copy of said proclamation is attached as part of these minutes.

2. Proclamation No. 2013-02, A Proclamation Designating May 2, 2013 as Special Olympics Day, was approved on the motion of Council Member Peters, seconded by Council Member Lohr and passed unanimously. The Mayor then read the proclamation in its entirety into the records. Ms. Patti Lohr was present on behalf of Special Olympics to receive the proclamation. A copy of said proclamation is attached as part of these minutes.
3. Resolution # 2013-R-03, A Resolution Opposing a Reduction or Elimination of the Tax Exemption on Municipal Bond Interest, was approved on the motion of Council Member Lucas, seconded by Council Member Lohr. In discussing the motion, Council Member Buckner asked for background on the proposed resolution. He asked, do we know which political party offered the proposal for the elimination of this exemption? Mayor Young answered, I really don't know who put this up to start with. I know that this comes to us through the Municipal Association. When Jeff and I went to Washington, one of the things

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that we talked to our Congressional Delegation about was the need for people to be able to invest in their communities without losing the tax exemption that permitted that investment. A number of cities in South Carolina have done this resolution on their own, and the Municipal Association has also done a resolution like this and this is along the same lines. I don't know where it came from. I was starting to say it came from the President, but I am not sure it did. I think it may have come from somebody in Congress, but I am not sure. But whoever it came from, it would make it tough on municipalities to fund big projects, so this is looking out for Walterboro.

Council Member Lohr pointed out that the best coverage of this resolution was in the magazine that we get from the Municipal Association. From what I recall, I don't think that any people were necessarily mentioned. I think basically it was something that was thought to be a good idea on behalf of all the municipalities in our state. The Mayor added that this is nationwide and would affect everybody in the country, not just South Carolina.

The motion to adopt Resolution # 2013-R-03 then passed with all members voting in favor. A copy of this resolution is attached as part of these minutes.

APPROVAL OF THE MINUTES:

The Minutes of the March 11, 2013 Rescheduled Meeting were approved as submitted on the motion of Council Member Buckner, seconded by Council Member Lucas and passed unanimously.

OLD BUSINESS:

1. **Ordinance # 2013-03**, An Ordinance to Change the Zoning on Two Parcels of Land on Padgett Loop, Tax Map # 164-13-00-201 (629 Padgett Loop) and 164-13-00-202 (633 Padgett Loop) from High Density Residential (HDR) to Neighborhood Commercial District (NCD), Second Reading and Adoption.

A motion was made by Council Member Peters, seconded by Council Member Buckner, giving Second Reading and Adoption to Ordinance # 2013-03.

In discussing the motion, Council Member Buckner commended Mrs. Pinckney for opening a business in this area. He said at one time, before I was born, this area was a very thriving part of town with businesses and theaters. So, we are starting to see that resurrection come back with your push to open your business there. It is my hope that we will continue to have other businesses that will take your lead and revitalize that whole area of town.

The motion then passed with all members voting in favor.

NEW BUSINESS:

1. **Consideration of Financial Participation Agreement with SCDOT for Mt Carmel Road Intersection Improvement - (\$19,650)**

City Manager Lord explained that SCDOT will be improving the intersection of Mt. Carmel Road and Bells Highway. It is my understanding that they will realign the intersection. As part of that, they have agreed to include Loop Improvements on that intersection in a block in either direction. So, there will be some landscaping and possibly some moving of sidewalks. So, we get two blocks that we don't have to do improvements, SCDOT will do it. However, SCDOT's rules are that they will not pay for the Mast Arms, so the City will have to pick up the match, estimated to be \$19,650.00 for the Mast Arm. We are not paying for the entire Mast Arm, we are just paying for the match on the difference of what Mast Arms cost over the regular flag pole. So, for approximately \$20,000 we are getting two blocks of upgrades.

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A motion was made by Council Member Siegel to approve the Financial Participation Agreement with SCDOT for the Mt. Carmel Road Intersection Improvement in the amount of \$19,650. Council Member Bonds seconded the motion. In discussing the motion, Council Member Buckner asked the City Manager if staff would be allowed to determine what type of signage would be at that intersection? Because we are putting up the match, would the City be allowed to have the type of sign we want or directional signs because that seems to be an issue right now. Would we be able to have control and say this is what we want to put on the signs? City Manager Lord said that the City would have that control, although he did not feel that signage was a part of this project. But they are looking to us for the design of the poles and lights as necessary. So, they are looking to us for those designs. Council Member Siegel asked if the funds were in the budget? Mr. Lord answered that this was not a budgeted item, it will come from the City's A-Tax funds. Mayor Young noted that a Mast Arm costs about \$100,000. City Manager Lord noted that Council had set-aside the local A-Tax funds as a match for these kinds of projects. This is not part of the general fund budget. So, you are using the money that you had intended it to be used for. On a further question by Councilman Siegel, Mr. Lord affirmed that there would be no invasion of the City's reserve funds.

