



JASPER COUNTY COUNCIL
COUNCIL MEETING

Jasper County Clementa C. Pinckney Government Bldg.
358 3rd Avenue, Ridgeland, SC 29936
Monday, April 1, 2024
Minutes

Budget Workshop:

- 14th Circuit Public Defender's Office – *Stephanie Smart-Gittings, Public Defender – Did not attend the workshop.*
- Jasper County Coroner's Office – *Willie Aiken, County Coroner – Did not attend the workshop.*

Officials Present: Chairman L. Martin Sauls IV, Councilman Pastor Alvin Adkins, Councilman John Kemp Councilman Coy Garbade Absent: Vice Chairwoman Barbara B. Clark

Staff Present: County Administrator Andrew Fulghum, Clerk to Council Wanda Giles, County Attorney David Tedder, Kimberly Burgess, Lisa Wagner, Danny Lucas and the Videographer.

Call to Order:

Chairman Sauls called the Council Meeting to order. The Report of Compliance with the Freedom of Information Act was read for the records as follows: *In compliance with the Freedom of Information Act, notice of meetings and agendas were posted and furnished to all news media and persons requesting notification.*

2. Executive Session SECTION 30-4-70.

(a) A public body may hold a meeting closed to the public for one or more of the following reasons:

- (1) Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body – [Administrative Services Division](#)**
- (2) Discussion of negotiations incident to proposed contract arrangements and proposed purchase or sale of property, the receipt of legal advice where the legal advice related to pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim – [Tax Map # 063-26-14-001 and Map # 063-26-14-002; Airport Matters – Heddings Lawsuit; Beaufort County Autopsies](#)**
- (5) Discussion of matters relating to the proposed location, expansion, or the provision**

of services encouraging location or expansion of industries or other businesses in the area served by a public body – [Prospect Update](#); [Project Peaches](#); [Project Icarus](#)

ANY EXECUTIVE SESSION MATTER ON WHICH DISCUSSION HAS NOT BEEN COMPLETED MAY HAVE DISCUSSION SUSPENDED FOR PURPOSES OF BEGINNING THE OPEN SESSION AT ITS SCHEDULED TIME, AND COUNCIL MAY RETURN TO EXECUTIVE SESSION DISCUSSION AFTER THE CONCLUSION OF THE OPEN SESSION AGENDA ITEMS.

Motion to go into Executive Session: Councilman Adkins

Second: Councilman Kemp

Vote: Unanimous

The motion passed.

3. Return to Open Session:

Motion to return to Regular Session: Councilman Adkins

Second: Councilman Kemp

Vote: Unanimous

The motion passed.

o Action coming out of Executive Session:

Motion to authorize the administrator to amend the option contract on the Weathersby Property to extend the option date buy a period not to exceed 45 days: Councilman Adkins

Second: Councilman Kemp

Vote: Unanimous

The motion passed.

4. Pledge of Allegiance and Invocation: The Pledge to the Flag was given and the Invocation was given by Councilman Adkins.

5. Approval of the Consent Agenda Items:

Motion to approve: Councilman Kemp

Second: Councilman Adkins

Vote: Unanimous

The motion passed.

6. Approval of the Regular Agenda:

Motion to approve: Councilman Adkins

Second: Councilman Kemp

Vote: Unanimous

The motion passed.

PRESENTATIONS AND PROCLAMATIONS

7. Kristin Dubrowski, Hopeful Horizons, CEO - Proclamation Recognizing April as Sexual Assault Awareness Month. Ms. Dubrowski could not be present to attend the meeting at this time.

RESOLUTIONS

8. David Tedder – Consideration of Resolution #R-2024-12 Committing to Negotiate A Fee-In-Lieu Of AD VALOREM TAXES Agreement Between Jasper County and Project Icarus; Identifying The Project; and Other Matters Related Thereto.

Mr. Tedder was present to review and discuss the consideration of Resolution #R-2024-12 committing to negotiate a Fee-In-Lieu of AD VALOREM TAXES Agreement between Jasper County and Project Icarus. Originally this item's resolution number was listed on the agenda incorrectly and was numbered as R-2024-11, however the information in the resolution document was correct for this item aside from the resolution number. The resolution number was correctly listed on the document as R-2024-12 for recording in the Record of Deeds office.

Motion to approve: Councilman Adkins

Second: Councilman Garbade

Vote: Unanimous

The motion passed.

9. Andrew Fulghum – Consideration of Resolution #R-2024-11 to designate April 2023 as Fair Housing Month in Jasper County, South Carolina.

Mr. Fulghum was present to review and discuss the consideration of Resolution #R-2024-11 to designate April 2023 as Fair Housing Month in Jasper County, South Carolina. Originally this item's resolution number was listed on the agenda incorrectly and was numbered as R-2024-12, however the information in the resolution document was correct for this item aside from the resolution number. The resolution number was correctly listed on the document as R-2024-11 for recording in the Record of Deeds office.

Motion to approve: Councilman Kemp

Second: Councilman Adkins

Vote: Unanimous

The motion passed.