The motion then passed with all members voting in favor.

2. Consideration of Cancelling or Rescheduling the May 28, 2013 Regular City Council Meeting.

Mayor Young noted that May 28, 2013 was General Election Day.

A motion was made by Council Member Buckner to cancel the May 28, 2013 meeting and reschedule it if necessary. Council Member Lucas seconded the motion that passed unanimously.

COMMITTEE REPORTS:

There was no Committee Reports given.

EXECUTIVE SESSION:

The Mayor then entertained a motion to enter an Executive Session. Council Member Lucas So Moved. Council Member Lohr seconded the motion. The motion passed unanimously. The Mayor then announced that the meeting would convene into an Executive Session for a discussion of negotiations incident to proposed contractual arrangements.

The meeting then entered into Executive Session.

The Meeting returned to Open Session with no action taken as a result of the Executive Session.

There being no further business to consider, a motion to adjourn was made by Council Member Lohr, seconded by Council Member Buckner 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 # 2013-04

AN ORDINANCE ADOPTING THE CITY BUDGET FOR FISCAL YEAR 2013-2014 AND MATTERS RELATING THERETO.

WHEREAS, the 2013-2014 budget has been presented and considered; and

WHEREAS, a public hearing on the budget has been properly advertised and conducted on June 25, 2013, and

WHEREAS, the City has issued General Obligation Bonds and has scheduled payments of \$178,327 including principle and interest through Fiscal Year 2025-2026, and whereas the City is making these payments out of General Fund Revenues and whereas General Fund Revenues have proven to be inadequate to fund said bonds in the Amount of \$1,737,298 outstanding as of the beginning of Fiscal 2013-2014 as the General Fund operated at a deficit in both 2011-2012 and 2012-2013, and

WHEREAS, the City must, under Federal mandate requiring modification of radio frequency, expend approximately \$365,000 to replace its current Public Safety radio system to be able to communicate with Colleton County Sheriff, Fire and Rescue services and whereas this unfunded mandate will result in a deficit if not funded by an increase in property tax millage under Title 12, Section 6-1-320, paragraph B) (5).

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Walterboro, South Carolina, in Council assembled, as follows:

1. The 2013-2014 City Budget is hereby adopted in the amount of \$7,324,272 with revenues and expenditures as set out in the budget document dated June 14, 2013.
2. The property tax rate shall be set at eighty-eight point zero (88.0) mills.
 - a. City Council hereby creates a Capital Improvements millage levy of 4 mills to cover the unfunded bonded debt expense under provisions of Title 12, Section 6-1-320,, paragraph D). This millage shall expire upon final payment of said General Obligation Bonds in Fiscal Year 2025-2026.

b. City Council hereby creates a special property tax millage of 2.86 mills to fund radios under a five year capital lease. This millage shall expire at the end of the five year period.

3. The local option sales tax credit factor shall be .001900 to provide the rollback required by State law.

This ordinance shall be effective July 1, 2013.

DONE, this 25th day of June, 2013.

William T. Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
City Clerk

First Reading: June 14, 2013
Public Hearing: June 25, 2013
Second Reading: _____

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

06/14/13

LINE ITEM	APPROVED FY 2012-2013 BUDGET AS AMENDED	FY 2013-2014 DEPARTMENT REQUEST	FY2013-2014 MANAGER'S RECOMMENDATION	FY 2013-2014 COUNCIL APPROVED
REVENUE				
GENERAL FUND	7,189,609	6,530,904	6,926,910	7,145,212
EXPENDITURES				
CITY COUNCIL				
PERSONNEL	\$ 137,621	\$ 135,635	\$ 135,635	\$ 135,635
OPERATING	\$ 116,000	\$ 133,500	\$ 120,300	\$ 83,050
CAPITAL	\$ -	\$ -	\$ -	\$ -
SUBTOTAL	\$ 253,621	\$ 269,135	\$ 255,935	\$ 218,685
CITY MANAGER				
PERSONNEL	\$ 175,367	\$ 179,344	\$ 179,344	\$ 179,344
OPERATING	\$ 15,500	\$ 16,900	\$ 13,900	\$ 13,900
CAPITAL	\$ -	\$ -	\$ -	\$ -
SUBTOTAL	\$ 190,867	\$ 196,244	\$ 193,244	\$ 193,244
FINANCE				
PERSONNEL	\$ 294,651	\$ 196,782	\$ 196,782	\$ 196,782
OPERATING	\$ 144,562	\$ 234,450	\$ 231,550	\$ 231,550
CAPITAL	\$ -	\$ -	\$ -	\$ -
SUBTOTAL	\$ 439,213	\$ 431,232	\$ 428,332	\$ 428,332
PUBLIC WORKS				
PERSONNEL	\$ 614,911	\$ 663,889	\$ 632,908	\$ 632,908
OPERATING	\$ 555,776	\$ 592,312	\$ 567,007	\$ 557,007
CAPITAL	\$ 41,750	\$ 49,500	\$ 25,500	\$ 25,500
SUBTOTAL	\$ 1,212,437	\$ 1,305,701	\$ 1,225,415	\$ 1,215,415
PLANNING & CODES				
PERSONNEL	\$ 218,118	\$ 224,922	\$ 224,922	\$ 224,922
OPERATING	\$ 33,838	\$ 35,083	\$ 30,783	\$ 30,783
CAPITAL	\$ -	\$ -	\$ -	\$ -
SUBTOTAL	\$ 251,956	\$ 260,005	\$ 255,705	\$ 255,705
JUDICIAL				
PERSONNEL	\$ 127,287	\$ 131,246	\$ 131,246	\$ 117,964
OPERATING	\$ 38,916	\$ 38,416	\$ 36,816	\$ 36,816
CAPITAL	\$ -	\$ -	\$ -	\$ -
SUBTOTAL	\$ 166,203	\$ 169,662	\$ 168,062	\$ 154,780
PUBLIC SAFETY				
PERSONNEL	\$ 2,491,192	\$ 2,475,224	\$ 2,475,224	\$ 2,441,749
OPERATING	\$ 560,326	\$ 651,625	\$ 587,574	\$ 684,574
CAPITAL	\$ 245,720	\$ 1,074,400	\$ 129,400	\$ 129,400
SUBTOTAL	\$ 3,297,238	\$ 4,201,249	\$ 3,192,198	\$ 3,255,723

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

06/14/13

LINE ITEM	APPROVED FY 2012- 2013 BUDGET AS AMENDED	FY 2013-2014 DEPARTMENT REQUEST	FY2013-2014 MANAGER'S RECOMMENDATION	FY 2013-2014 COUNCIL APPROVED
SANITATION				
PERSONNEL	\$ 233,532	\$ 228,538	\$ 228,538	\$ 228,538
OPERATING	\$ 295,411	\$ 328,273	\$ 268,656	\$ 268,656
CAPITAL	\$ -	\$ 214,000	\$ -	\$ -
SUBTOTAL	\$ 528,943	\$ 770,811	\$ 497,194	\$ 497,194
PARKS				
PERSONNEL	\$ 324,263	\$ 327,894	\$ 327,894	\$ 295,693
OPERATING	\$ 89,891	\$ 137,719	\$ 137,719	\$ 97,730
CAPITAL	\$ 6,200	\$ 53,532	\$ 53,532	\$ 20,369
SUBTOTAL	\$ 420,354	\$ 519,145	\$ 519,145	\$ 413,792
NON DEPARTMENTAL	\$ 191,700	\$ 185,700	\$ 185,700	\$ 185,700
RESERVE ACCOUNTS	\$ 364,805	\$ 345,000	\$ 335,000	\$ 372,076
TOURISM				
PERSONNEL	\$ 101,842	\$ 102,726	\$ 102,726	\$ 102,726
OPERATING	\$ 35,900	\$ 35,900	\$ 35,900	\$ 30,900
SUBTOTAL	\$ 137,742	\$ 138,626	\$ 138,626	\$ 133,626
TOTAL ALL EXPENDITURES	\$ 7,455,079	\$ 8,792,510	\$ 7,394,556	\$ 7,324,272
GENERAL FUND - FUND BALANCE	\$ -	\$ -	\$ 49,660	\$ 49,660
EQUIPMENT REPLACE FUND BALANCE	\$ 265,470	\$ -	\$ 129,400	\$ 129,400
	\$ -	\$ (2,261,606)	\$ (288,586)	\$ -

ORDINANCE # 2013-05

AN ORDINANCE ADOPTING THE CITY ENTERPRISE BUDGET FOR FISCAL YEAR 2013-2014 AND MATTERS RELATING THERETO.