PUBLIC HEARINGS, ORDINANCES AND ACTION ITEMS

10. David Tedder – Consideration of the 2nd reading and Public Hearing of Ordinance #O-2024-06 Authorizing the Execution and Delivery of a Fee-In-Lieu Of *Ad Valorem* Taxes and Incentive Agreement By and Among Jasper County, South Carolina, Hardeeville Jasper Lecangs LLC, and Lecangs LLC for an Economic Development Project formerly known as “Project Peaches”; To Provide for Payment of a Fee-In-Lieu Of Taxes; Authorizing Certain Infrastructure Credits; and Other Related Matters. (1st reading 03.04.2024)

Mr. Tedder was present to review and discuss the consideration of 2nd reading and Public Hearing of Ordinance #O-2024-06 authorizing the execution and delivery of a Fee-In-Lieu Of *Ad Valorem* Taxes and Incentive Agreement by and among Jasper County, South Carolina, Hardeeville Jasper Lecangs LLC, and Lecangs LLC for an Economic Development Project formerly known as “Project Peaches”; to provide for payment of a Fee-In-Lieu Of Taxes; and authorizing Certain Infrastructure Credits. The public hearing for this item was called to order but there were no comments, so the public hearing was closed.

Motion to approve: Councilman Adkins

Second: Councilman Garbade

Vote: Unanimous

The motion passed.

11. David Tedder – Consideration of the 2nd reading and Public Hearing of Ordinance #O-2024-07 to amend the Jasper County Code of Ordinances by repealing Chapter 2, Article IV, Division 6, *Economic Development Alliance*. (1st reading 03.04.2024)

Mr. Tedder was present to review and discuss the consideration of the 2nd reading and public hearing of Ordinance #O-2024-07 to amend the Jasper County Code of Ordinances by repealing Chapter 2, Article IV, Division 6, *Economic Development Alliance*. The public hearing for this item was called to order but there were no comments, so the public hearing was closed.

Motion to approve: Councilman Kemp

Second: Councilman Garbade

Vote: Unanimous

The motion passed.

12. David Tedder – Consideration of the 2nd reading and public hearing of Ordinance #O-2024-08 to amend the Jasper County Code of Ordinances by deleting existing Chapter 26, *Taxation*, Article I and Article II in their entirety, and adopting a new Article I and Article II in their stead. (BOA) (1st reading 03.04.2024)

Mr. Tedder was present to review and discuss the consideration of the 2nd reading and public hearing of Ordinance #O-2024-08 to amend the Jasper County Code of Ordinances by deleting existing Chapter 26, *Taxation*, Article I and Article II in their entirety, and adopting a new Article I and Article II in their stead. Mr. Tedder noted that there had been no changes since the first reading. The public hearing for this item was called to order but there were no comments, so the public hearing was closed.

Motion to approve: Councilman Kemp
Second: Councilman Garbade
Vote: Unanimous
The motion passed.

13. David Tedder – Consideration of the **2nd reading** and public hearing of Ordinance **#O-2024-09** to amend the Jasper County Code of Ordinances by repealing Chapter 28, *Utilities*, Articles II through IV in their entirety and replacing them with a new Article II. (BJWSA) (1st reading 03.04.2024)

Mr. Tedder was present to review and discuss the consideration of the 2nd reading and public hearing of Ordinance **#O-2024-09** to amend the Jasper County Code of Ordinances by repealing Chapter 28, *Utilities*, Articles II through IV in their entirety and replacing them with a new Article II. Mr. Tedder noted that there had been no changes since the first reading The public hearing for this item was called to order but there were no comments, so the public hearing was closed.

Motion to approve: Councilman Adkins
Second: Councilman Garbade
Vote: Unanimous
The motion passed.

14. Kim Burgess – Consideration of the **1st Reading** of an Ordinance Authorising the Execution and Delivery of Certain Instruments Relating to the Acquisition, Construction, Renovation, Equipping, Use, and Leasing of Certain County Facilities; Approving the Issuance of St. Peters Parish/Jasper County Public Facilities Corporation Installment Purchase Revenue Bonds and Bond Anticipation Notes; Consenting to the Form of Trust Agreements Between St. Peters Parish/Jasper County Public Facilities Corporation and the Corporate Trustee; the Lease Of Certain Personal Property, Real Property and the Buildings and Other Site Improvements Located Thereon, By Jasper County, South Carolina to St. Peters Parish/Jasper County Public Facilities Corporation, including Authorising the Execution and Delivery of a Base Lease Agreement, Between Jasper County and St. Peters Parish/Jasper County Public Facilities Corporation; Authorising the Execution And Delivery Of A Public Facilities Purchase and Occupancy Agreement Between Jasper County and St. Peters Parish/Jasper County Public Facilities Corporation; Authorising the Execution and Delivery of a Lease Agreement Between Jasper County and St. Peters Parish/Jasper County Public Facilities Corporation; and Other Matters Relating Thereto.