WHEREAS, the 2013-2014 budget has been presented and considered; and

WHEREAS, a public hearing on the budget has been properly advertised and conducted on June 25, 2013.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Walterboro, South Carolina, in Council assembled, as follows:

The 2013-2014 City Enterprise Budget is hereby adopted in the amount of \$3,401,950 with revenues and expenditures as set out in the budget document dated June 14, 2013.

This ordinance shall be effective July 1, 2013.

DONE, this 25th day of June, 2013.

William T. Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
City Clerk

First Reading: June 14, 2013
Public Hearing: June 25, 2013
Second Reading: _____

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

06/14/13

LINE ITEM	APPROVED FY 2011-2012 BUDGET AS AMENDED	FY 2012-2013 DEPARTMENT REQUEST	FY2012-2013 MANAGER'S RECOMMENDATION	FY 2012-2013 COUNCIL APPROVED
<u>BEGINNING FUND BALANCE</u>				
UTILITY FUND	\$ 1,712,240	\$ 1,635,240	\$ 1,635,240	\$ 1,635,240
BEGINNING BALANCE TOTAL	\$1,712,240	\$1,635,240	\$1,635,240	\$1,635,240
<u>REVENUE</u>				
UTILITY FUND	3,292,600	3,254,280	3,401,950	3,401,950
<u>EXPENDITURES</u>				
WATER				
PERSONNEL	\$ 333,870	\$ 336,132	\$ 336,132	\$ 336,132
OPERATING	\$ 400,003	\$ 514,040	\$ 480,909	\$ 473,409
CAPITAL	\$ 36,500	\$ 90,000	\$ 15,000	\$ 15,000
SUBTOTAL	\$ 770,373	\$ 940,172	\$ 832,041	\$ 824,541
UTILITY SUPPORT				
PERSONNEL	\$ 68,043	\$ 67,423	\$ 68,096	\$ 68,096
OPERATING	\$ 460,972	\$ 469,047	\$ 461,047	\$ 461,047
CAPITAL	\$ -	\$ 7,000	\$ 7,000	\$ -
SUBTOTAL	\$ 529,015	\$ 543,470	\$ 536,143	\$ 529,143
ECONOMIC DEVELOPMENT				
PERSONNEL	\$ 54,462	\$ -	\$ -	\$ -
OPERATING	\$ 16,267	\$ 69,962	\$ 68,561	\$ 68,561
CAPITAL	\$ -	\$ -	\$ -	\$ -
SUBTOTAL	\$ 70,729	\$ 69,962	\$ 68,561	\$ 68,561
SEWER				
PERSONNEL	\$ 239,610	\$ 251,311	\$ 251,311	\$ 251,311
OPERATING	\$ 368,624	\$ 460,284	\$ 401,184	\$ 401,184
CAPITAL	\$ 15,500	\$ 44,800	\$ 29,800	\$ 29,800
SUBTOTAL	\$ 623,734	\$ 756,395	\$ 682,295	\$ 682,295
UTILITY SUPPORT TO GF	\$ 1,375,749	\$ 944,281	\$ 1,282,910	\$ 1,297,410
UTILITY FUND SUBTOTAL	\$ 3,369,600	\$ 3,254,280	\$ 3,401,950	\$ 3,401,950
TOTAL ALL EXPENDITURES	\$ 3,369,600	\$ 3,254,280	\$ 3,401,950	\$ 3,401,950
<u>ENDING FUND BALANCE</u>				
UTILITY FUND	\$ 1,635,240	\$ 1,635,240	\$ 1,635,240	\$ 1,635,240

ORDINANCE NO. 2013-06

**AN ORDINANCE OF THE CITY OF WALTERBORO, SOUTH CAROLINA,
AMENDING THE COMPREHENSIVE FEE SCHEDULE FOR THE UTILITY
SUPPORT DEPARTMENT.**

WHEREAS, the City of Walterboro from time to time must review its fees and charges and make adjustments as necessary; and

WHEREAS, the need to maintain a comprehensive fee schedule for all City of Walterboro fees is necessary; and

WHEREAS, the fees recommended by the Mayor and Walterboro City Council are as follows:

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Walterboro, the following fees are amended or adopted:

UTILITY SUPPORT DEPARTMENT FEES:

WATER

Minimum Charges (Bi-Monthly Billing)

<u>Service Size/Type</u>	<u>In-City</u>	<u>Out-of City</u>
¾" Residential	\$21.25	\$44.02
¾" Commercial	\$27.31	\$57.34
1" Residential	\$32.80	\$80.27
1" Commercial	\$38.22	\$91.77
1 ¼" Residential	\$43.69	\$103.22
1 ¼" Commercial	\$49.15	\$114.67
1 ½" Residential	\$51.86	\$123.26
1 ½" Commercial	\$57.35	\$134.75
2" Residential	\$90.11	\$220.73
2" Commercial	\$95.56	\$232.22
3" Residential	\$172.01	\$432.86
3" Commercial	\$177.47	\$444.30
4" Residential	\$335.79	\$857.06
4" Commercial	\$341.26	\$868.52
6" Residential	\$663.38	\$1,702.62
6" Commercial	\$693.42	\$1,714.10
8" Residential	\$1,318.54	\$3,393.77
8" Commercial	\$1,324.01	\$3,405.24

Usage Rates

	<u>In-City</u>	<u>Out-of-City</u>
First 4,000	Included in	Minimum
Next 36,000	\$1.41	\$2.84
Next 160,000	\$1.29	\$2.57

All over 200,000 \$1.17 \$2.33

Water Tap Fees

<u>Service Size</u>	<u>In-City</u>	<u>Out-of-City</u>
¾"	\$561.00	\$1,122.00
1"	\$581.00	\$1,162.00
1 ½"	\$715.00	\$1,430.00
2"	\$2,216.00	\$4,432.00
Over 2"	Cost plus 20%	

SEWER

Usage Rates - Per Thousand

<u>In-City</u>	<u>Out-of-City</u>
\$4.10	\$7.76

Sewer Tap Fees

	<u>In-City</u>	<u>Out-of-City</u>	
Residential	\$359.00	\$718.00	
Restaurant	\$3,614.00	\$7,228.00	
Motel/Apartments	\$1,445.00	\$2,890.00	1st unit
	\$86.84	\$173.67	each additional
Business	\$718.00	\$1,436.00	

Administrative

Late Fee	\$10.00
Processing cut-off/on fee	\$30.00
Water meter removal/replacement	\$50.00
Deposit	\$50.00
Turn on/off service fee	\$5.00

This Ordinance shall become effective July 1, 2013.

DONE, this _____ day of _____, 2013.

William T Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
Municipal Clerk

First Reading by Title Only: June 14, 2013
Public Hearing: June 25, 2013
Second Reading: _____ 2013

ORDINANCE # 2013-07

AN ORDINANCE AMENDING CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS, TO AMEND THE ADOPTION OF MANDATORY STANDARD AND INTERNATIONAL CODES RELATING TO INSPECTION ACTIVITIES BY THE CITY OF WALTERBORO AND ENFORCEMENT OF BUILDING ACTIVITIES AS PROVIDED IN SAID CODES TO ADD THE INTERNATIONAL EXISTING BUILDING CODE.

WHEREAS, it is the desire of City Council to promote the rehabilitation and reuse of existing buildings in the City of Walterboro by providing alternative means of compliance with mandatory building codes; and

WHEREAS, the intent of the International Existing Building Code is “to provide flexibility to permit the use of alternative approaches to achieve compliance with minimum requirements to safeguard the public health, safety, and welfare insofar as they are affected by the repair, alteration, change of occupancy, addition and relocation of existing buildings”.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WALTERBORO, IN COUNCIL ASSEMBLED, that paragraphs (a), (b), and (c) of **Sec. 6-1. Codes-Adopted; enforcing officials.** and replace it with the following:

(a) In compliance with Section 6-9-10 of the South Carolina Code of Laws, 1976, as Amended (SC Code), The City of Walterboro acknowledges its responsibility to enforce the editions of the International Building, Residential, Fire, Plumbing, Mechanical and Fuel Gas Codes, as published by the International Code Council and the edition of the National Electrical Code, as published by the National Fire Protection Association, which have been duly adopted and modified by the South Carolina Building Codes Council.