Ms. Burgess was present to review and discuss the consideration of the 1st Reading of an Ordinance authorising the execution and delivery of certain instruments relating to the acquisition, construction, renovation, equipping, use, and leasing of certain county facilities; approving the issuance of St. Peters Parish/Jasper County Public Facilities Corporation Installment Purchase Revenue Bonds and Bond Anticipation Notes; Consenting to the Form of Trust Agreements between St. Peters Parish/Jasper County Public Facilities Corporation and the Corporate Trustee; the Lease Of Certain Personal Property, Real Property and the Buildings and Other Site Improvements located thereon, by Jasper County, South Carolina to St. Peters Parish/Jasper County Public Facilities Corporation, including authorising the execution and delivery of a Base Lease Agreement, between Jasper County

and St. Peters Parish/Jasper County Public Facilities Corporation; Authorising the execution and delivery of a Public Facilities Purchase and Occupancy Agreement between Jasper County and St. Peters Parish/Jasper County Public Facilities Corporation; Authorising the execution and delivery of a Lease Agreement between Jasper County and St. Peters Parish/Jasper County Public Facilities Corporation.

Motion to approve: Councilman Adkins

Second: Councilman Garbade

Vote: Unanimous

The motion passed.

15. David Tedder – Consideration of the 1st Reading of an Ordinance authorizing the sale of a right of way easement over approximately 0.34 acres, 14,878 sq. ft., being a portion of TMS 042-00-05-040 adjacent to the Interstate Highway I-95, to the South Carolina Department of Transportation in order to facilitate the widening, in exchange for the amount of \$20,000.00 in just compensation, and to authorize the Jasper County Administrator to execute such right of way easement and other documents as may be necessary and appropriate to effect the transfer to the South Carolina Department of Transportation, or its assigns, and matters related thereto. (I95 widening project).

Mr. Tedder was present to review and discuss the consideration of the 1st Reading of an Ordinance authorizing the sale of a right of way easement over approximately 0.34 acres, 14,878 sq. ft., being a portion of TMS 042-00-05-040 adjacent to the Interstate Highway I-95, to the South Carolina Department of Transportation in order to facilitate the widening, in exchange for the amount of \$20,000.00 in just compensation, and to authorize the Jasper County Administrator to execute such right of way easement and other documents as may be necessary and appropriate to effect the transfer to the South Carolina Department of Transportation, or its assigns, and matters related

Motion to approve: Councilman Garbade

Second: Councilman Adkins

Vote: Unanimous

The motion passed.

CITIZEN COMMENTS

16. Open Floor to the Public per Ordinance 08-17 Any citizen of the County may sign to speak in person at the Council Meeting (before the Council Meeting's 6:30PM start time on the Sign-In Sheet on the Podium), to address Council on matters pertaining to County Services and Operations. Presentations will be limited to three (3) minutes per person and total public input will be limited to 30 minutes.

Verna Garvin discussed the concerns she had regarding the special audit of the Treasurer's Office and noted that she wondered if nothing had been entered since 2023, how a budget could be set.

Ms. Frazier discussed the Coosawhatchie Community Center.

Ms. Horton noted that if Ms. Garvin had not finished her statement, she would yield her time to Ms.

Garvin, so Ms. Garvin came back to finish her concerns. She noted she had been in office for 24 years and the Treasurer's Office was an elected position. She discussed how the office was setup during her tenure.

Mr. Sullivan noted they (Civil Air Patrol) were set to come up on the 15th.
Mr. Lee Logan discussed recommendations for the Airport leases, federal funding and the airport.

17. Administrator's Report - Mr. Fulghum reviewed the information from his report. He noted that he wanted to address one item not on his report. He noted that the CDBG grant had been awarded to the Town of Ridgeland and that LCOG requires that the County be a Co-Applicant or have an IGA Agreement. Motion to approve by Councilman Adkins with a second by Councilman Garbade and the motion unanimously passed. There were no other Action Items requiring a vote from the Council in the Administrator's Report.

CONSENT AGENDA

18. Andrew Fulghum – Acceptance of an Economic Development Set-Aside Grant from the SC Department of Commerce in the amount of \$50,000.00 for Master Steel LLC and authorization for the County Administrator to sign the Grant Award Agreement and Related Documents.

19. Approval of the Minutes 02.22.2024

END OF CONSENT AGENDA

20. Council Members Comments: Councilmember Comments were given but there were no comments that required action.

Possible Return to Executive Session to Continue Discussion on Matters Regarding Agenda Item II. **Council may act on any item appearing on the agenda including items discussed in executive session.* There was no need to return to executive session for this meeting. For additional information on this meeting please visit our website for this meeting's agenda E-Packet or for the video go to https://www.youtube.com/channel/UCBmloqX05cKAsHm_ggXCIIA

21. Adjournment:

Motion to adjourn: Councilman Adkins

Second: Councilman Garbade

Vote: Unanimous

The motion passed.

Respectfully submitted:



Wanda H. Giles, Clerk to Council



L. Martin Sauls IV, Chairman