(b) In addition to the building codes named herein and as authorized by Section 6-9-60 of the SC Code, The City of Walterboro hereby adopts Annex H (Administration and Enforcement) of the National Electrical Code, as published by the National Fire Protection Association, Chapter 1 (Administration) of the International Building, Residential, Fire, Plumbing, Mechanical and Fuel Gas Codes; and the International Property Maintenance Code and International Existing Building Code as published by the International Code Council.

(c) Within the codes adopted above, when reference is made to the duties of certain officials named therein, the City official with corresponding duties shall be the responsible official to enforce the provisions of said codes.

(d) The International Building Code is hereby amended to read as follows:

The Building Board shall consist of five members. Such Board shall be composed of two members who shall be an architect, a general contractor or an engineer, and three members at large from the building industry. The Board shall be appointed by City Council.

(e)The International Existing Building Coded is amended by inserting “August 20, 1974” in paragraph 1301.2 **Applicability in Chapter 13 Performance Compliance Methods.**

DONE, this _____ day of _____, 2017.

William T. Young Jr.
Mayor

ATTEST:

Betty Hudson
City Clerk

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

RESOLUTION NO. 2013-R-05

WHEREAS, on April 5, 2013, the Walterboro Municipal Election Commission certified incumbent candidate, William T. Young, Jr. as elected for the Office of Mayor of the City of Walterboro, South Carolina in accordance with State law, Section 7-13-190 for a four (4) year term; and,

WHEREAS, on May 30, 2013, the Walterboro Municipal Election Commission certified the results listed below for the City General Election held May 28, 2013 to elect three (3) City Council Members each for a four (4) year term.

City Council	*James Broderick	350
	Dwayne Buckner	262
	Deborah Culpepper	183
	Dewey Griggs	84
	Nicole Holmes	145
	*Tom Lohr	350
	*Jimmy Syfrett	356
	Write-In	5

*And has declared James Broderick, Tom Lohr and Jimmy Syfrett elected as members of City Council.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Council of Walterboro, South Carolina, in Council Assembled, that the above certification for Mayor and certification of the results of the May 28, 2013 City General Election by the Municipal Election Commission are accepted, ratified and confirmed.

DONE, this 25th day of June, 2013.

William T. Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
Municipal Clerk

**OFFICIAL RESULTS
MUNICIPAL ELECTION
CITY OF WALTERBORO
28 MAY 2013
COLLETON COUNTY, SOUTH CAROLINA**

We, the Municipal Election Commission of the City of Walterboro, hereby declare the following official results of the municipal election held on 28 May, 2013:

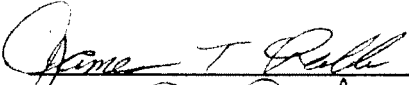

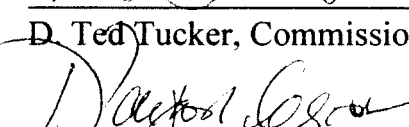
	<u>Votes</u>
City Council *James Broderick	<u>350</u>
Dwayne Buckner	<u>262</u>
Deborah Culpepper	<u>183</u>
Dewey Griggs	<u>84</u>
Nicole Holmes	<u>145</u>
*Tom Lohr	<u>350</u>
*Jimmy Syfrett	<u>356</u>
Write-In _____	<u>5</u>

***And has declared James Broderick, Tom Lohr and Jimmy Syfrett elected as members of City Council.**

Further, on April 5, 2013, the Walterboro Municipal Election Commission certified incumbent candidate, William T. Young, Jr., as elected for the Office of Mayor of the City of Walterboro, South Carolina in accordance with State law, Section 7-13-190.

30 May 2013

MUNICIPAL ELECTION COMMISSION

 James T. Rabb, Chairman	<u>5/30/2013</u> (Date)
 D. Ted Tucker, Commissioner	<u>5/30/2013</u> (Date)
 T. Payton Crosby, Commissioner	<u>5/30/2013</u> (Date)

State of South Carolina)
County of Colleton)
City of Walterboro)

Certification by the
City of Walterboro
Municipal Election Commission

WHEREAS, the undersigned, are the duly appointed Municipal Election Commission (MEC) Members for the City of Walterboro, South Carolina, having been appointed by the Walterboro City Council and serving at Council's pleasure for specific terms as noted; and

WHEREAS, the Municipal Election Commission (MEC) held its first meeting in February, 2013 for the planning and conducting of the City of Walterboro General Election set for May 28, 2013; and

WHEREAS, the MEC proceeded to develop an Election Schedule/Calendar which called for specific dates and actions to be taken; and

WHEREAS, publication ads of the municipal election ran in the local newspaper, "The Press and Standard" for the designated times for running of ads for elections; and

WHEREAS, the books for filing opened on March 12, 2013 and closed on March 21, 2013 at 5:00 P.M.

WHEREAS, after closing and inspection of Statement of Intention of Candidacy forms and Statement of Economic Interest (SEI) reports, the MEC certified one candidate for the office of Mayor and seven (7) candidates for the office of City Council Member as follows:

Mayor (1 seat):

William T. Young, Jr., (Incumbent)

City Council (3 seats):

James Broderick (Candidate)

Dwayne T. Buckner (Incumbent)

Deborah C. Culpepper (Candidate)

Dewey Griggs (Candidate)

Nicole S. Holmes (Candidate)

William "Tom" T. Lohr (Incumbent)

Jimmy Syfrett (Candidate)

WHEREAS, the SC State Ethics Commission has certified receipt of filing of the Statement of Economic Interest (SEI) report by all candidates; and

WHEREAS, S.C. Code of Laws Section 7-13-190 (E) says that a special election or municipal election is NOT required to be conducted if 14 calendar days has passed since the close of the filing period and only one person has filed for the office and no one has declared to be a write-in candidate; and

WHEREAS, as of the period from March 21, 2013; 5:00 P.M. and April 4, 2013; 5:00 P.M., no write-in candidates declared for the City of Walterboro General Election to be held May 28, 2013;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that the powers vested in us by Walterboro City Council and in accordance with State law, Section 7-13-190, as amended, we, the City of Walterboro Municipal Election Commission hereby certifies the above incumbent candidate, "William T. Young, Jr.", as elected for the Office of Mayor of the City of Walterboro, South Carolina and hereby closes the election for the Office of Mayor scheduled for the May 28, 2013 General Election.

FURTHER, the above candidates for City Council, certified by the MEO and SC State Ethics Commission, shall be placed on the ballot for the office of City Council in the May 28, 2013 General Election.

Dated at Walterboro, South Carolina, this 5th day of April, 2013.

James T. Rabb
James T. Rabb, Chairman, MEO

Term: January, 2014

Ted Tucker
Ted Tucker, Commissioner, MEO

Term: January, 2016

T. Payton Crosby
T. Payton Crosby, Commissioner, MEO

Term: January, 2018

Subscribed and sworn to before me, this 5th day of April, 2013 at 2:10 pm of said day.

Betty J. Hudson
Signature of Notary

(NOTARY SEAL)

Betty J. Hudson
Printed Name of Notary

My commission expires: 4-26-2016

David Dodd

From: James Broderick <james.broderick@dcctc.org>
Sent: Thursday, June 20, 2013 3:31 PM
To: ddodd@walterborosc.org
Subject: Resignation from the City of Walterboro Municipal Planning Commission

June 20, 2013

Mr. Dodd and my fellow Planning Commission Members,

Because of my recent election to Walterboro City Council, I must submit my resignation to the Walterboro Planning Commission effective after the next meeting July 2, 2013. I will be sworn into office during the July 9, 2013 City Council meeting. I have learned a lot while serving on the Planning Commission and will use my acquired knowledge to serve you as your City Councilman.

You all have been a wonderful group of people to serve with and I look forward to your continued service to our City. Citizens like you make Walterboro such a wonderful place to live and I appreciate all that you do for Walterboro.

Sincerely,

James D. Broderick

James D. Broderick

David Dodd

From: Jimmy Syfrett <jsyfrett@lowcountry.com>
Sent: Thursday, June 06, 2013 12:22 PM
To: David Dodd
Subject: BZA

Dear David,

I would like to thank you for being patient with me and all my questions for the past year and a half on the Board of Zoning Appeals. I have truly learned a lot about how tough it is to have your job as our Planning & Codes Director.

I am sure you are aware I will be starting a new position with the City, as Councilman on July 9th, 2013. While I am sad about having to resign from the BZA, effective July 9th I truly look forward to working with you during my term as Councilman.

Sincerely,

Jimmy Syfrett